

GENERIC PLAN OF MANAGEMENT SPORTSGROUNDS

TRIM File: 8382#17

NOTE: The Picton Parklands Plan of Management adopted by Council on 23 August 2022 applies to Hume Oval and Picton Sportsground (Fairley's Road), Picton. These sites are no longer part of this Generic Plan of Management.

TABLE OF CONTENTS

INTRODUCTION.....	2
1. BACKGROUND.....	2
2. SCOPE OF THE PLAN OF MANAGEMENT.....	2
3. PROPOSED FUTURE MANAGEMENT OF THE LAND.....	2
4. STRUCTURE OF THE DOCUMENT.....	3
PART 1 – MANAGEMENT STRATEGIES	4
1. GOALS AND VISION	4
2. OBJECTIVES	5
3. REGIONAL CONTEXT	5
4. LAND STATUS.....	6
5. LAND CLASSIFICATION.....	6
6. CURRENT MANAGEMENT REGIME.....	7
7. COMMUNITY VALUES.....	7
PART 2 – MANAGEMENT OBJECTIVES	9
1. ACCESS	9
2. ANIMALS OF SPORTSGROUNDS	9
3. ALLOCATION OF PLAYING FIELDS.....	10
4. CONSUMPTION OF ALCOHOL	10
5. DEVELOPMENT OF LAND.....	11
6. ENVIRONMENTAL MANAGEMENT.....	11
7. FLOODLIGHTING.....	12
8. GROUND CLOSURES AND WET WEATHER.....	13
9. HIRE AND USE OF SPORTSGROUNDS AND ITS FACILITIES.....	13
10. LEASES, LICENCES AND OTHER ESTATES	14
11. MAINTENANCE	15
12. MARKETING	16
13. RISK	16
14. SIGNAGE.....	17
15. SMOKE FREE ENVIRONMENT.....	17
16. WORK BY THIRD PARTIES.....	17
PART 3 – ACTION PLAN	19
PART 4 – SCHEDULE OF LANDS.....	22
APPENDICES.....	28
APPENDIX A - PERMITTED USES AND DEVELOPMENTS.....	28
APPENDIX B - PROHIBITED ACTIVITIES.....	29
APPENDIX C - STATE ENVIRONMENTAL PLANNING POLICY (INFRASTRUCTURE).....	30
APPENDIX D - LIST OF RELATED ACTS, POLICIES AND OTHER DOCUMENTS.....	32

DO NOT DELETE SECTION BREAK

PLAN OF MANAGEMENT – SPORTSGROUNDS

This draft plan has been prepared to meet the core objectives for the management of community land pursuant to Section 36 of the Local Government Act 1993.

Following exhibition and invitation to make submissions of the draft plan which commenced on Wednesday 18 February 2015 and ended on Tuesday 31 March 2015, Council adopted the 'Final' plan at its meeting on Monday 15 June 2015.

INTRODUCTION

1. Background

Council is required in terms of Section 36 of the Local Government Act 1993 to prepare plans of management for its community lands.

A plan of management provides information relating to the long term management of public open space through planning, resource management and maintenance. This plan of management relates to sportsgrounds within the Wollondilly Shire that are located on community land, as well as crown land.

This generic plan of management addresses all open space relating to Council's sportsgrounds. Individual plans of management may be prepared in future for specific site if it is determined that the general nature and use of the land is anticipated to change.

This generic plan of management is consistent with Council's strategic direction on public land management and will be part of Council's overall open space planning activities reflecting its priorities.

2. Scope of the Plan of Management

In preparing these plans, Council has endeavoured to ensure compatibility with a range of other plans and policies previously adopted by the Council, including:

- Community Strategic Plan.
- Open Space, Recreation and Community Facilities Strategy.
- Developer Contributions Plan.
- Local Environmental Plan 1991.
- Stormwater Management Plans (Upper Georges River, Upper Nepean River and Wollondilly District).
- Stonequarry Creek Floodplain Management Plan.
- Strategic Management of Council's Assets Policy
- Council's Corporate Property Policy (TRIM 2440#334).

Should any specific item provided for in a community land plan of management be incompatible with existing plans or policies, then the provisions of those previously adopted plans and policies shall generally have precedence.

3. Proposed Future Management of the Land

The plan outlines strategies for the ongoing management of the land detailing Council's expectations in relation to matters such as general condition and useability, suitability for all people regardless of physical ability, health and safety concerns, environmental concerns and cost effectiveness.

Council will continue to seek ways and means of improving its management of these lands for the benefit of the public at large. It proposes to develop a comprehensive asset management program and to continue to develop its asset maintenance program to achieve a high level of service at an affordable and sustainable cost.

Council's focus in these plans is to:

- Improve accessibility for people of all ages and levels of ability.
- Upgrade, improve and expand existing facilities rather than build new facilities.
- Improve the standard of amenities provided.
- Improve the level of service provided.
- Address health and safety issues.
- Address environmental issues.
- Provide cost effective services.
- Provide additional community facilities, enhance existing open space and protection of the environment.

4. Structure of the Document

This Plan of Management – Sportsgrounds has been prepared in the following parts:

Part 1 – Management Strategies

Identifies corporate goals, objectives and the permissible leasing and licencing arrangements for community land.

Part 2 – Management Objectives

Desired outcomes and/or performance objectives for the management of community land.

Part 3 – Action Plan

Method of achieving the performance objectives and how that performance is to be measured.

Part 4 – Schedule of Lands

Sportsgrounds covered in the Plan of Management.

PART 1 – MANAGEMENT STRATEGIES

1. GOALS AND VISION

The 'Vision' for Wollondilly Shire, developed through the Wollondilly Community Strategic Plan 2030 (November 2010) states that it:

“ Reflects the Community’s desire to maintain Wollondilly Shire’s rural character together with the sense of belonging to caring communities that have been at its core for generations”.

This Vision is based around nine principles that encompass the core qualities of the lifestyles and landscapes that the people of the Shire most value. These principles are:

- **Rural setting and character:** farmland and natural areas, separate towns and villages, rural-type roads
- **Viable agriculture:** a productive, sustainable and visible part of our economy, our community and landscape
- **Lifestyle:** residents experience and value living within a rural setting irrespective of where and how they live
- **Community Spirit:** community spirit thrives in villages with separate but interrelated identities
- **Environment and heritage:** natural and man-made settings with environmental and cultural significance
- **Towns and villages:** focal points which provide opportunities for social interaction.
- **Buildings and development:** sympathetic to the traditional character of our built environment
- **Roads and Transport:** rural living factors contribute to the Shire’s overall high car-dependence
- **Infrastructure and services:** rural living factors can result in lower levels of services and infrastructure.
- **Governance:** maintain a strong and financial position, ensure best practice, accountability and promote a positive corporate image.

This Vision for the Shire informs and directs the goals and subsequent strategies that arise from the development of this plan of management. In accordance with Council’s broader goals, this plan aims to provide the following strategic outcomes for these areas:

- Identify and assess the values, uses and facilities of Council’s sportsgrounds
- Set a vision for sportsgrounds for the long term
- Define permitted uses for sportsgrounds
- Establish a basis for appropriate leases/ licences
- Identify and assess opportunities for development of facilities and infrastructure
- Identify and assess passive recreational and unstructured active sporting opportunities
- Identify and assess recreational demands on existing sportsgrounds and facilities
- Assign directions and priorities through identified infrastructure embellishments in a strategic action plan

2. OBJECTIVES

The Local Government Act prescribes “core objectives” for managing community land according to its category. These core objectives help councils to focus on the essential aspects of each area of land and to determine key performance targets.

Council proposes to manage the various parts of the land according to the Local Government Act core objectives and Council’s other objectives.

Sportsground

The core objectives for the management of community land categorised as a “sportsground” are:

- (a) to encourage, promote and facilitate recreational pursuits in the community involving organised and informal sporting activities and games.
- (b) to ensure that such activities are managed having regard to any adverse impact on nearby residences.
- (c) to allow other uses such as emergency services, social events and the like including Rural Fire Stations, filming, camping, business, tourism, parking, horses and other community purposes (Men’s Sheds) – with applications for these activities to be considered on merit by the property owner.

All community land must be classified in accordance with s. 36 (4) and (5) of the Local Government Act.

Land should be classified as a ‘sportsground’ if the land is used or proposed to be used primarily for active recreation involving organised sports of the playing of outdoor games.

Where the land is **Crown Reserve** managed and controlled by a Council, the management strategy needs to be in accordance with the principles for land management under the Crown Lands Act 1989, namely:

- a) that environmental protection principles be observed in relation to the management and administration of Crown land;
- b) that the natural resources of Crown land (including water, soil, flora, fauna and scenic quality) be conserved wherever possible;
- c) that public use and enjoyment of appropriate Crown land be encouraged;
- d) that, where appropriate, multiple use of Crown land be encouraged;
- e) that, where appropriate, Crown land should be used and managed in such a way that both the land and its resources are sustained in perpetuity; and

3. REGIONAL CONTEXT

The 2011 census indicates that Wollondilly Shire had a population of 43,484. This population is proposed to increase significantly to over 100,000 over the next 20-30 years, resulting primarily from anticipated population booms in Wilton Junction, Appin as well as Silverdale and Cawdor.

The Shire’s population is relatively small, but is spread over 16 towns and villages spanning an area of over 2,500sq.km. The largest town being Tahmoor with approximately 4,100 residents. Other sizeable settlements include Picton, Thirlmere, Bargo and Silverdale – each accommodating approximately 3,000 residents.

This plan of management centres on 14 Sportsgrounds, located in 10 town centres, all identified as regional open space facilities in the hierarchy. These include:

- Appin (x 2 Sportsgrounds)
- Bargo
- Douglas Park
- Oakdale
- Picton (x 3 Sportsgrounds)
- Tahmoor
- The Oaks
- Thirlmere
- Warragamba (x 2 Sportsgrounds)
- Wilton

The 14 Sportsgrounds accommodate the following sports which are currently being actively pursued:

Athletics	AFL
Basketball	BMX
Cricket	Exercise (Outdoor Gym)
Football (Soccer)	Netball
OzTag	Rugby League
Rugby Union	Skateboarding
Softball	Tennis
Touch Football	Walking

4. LAND STATUS

The 14 Sportsgrounds identified in the plan of management are a combination of freehold parcels of land owned by Wollondilly Shire Council, and Crown Lands. Crown Lands are not required to be covered under a plan of management, however, they are included to enable the whole sites to be identified in the Plan.

5. LAND CLASSIFICATION

Land classified as ‘community land’ in terms of s. 27 and clause 6 of schedule 7 of the Local Government Act. These parcels are Council owned. The 14 Sportsgrounds are classified community land and are owned as follows:

- | | |
|---|---|
| • Appin AIS Sportsground | Council (Community Land) |
| • Appin Park | Council (Community Land) |
| • Bargo Sportsground | Council (Community Land) and Crown Land |
| • Douglas Park Sportsground | Crown Land |
| • Dudley Chesham Sportsground, The Oaks | Council (Community Land) |
| • Hume Oval, Picton | Council (Community Land) |

• Picton Sportsground	Council (Community Land)
• Tahmoor Sportsground	Council (Community Land) and Crown Land
• Thirlmere Sportsground	Crown Land
• Victoria Park, Picton	Council (Community Land) and Crown Land
• Warragamba Sportsground	Council (Community Land)
• Waterboard Oval, Warragamba	Council (Community Land)
• Willis Park, Oakdale	Council (Community Land)
• Wilton Recreation Reserve	Crown Land

6. CURRENT MANAGEMENT REGIME

Council currently manages the 14 sportsgrounds and their facilities. Six sportsgrounds are managed by Management Committees, which are voluntary community committees authorised under the delegation of s. 377 of the Local Government Act to manage the facilities on behalf of the community. Management Committees operate under s. 355 of the Local Government Act.

The six sportsgrounds managed by Management Committees are:

- Bargo Sportsground
- Douglas Park Sportsground
- Tahmoor Sportsground
- Thirlmere Sportsground
- Victoria Park, Picton
- Wilton Recreation Reserve

7. COMMUNITY VALUES

This plan takes a values approach to planning and management of the sportsgrounds identified. Values can be defined as describing what is important about a place.

The following points identify the values and importance of public land as previously highlighted by the public during community consultation for the 2001 plan of management process:

- 1. Significance placed on Recreational Values by the Community**
Sportsgrounds in this plan, although retaining significant environmental values and in some cases, cultural and natural values, are overwhelmingly for their recreational facilities and opportunities for organised sports.
- 2. Diversity of Opportunities/ Facilities for Sporting Groups**
The importance of these sportsgrounds and respective facilities in servicing a range of local sporting organisations, associations and clubs (including a range of age groups).
- 3. Broad Community Access and Organisation**
Opportunities for sportsgrounds to cater for a broad range of user groups and organisations by respective sporting bodies to optimise obvious spatial

limitations and temporal constraints (eg. alternating use of sportsgrounds on weekends, evening training under lights).

4. Social Significance

These sportsgrounds provide a significant social and community focus and are important in maintaining a sense of community spirit.

5. Local Sporting History/ Cultural Significance

Recreational facilities reflect a local sporting history for each sportsground (eg. AFL/ football (soccer), rugby league/ cricket/ harness racing/ tennis at Bargo Sportsground, netball/ football/ cricket/ athletics/ dog agility training/ BMX/ skateboarding at Tahmoor. Types of uses, the user groups and organised sporting activities are not static – they change over time and reflect the growth, decline and dynamics of each sport.

6. Opportunities for Developing Representative Level Skills

These sportsgrounds are valued as places for developing the sporting ability and skills of local children and youth to representative levels. The opportunities to promote future growth of each sport (eg. through juniors/ youth) is highly valued.

7. Other Organised Activities at Sportsgrounds

Most of the sportsgrounds also reflect a broad range of other uses and activities, ancillary to the major activities (eg. events/ shows at Bargo Sportsgrounds, scout groups at Hume Oval, Picton).

8. Use of Sportsgrounds for Additional Purposes

Opportunities be considered and granted for additional purpose activities such as Men's Sheds to be carried out where they are not conflicting with or impacting upon the core usage of the facility.

9. Informal Recreational Activities

Informal recreational activities and facilities are also important and well used (eg. skateboard ramps at Bargo Sportsground, Dudley Chesham Sportsground, The Oaks, Tahmoor Sportsground and Warragamba Sportsground).

10. Recreational Linkages

Opportunities exist for enhanced recreational linkages (eg. bushwalking).

11. Environmental and Scenic Values

Some of the sportsgrounds (including Bargo Sportsground, Tahmoor Sportsground and Thirlmere Sportsground) have significant remnant bushland and faunal corridors worthy of protection and rehabilitation.

12. Cultural/ Commemorative Heritage

Victoria Park contains a number of significant trees, planted to commemorate local soldiers who died serving in the Boer War and World War I. cultural plantings are also associated with the AH&I Society and the Annual Show.

PART 2 – MANAGEMENT OBJECTIVES

1. ACCESS

Access to sportsgrounds shall be provided in accordance with Council’s adopted Open Space, Recreation and Community Facilities Strategy, and Disability Action Plan.

Where possible the design of facilities will take into account the needs of disabled users and parents with prams.

It will obtain an appropriate balance of parking without compromising aesthetics or the recreational function of the land.

Allowance is to be made for service and emergency vehicles access to all sportsgrounds.

Council may carry out maintenance that requires the closure of the grounds, provided clubs and other stakeholders are given due warning.

Criteria for the closure of grounds due to wet weather will recognise the communities desire to play sport and limit potential damage to the playing surface – see No. 8 ‘Ground Closures and Wet Weather’ (Part 2) section.

2. ANIMALS ON SPORTSGROUNDS

In the interest of public safety and health, dogs usage of sportsgrounds is only permitted through prior arrangements such as a designated booking (eg. Dog agility training at Tahmoor Sportsground). Dog usage of sportsgrounds is only permitted when the animal is kept on a leash, with the exception of companion animal sites (off-leash areas). At these sites, dogs may access the areas off-leash within the fenced area. Companion animal off-leash sites are located at:

- Appin Park
- Bargo Sportsground
- Tahmoor Sportsground
- Warragamba Sportsground

The riding of horses is prohibited at all sportsgrounds unless otherwise permitted. Applications for riding of horses can be submitted to the land owner and may be assessed on merit. Dudley Chesham Sportsground, The Oaks, has a dedicated horse riding facility managed by the local riding club. Usage of this area must obtain prior approval from the club. Bargo Sportsground has a purpose built trotting track used by trotters. Thirlmere Sportsground has a greyhound track used by dogs.

The usage of sportsgrounds by other animals is not permitted unless otherwise approved by Council.

Further off leash areas will be encouraged throughout the Shire, subject to available funds and suitability of sites. Proposals for such areas will be submitted to the Companion Animals Committee for consideration and comment.

3. ALLOCATION OF PLAYING FIELDS

The allocation of playing fields is undertaken in a manner that is responsive to recreation trends and a local hierarchy of sportsground uses.

Fields are allocated to reflect recreational demand.

Playing fields will be allocated on a seasonal basis and subject to the lease and licence provisions of this plan of management, unless determined by other arrangements.

Council will encourage the multiple use of existing recreation and sports facilities wherever practicable through the shared allocation of playing fields.

Allocation priorities will be given to sporting groups, or clubs who have a majority of its members living within the Wollondilly Shire, have had long associations with their respective venues and have invested considerable funds in the facility over the past 10 years.

Where appropriate, ensure that playing fields cater for multi-purpose sporting activities which allow for the joint use of facilities whilst not impacting upon the ground carrying capacity.

Disputes, which arise from the allocation of playing fields, shall be referred to the Council where mutual agreement cannot be achieved. If a 355 Management Committee exists for a facility where a dispute evolves, the Committee must first try and address and resolve the matter. Should the matter not be resolved, the Committee and user groups will then take the matter to Council for resolution.

Sportsgrounds managed by Section 355 Management Committees must abide by Council's hiring agreements and arrangements which includes the charging of relevant fees and charges as adopted by Council annually.

4. CONSUMPTION OF ALCOHOL

The sale of alcohol on public land categorised as sportsground is prohibited unless otherwise exempted by Council. The sale and consumption of alcohol (and all drinks) in glass is prohibited at all times.

Where a reserve is exempt from alcohol prohibition the following restrictions apply to its use:

- Times of consumption of alcohol at sportsgrounds shall be restricted to those times identified in the licence agreement for the use of the grounds and facilities
- Alcohol is not to be consumed on any sports field while games or training are in progress
- Abuse of these privileges will result in the cancellation of the licence agreement or hire for use of Council facilities

5. DEVELOPMENT OF LAND

Council intends to continue to use the lands of the 14 sportsground sites in this plan primarily as venues for public recreation, providing such sporting and recreation facilities as are required, subject to funding.

Where practical, and permissible, opportunities for not-for-profit organisations such as service groups and clubs (including service groups and community groups like Men's Sheds) should be encouraged to develop sites and facilities which have benefits for the community as an additional purpose activity.

Such proposals will be considered and assessed on an individual basis and determined based on the proposal and site it is proposed on. Proposals will require a Development Application unless exempt (such as through the State Environmental Planning Policy - Infrastructure).

Proposed developments upon land owned by the Crown generally require land owners notification and/ or consent prior to the commencement of works.

Ensure that designs for sportsgrounds recognise the use of the reserve for passive recreation purposes.

Promote the design of new sporting facilities that meet multiple-use criteria and are both cost-effective and efficient through sharing of facilities, amenities and car parking.

Sportsgrounds will be designed as multi-purpose facilities allowing for a variety of usage patterns defined by recreation trends.

See Appendix A for a list of permitted uses and developments upon sportsgrounds.

Under the Divided Fences Act, Council is not required to provide a monetary contribution towards the repair of an existing or erection of a new fence on a property boundary bordering public open space, such as a sportsground.

6. ENVIRONMENTAL MANAGEMENT

The Environment

Ensure that the management and development of sportsgrounds is compatible with surrounding natural areas and adheres to the principles of ecologically sustainable development.

Ensure that the design and maintenance of sportsgrounds prevent any long term negative impacts on adjoining bushland.

Develop and maintain recreational facilities to meet current and future needs of the community in an ecologically sustainable manner.

Protect ecologically sensitive habitat from intrusive and degrading recreational activities.

Landscape Design

Environmental management also includes landscape design. The inherent landscape features of reserves are to be retained, and where possible enhanced, when developing sportsgrounds.

Enhance the visual amenity of sportsgrounds and provide shade for spectators through the retention of existing vegetation or the planting of appropriate trees.

Ensure that facilities are designed and sited to best integrate with the aesthetics of the area.

Proposed developments which entail vegetation removal, and vegetation plantings (including landscaping) need to be take into consideration Acts, Policies etc. such as:

- Threatened Species Conservation Act
- Council's Tree Preservation Policy
- Wollondilly Local Environment Plan
- Schedule of Significant Trees

Heritage Values

Consideration must also be made to the various heritage values present and potentially present at Council's sportsgrounds. These include indigenous (taking into account the two native tribes, The Gundungurra and D'harawal) tribes, who were traditional inhabitants of Wollondilly. Additionally, European Cultural Heritage and Significant Cultural Plantings need be considered. Below is a schedule of significant trees:

Common Name	Botanic Name
Bunya Pine	Araucaria bidwilli
Atlas Cedar	Cedrus atlantica
Chinese Juniper	Juniperus chinensis
Stone Pine	Pinus pinea
Slash Pine	Pinus elliottii
Loblolly Pine	Pinus taeda
Plane Tree	Platanus orientalis
English Oak	Quercus robur
Peppercorn Tree	Schinus areira

7. FLOODLIGHTING

Floodlighting of playing fields shall be recognised as a means by which the usefulness of Council facilities can be extended for the overall benefit of the community.

Floodlighting proposals will respect the rights of adjoining landowners to experience a reasonable quality of life.

The floodlighting of playing fields shall be permissible only where they meet the appropriate Australian Standard for usage and light spill. Council will seek to provide at least one full sized playing field at each sportsground to meet 100 lux (competition match play level), subject to the availability of funding and resources.

Council's priority is to provide a playing field of 100 lux at each sportsground before it considers the allocation of funding to upgrade lighting levels beyond 100 lux (ei: 200

lux and greater) at any sportsground. Requests however, by user groups to provide lighting levels greater than 100 lux will be considered, however, unlikely to obtain Council support through a monetary contribution. Council is under no obligation to provide floodlighting exceeding 100 lux, which is the benchmark it has set to provide a safe and user friendly facility for the areas level of sporting competition.

All new floodlighting proposals shall be subject to the approval of the Council.

8. GROUND CLOSURES AND WET WEATHER

Council will be the over-riding authority to close and open grounds. Playing fields may be closed for several reasons including wet weather, construction or maintenance, or poor condition.

In the event of wet weather, Council's delegated officer will inspect all grounds and make a decision on their status. Notification of ground closures due to wet weather will be placed on Council's website and an updated message placed on the wet weather line.

Should playing fields be closed due to construction or maintenance work, Council will endeavour to provide maximum notice to user groups prior to the anticipated ground closure.

Should Council deem grounds to be open and a Management Committee or user group determine to close them, they subsequently can close the grounds. In this instance, Council should be notified and ground signage should represent this with the 'closed' sign placed. Under no circumstances can Management Committees, user groups or other open a ground if it has been closed by Council. Subsequently, grounds must not be used for any activity if closed.

9. HIRE AND USE OF SPORTSGROUNDS AND ITS FACILITIES

Sportsgrounds in the Wollondilly Shire are currently all hired out to user groups on a seasonal hire basis, with hire fees in accordance with Council's adopted fees and charges. To ensure ongoing multi-use of Sportsgrounds and associated facilities, this method will be encouraged to continue.

There are from time to time casual hire arrangements with both existing seasonal users groups and one-off hirers. Such hire arrangements are accommodated if there is no impact upon a permanent seasonal or pre-existing casual booking.

In special circumstances, Council reserves the right to cancel an existing booking or refuse an intended booking. Where possible, maximum notice will be given to affected hirers/ users. Similarly where possible, an alternate arrangement will be sought for the affected hirer/ user.

Subject to sportsgrounds being open, fields and their surrounds that are not being utilised by a formal hirer during their designated hire period are available for use by the public.

Personal trainers and fitness groups utilising Council's sportsgrounds for commercial benefit must abide by Council's Use of Public Open Space by Commercial Fitness Groups and Personal Trainers Policy.

10. LEASES, LICENCES AND OTHER ESTATES

Leases, licences or other estates on Community Land may only be granted if:

- The plan of management expressly authorises the lease etc.
- The purpose of the lease etc. is consistent with the core objectives for the category of the land (s. 46(2) of the Local Government Act)
- The lease etc. is for the purpose listed in section 46(1)(b) of the Local Government Act
- Council must call for tenders for leases etc. over 5 years, unless the lease etc. is to be granted to a non-profit organisation (s. 46(A) of the Local Government Act)

Subject to a lease, licences or other estate of less than 5 years complying with s. 46 of the Local Government Act, the following must be carried out by Council:

- Give public notice of the proposal
- Place a notice of the proposal on the land
- Notify owners adjoining the land
- Notify persons living in the vicinity of the land if Council believes that the land is the primary focus of the person's enjoyment of community land
- Consider submissions made about the proposal

Council may only grant a lease, licence or other estate of between 5 to 21 years, if the following is carried out by Council:

- Give public notice of the proposal
- Place a notice of the proposal on the land
- Notify owners adjoining the land
- Notify persons living in the vicinity of the land if Council believes that the land is the primary focus of the person's enjoyment of community land
- Consider submissions made about the proposal
- Refer the proposal to the Minister for Local Government if Council has received an objection to the proposal

This Plan of Management expressly authorises the lease, licence or grant of any other estate over the land which is subject to this Plan of Management in accordance with the provisions set out in this plan of management, including the Action Plan table. Applications for lease, licence or grant of an estate will be considered by Council on their merit.

Any lease, license or other estate would however need to be for the purpose of meeting the management objectives for the land as Sportsgrounds.

The Lands & Property Information are the current authority to approve the leasing and licencing of Telecommunications Towers on Crown Land which include the Sportsgrounds at Tahmoor and Thirlmere.

Leases and licences for telecommunications towers on community land will be authorised by this plan of management subject to the following criteria:

- The proposed facility has been approved under the provisions of Councils adopted Development Control Plan 2011 (Volume 5 – Industrial and Infrastructure uses)
- The lease or licence is must not be for more than 21 years, except with Ministers Consent and then for no more than 30 years in accordance with Clause 47 of the Local Government Act
- A rental fee is payable to Council and that fee is used for the embellishment of the reserve in which the facility is located.

Applications for an easement for the use of public utility (eg. gas, water, sewer etc) require the approval from the property owner. All costs to establish an easement for the purpose of a public utility will be borne by the applicant including but not limited to valuations, surveys and legal costs. All applications will be assessed on merit and subject to a report being submitted to Council for consideration in accordance with the Local Government Act.

For seasonal hire, casual hire and general use of sportsgrounds, see No. 9 – ‘Hire and Use of Sportsgrounds’ (Part 2).

Crown Land

Leases and licences on Crown Land must be consistent with the reservation’s public purpose. Public access and equity must be preserved. Activities, services and facilities on Crown Land should have benefits for the broad community. Any proposed lease, licence or development should not over commercialise or alienate the sportsground in any way. Areas which may designate or imply exclusive use are unacceptable. However, a reasonable entry fee or equitable pricing for facilities is not considered a barrier to public access.

11. MAINTENANCE

The maintenance of sportsgrounds, particularly the playing fields, is a core activity of Council. Maintenance is carried out in accordance with available budgets, the nature of the facility and safety of users.

Council will continue to develop efficient maintenance practices that provide quality sportsgrounds within its available budgets.

Allocation of resources will be based upon a hierarchy of service levels that respond to the level and type of usage.

Council will support efforts by Management Committees, user groups and community organisations to restore and maintain local recreational facilities. Any proposed by such groups need to consult Council prior to undertaking any proposed works.

Usage patterns of playing fields are monitored to ensure the ground carrying capacity of the fields does not result in cost over-run due to intense maintenance requirements.

Environmental protection measures will adhere to playing field maintenance items including fertilising, watering, topdressing, turfing, weeding and spraying.

Maintenance matters such as repairs etc. should be reported to the respective Section 355 Management Committee and/ or Council via the CRM system.

Garbage services respond to average anticipated usage patterns. User groups will be required to cater for peak demands (such as weekend matches) and special events.

Where agreed with the user groups, appropriate seasonal renovation maintenance will be undertaken so as not to interfere with the reasonable usage of the grounds.

Whilst Council will endeavour to provide the best possible playing field, Council in under no obligation to meet any sporting club's or association's facility standards.

12. MARKETING

Council proposes to increase public awareness of the sporting facilities and groups within the Shire.

It promotes the health and social benefits of being involved in local sports.

Council encourages widespread community participation in sporting and cultural activities.

Method used to market these include:

- Council's website
- Media through press release and articles in local newspapers
- Social media channels
- Promotional material such as brochures
- Local radio
- User groups

13. RISK

Council will actively identify, monitor and manage public risk through progressive and responsive mechanisms.

Community involvement in the recognition and remediation of public risk will be encouraged.

Encourage community support in the protection, maintenance and enhancement of the Shire's sportsgrounds.

Anti-social behaviour will be discouraged through the involvement of the local community caring for their sportsgrounds.

Allocated clubs and all user groups will be required to provide adequate protection against public liability.

The level of public liability required by clubs and users of sportsgrounds and facilities will be identified by Council.

Any risk issues at Council's sportsgrounds and associated facilities that have the potential to harm or injure anyone must be reported to Council immediately.

14. SIGNAGE

The erection or display of advertising and signage within New South Wales is subject to State Environmental Policy No 64 – Advertising and Signage.

- (1) This Policy applies to all signage:
 - (a) that, under another environmental planning instrument that applies to the signage, can be displayed with or without development consent; and
 - (b) is visible from any public place or public reserve, except as provided by this Policy.

Note:

Public place and public reserve are defined in section 4 (1) of the Act to have the same meanings as in the Local Government Act 1993.

- (2) This Policy does not apply to signage that, or the display of which, is exempt development under an environmental planning instrument that applies to it.

Any group proposing to install signage, banners or the like, be it advertising, sponsorship, club details, matching fixtures or other must inform Council prior to its installation, and provide Council with details of the proposal including size of sign, material and location. This must be adhered to if the sign or banner is permanent or temporary.

15. SMOKE FREE ENVIRONMENT

In accordance with the Tobacco Legislation Amendment Bill introduced to NSW State Parliament in 2012 under the Smoke-free Environment Act 2000, the following prohibitions have been in force since 07 January 2013 in outdoor public areas:

- Within 10 metres of children’s play equipment
- A spectator area at a sportsground or other recreational area being used for a sporting event

Council supports the requirements of the Smoke-free Environment Act.

16. WORK BY THIRD PARTIES

Ensure that works by third parties on community land are both consistent and permissible under the core objectives of the land category.

Council will encourage work by third parties to foster community partnership in the provision of services and facilities on sportsgrounds.

Where appropriate works by third parties on community land will require a development application to Council with the construction supervised and completed to the satisfaction of Council’s delegated officer.

All proposed works by third parties on Sportsgrounds are to be referred to Council for comment. Proposals should include a plan, location, cost of project and identified funding sources as a minimum to enable it to be considered further by Council. Where

a Section 355 Management Committee exists, proposals need to be submitted and supported by the Committee prior to submitting to Council. The Committee Minutes should reflect the Committee's support of the proposal and either/ and a letter of support from the Committee must be accompanied with the submission to Council for consideration.

PART 3 – ACTION PLAN

Council is required to categorise the land according to its use type and to manage it so as to achieve the core objectives for the land.

Key Vision Strategies & Management Objectives	Performance Targets (subject to funding)	Performance Measures	Priority
<p>ACCESS</p> <ul style="list-style-type: none"> - Provide for passive recreational activities or pastimes. 	<ul style="list-style-type: none"> - Provide vehicular access and pedestrian pathways. - Provide shared pathway links within the sportsground that connect to existing routes and places of interest. 	<ul style="list-style-type: none"> - Proposed works are listed in a works program or Management Plan. 	<p>Medium</p>
<p>USE</p> <ul style="list-style-type: none"> - Provide quality multi-purpose and multi-use sports fields. - Provide for passive recreation activities or pastimes. 	<ul style="list-style-type: none"> - Provide playing fields and associated facilities for organised sport. - Provide opportunities for passive and casual usage of sportsgrounds, its surrounds and facilities outside of normal hire periods. - Promote and encourage usage of sportsgrounds outside the normal sport and recreation realm. 	<ul style="list-style-type: none"> - Playing fields are provided allowing for maximum usage within its capacity. - Facilities are regularly used by a multitude of sport and recreation activities. - Facilities are used for other uses such as festivals, concerts, markets, community based projects etc. - Other groups such as service and community groups are encouraged to undertake projects, events and provide infrastructure in accordance with this plan of management on sportsgrounds. 	<p>High</p> <p>Medium</p> <p>Medium</p> <p>Medium</p>
<p>DEVELOPMENT</p> <ul style="list-style-type: none"> - Provide playing fields for organised sport opportunities. 	<ul style="list-style-type: none"> - Provide the best possible quality playing fields for sport usage. 	<ul style="list-style-type: none"> - Fields are developed and maintained to the best possible standard and level in accordance with available funding and resources. 	<p>High</p>

<ul style="list-style-type: none"> - Develop playing fields for extended usage with floodlighting provision. - Provide amenities facilities for participants and spectators. - Other facilities associated with sportsgrounds (as a public open space) are provided. 	<ul style="list-style-type: none"> - Provide 100 Lux Floodlighting to at least one main playing field at all sportsgrounds. - Provide amenities facilities at each sportsground consisting a minimum of toilets (including accessible), canteen and storage. - Facilities such as car parking, playgrounds etc. are proposed and included in sportsground developments. - Facilities and infrastructure for community use are encouraged. 	<ul style="list-style-type: none"> - Floodlighting is progressively upgraded as identified in Council's Floodlighting Audit. - A minimum and standard design is endorsed and approved for new amenities buildings. - Plans and designs of sportsgrounds include associated and ancillary facilities for community use and benefit. - Facilities and infrastructure such as buildings, portions of the sportsgrounds that don't isolate the overall use of the site etc. are designated to community groups for associated activities – generally on a lease or licence basis. 	<p>High</p> <p>High</p> <p>Medium</p> <p>Medium</p>
<p>PUBLIC SAFETY & RISK MANAGEMENT</p> <ul style="list-style-type: none"> - Adequately address all public safety and risk management issues. - Engage the community to provide input to reduce anti-social behaviour. 	<ul style="list-style-type: none"> - Carry out routine or scheduled inspections and address any repair work necessary. - Involve the community in planning and development process for the facility. 	<ul style="list-style-type: none"> - Inspections are routinely scheduled and undertaken and works are attended to as priority. - Invite the community to partake and submit suggestions for consideration. 	<p>High</p> <p>Medium</p>
<p>BUSHFIRE HAZARD REDUCTION</p> <ul style="list-style-type: none"> - To specifically provide for the management of bushfire hazards on the land. - Take account of Bushfire Hazard Management Guidelines or Policies 	<ul style="list-style-type: none"> - Reduce the risk of fire on the land by regularly clearing litter bins and keeping the grounds clean and tidy. - Abide by the provisions of the Wollondilly Bush Fire Hazard Management Plan in so far as the management of bush fire hazards on Council managed land is concerned. 	<ul style="list-style-type: none"> - Inspections are routinely scheduled and undertaken and works are attended to as priority. - Works and actions are carried out in accordance with this document. 	<p>High</p> <p>High</p>

<p>ENVIRONMENTAL MANAGEMENT</p> <ul style="list-style-type: none"> - Environmental management is promoted and introduced for the land. - Increase the awareness of potential impact of passive recreation activities. 	<ul style="list-style-type: none"> - Environmental management and the protection of ecologically sensitive habitat is addressed and carried out. - Promote passive recreation without it degrading the environment. 	<ul style="list-style-type: none"> - Environmental factors are determined and included during the planning, development and maintenance stages. - Information is made available to the community on environmental awareness and potential impacts of passive recreation upon bushland areas. 	<p>Medium</p> <p>Low</p>
<p>MAINTENANCE</p> <ul style="list-style-type: none"> - Maintenance is identified and undertaken for all facilities and infrastructure. 	<ul style="list-style-type: none"> - A works program is set up and prioritised with funding allocated. 	<ul style="list-style-type: none"> - Works are undertaken within the identified timeframe and budgets. 	<p>High</p>
<p>FUNDING</p> <ul style="list-style-type: none"> - Funds are identified and prioritised annually. - External funding is identified and sourced. 	<ul style="list-style-type: none"> - A works program is prepared with funding requirements determined. - Grant funding is sought from other Government and private organisations. 	<ul style="list-style-type: none"> - Works and budgets are determined, prioritised and listed in the Management Plan. - Funding is applied for if and when it becomes available. 	<p>Medium</p> <p>Medium</p>

PART 4 – SCHEDULE OF LANDS

Name of Sportsground	Location/ Address	Community Land	Lot & DP	Crown Land	Lot & DP	Total Area
Appin AIS Sportsground	Sportsground Parade & Rixon Road, APPIN	Yes	Lot 1, DP 245866 Lot 101, DP 588314	No		11.04 ha
Appin Park	Cnr Appin Road & Market Street, APPIN	Yes	Lot 20, DP 23717	Yes	Lot 7001, DP 92836 (R 61301)	4.53 ha
Bargo Sportsground	Radnor Road, BARGO	Yes	Lot 2, DP 635609 Lot 2, DP 449212 Lots 2-9, DP 1841	Yes	Lot 1, DDP 332466 (R 65999)	11.35 ha
Douglas Park Sportsground	Camden Road, DOUGLAS PARK	No		Yes	Lot 1, DP 436803 Lot 2, DP 436803 Lot 3, DP 436803 (R 74221)	6.56 ha
Dudley Chesham Sportsground	Burraborang Road, THE OAKS	Yes	Lot 1, DP 159874	No		10.40 ha
Hume Oval	Downing Street, PICTON	Yes	Lot 100, DP 1114359 Portion Lot 2, DP 879284	No		4.91 ha
Picton Sportsground	Fairleys Road, PICTON	Yes	Lot 2, DP 1086066	No		11.92 ha
Tahmoor Sportsground	Thirlmere Way, TAHMOOR	Yes	Lot 2, DP 172159	Yes	Lots 305 & 306, DP 751270 (Part R 56019)	14.62 ha
Thirlmere Sportsground	Oaks Street, THIRLMERE	No		Yes	Lot 7018 & 7019, DP 1024516 Lot 7022, DP 92820 (R 13311)	8.54 ha
Victoria Park	Menangle Street, PICTON	No		Yes	Lot 7005, DP 92838 (R 1000528)	2.99 ha
Warragamba Sportsground	Warradale Road, WARRAGAMBA	Yes	Lot 1, DP 568914 Lot 98, DP 1071521	No		3.82 ha
Waterboard Oval	Production Avenue, WARRRAGAMBA	Yes	Lot 1123, DP 1159978	No		2.89 ha

PART 4 – SCHEDULE OF LANDS (continued)

Name of Sportsground	Location/ Address	Community Land	Lot & DP	Crown Land	Lot & DP	Total Area
Willis Park	Burraborang Road, OAKDALE	Yes	Lot 1, DP 620032 Lot A, DP 420680	No		4.90 ha
Wilton Recreation Reserve	Broughton Street, WILTON	No		Yes	Lots 115-117, DP 751297 Lot 118, DP 751297 Lot 7004, DP 92818 (R 86342)	8.78 ha

PART 4 – SCHEDULE OF LANDS (continued)

Name of Sportsground	Location/ Address	Current Facilities at Sportsground	Current Usage (formal hire/ usage)	Management Committee
Appin AIS Sportsground	Sportsground Parade & Rixon Road, APPIN	One Full Size Field 100 Lux Floodlighting to Whole Field Mini Fields Cricket Pitch Clubhouse Amenities Building Community Centre Netball Court Tennis Courts x 2 Sealed Car Park Playground Picnic Facilities	Football (Soccer) Cricket Netball Tennis Men's Shed Hall Functions (various)	No
Appin Park	Cnr Appin Road & Market Street, APPIN	One Full Size Field 100 Lux Floodlighting to Whole Field Amenities Building Playground Exercise Park Enclosed Dog Off-Leash Area Car Parking 24/7 Toilets Dump Point Picnic Facilities with BBQ	Rugby League Touch Football	No

PART 4 – SCHEDULE OF LANDS (continued)

Name of Sportsground	Location/ Address	Current Facilities at Sportsground	Current Usage (formal hire/ usage)	Management Committee
Bargo Sportsground	Radnor Road, BARGO	AFL Field Mini Field 100 Lux Floodlighting to Main Field 50 Lux to Mini Field Trotting Track Cricket Pitch Cricket Practice Net x 1 Tennis Courts x 2 Skate Park Enclosed Dog Off-Leash Area Community Centre Sealed Car Park Horse Stables	AFL Football (Soccer) Cricket Rugby League Trotting Tennis Hall Functions (various)	Yes
Douglas Park Sportsground	Camden Road, DOUGLAS PARK	One Full Size Field Mini Fields Athletics Track and Field 100 Lux Floodlighting to Whole Field Tennis Courts x 2 Multi-Purpose Court x 1 Community Centre 24/7 Toilets Part Sealed Car Park	Football (Soccer) Little Athletics Hall Functions (various)	Yes

PART 4 – SCHEDULE OF LANDS (continued)

Name of Sportsground	Location/ Address	Current Facilities at Sportsground	Current Usage (formal hire/ usage)	Management Committee
Dudley Chesham Sportsground	Burraborang Road, THE OAKS	One Full Size Field Mini Fields 100 Lux Floodlighting to Main Field Spill Lighting to Mini Fields Cricket Pitch Cricket Practice Nets x 2 Tennis Courts x 2 Clubhouse Amenities Building Pony Club Riding Area Pony Club Amenities Building Skate Park Unsealed Car Park	Rugby League Cricket Pony Club (Horse Riding) Tennis	No
Hume Oval	Downing Street, PICTON	One Full Size Field 100 Lux Floodlighting to Main Field Cricket Pitch Cricket Practice Nets x 2 Clubhouse Amenities Building Unsealed Car Park Tennis Courts x 9 Scout Hall	Football (Soccer) Cricket Tennis Scouts	No

PART 4 – SCHEDULE OF LANDS (continued)

Name of Sportsground	Location/ Address	Current Facilities at Sportsground	Current Usage (formal hire/ usage)	Management Committee
Picton Sportsground	Fairleys Road, PICTON	Two Full Size Fields Two Mini Fields (full size east-west) One Informal Full Size Field Cricket Pitch 100 Lux Floodlighting to Two Main Fields 50 Lux Floodlighting to Mini Fields 50 Lux floodlighting to Informal Field Amenities Building Sealed Car Park Bore Water (Irrigation)	Football (Soccer) Cricket Oz Tag	No
Tahmoor Sportsground	Thirlmere Way, TAHMOOR	Three Full Size Fields Mini Fields Athletics Track and Field 100 Lux Floodlighting to All Fields Cricket Pitches x 2 Synthetic Grass, x 1 Turf Cricket Practice Nets x 2 Netball Courts x 6 Sealed, x 6 Grass Clubhouse Amenities Buildings x 2 24/7 Toilets BMX Park Skate Park Accessible Playground Sealed Car Parks Bore Water (Irrigation)	Football (Soccer) Cricket Netball Little Athletics Dog Agility Training	Yes

PART 4 – SCHEDULE OF LANDS (continued)

Name of Sportsground	Location/ Address	Current Facilities at Sportsground	Current Usage (formal hire/ usage)	Management Committee
Thirlmere Sportsground	Oaks Street, THIRLMERE	Two Full Size Fields One Mini Field 100 Lux to All Fields Greyhound Training Track Clubhouse Amenities Building Sealed Car Park	Rugby League Touch Football Greyhound Racing (Trials & Training)	Yes
Victoria Park	Menangle Street, PICTON	One Full Size Field 100 Lux Floodlighting to Main Field Clubhouse Amenities Building Part Sealed Car Park	Rugby League Oz Tag Rodeo	Yes
Warragamba Sportsground	Warradale Road, WARRAGAMBA	One Full Size Field Mini Field 100 Lux Floodlighting to Main Field 50 Lux Floodlighting to Mini Field Netball Courts x 2 Clubhouse Amenities Building 24/7 Toilets Skate Park Enclosed Dog Off-Leash Area Unsealed Car Park (Includes Warragamba Pool on same parcel of land)	Rugby League Little Athletics Netball	No

PART 4 – SCHEDULE OF LANDS (continued)

Name of Sportsground	Location/ Address	Current Facilities at Sportsground	Current Usage (formal hire/ usage)	Management Committee
Waterboard Oval	Production Avenue, WARRRAGAMBA	One Full Size Field Mini Fields Baseball Back Netting 100 Lux Floodlighting to All Fields Amenities Building Unsealed Car Park	Football (Soccer) Dam Fest Festival Annually in October	No
Willis Park	Burraborang Road, OAKDALE	Two Full Size Fields Mini Field 100 Lux Floodlighting to Main Field 50 Lux Floodlighting to Mini Field Cricket Pitch Playground Amenities Building 24/7 Toilets Unsealed Car Park	Football (Soccer) Cricket	No
Wilton Recreation Reserve	Broughton Street, WILTON	One Full Size Field 100 Lux Floodlighting to Whole Field Cricket Pitch Community Centre Amenities Building Playground Picnic Facilities Sealed Car Park	Rugby Union Cricket Hall Functions (various)	Yes

APPENDIX A – PERMITTED USES AND DEVELOPMENTS

(Subject to development consent, if required)

Purposes for which the land and any existing buildings or improvements will be permitted to be used.(Sec 36(3A)(b)(i)	Purposes for which any further development of the land will be permitted whether under lease or licence or otherwise.(Sec 36 (3A)(b)(ii)	The scale and intensity of any such permitted use or development. (Sec 36(3A)(b)(iii)
<ul style="list-style-type: none"> • Organised and informal sports and games • Public events, festivals and gatherings • Market days and filming projects • Carnivals (sport and other) • Community based projects and service provision • Refreshment kiosks • Public toilets • Sports change rooms/ amenities buildings • Access and car parking • Emergency services helipad/ refuelling centre • Dog off-leash area • Shared pathways • Information signs • Amenity landscaping • Telecommunications 	<ul style="list-style-type: none"> • New sports facilities • New or upgraded sports related premises or major sports facilities • Sportsground floodlighting • Seating. Grandstand • Shared pathways • Installation of services including sewerage and septic • Picnic shelters and other park furniture, amenity lighting, fencing • Car parking and access • Storage facilities associated with the use of the land • Toilets or other change room facilities • Kiosks/ Canteens • Signage, including new information signs • Landscaping including new trees, garden areas or other garden works • Telecommunications towers 	<ul style="list-style-type: none"> • Low impact facilities including sports courts, cricket nets and the like • To full extent of site as permitted under the Local Environment Plan • To provide adequate illumination for night use in accordance with Australian Standards • Any grandstand to be developed on natural slopes where possible to reduce visual impact • Low impact, gradient complaint paths • As required and in accordance with legislative requirements • Minor, low impact facilities • As required • Shipping Container not permitted. Other storage facilities subject to DA if required • To include accessible facilities and access • Must meet any legislative requirements • Standard Council signs as per Signage Register and Audit document • As required and in keeping with the scale of the land and its surrounds • Subject to DA and other requirements including rentals and lease periods

APPENDIX B – PROHIBITED ACTIVITIES

This plan prohibits the following activities on the lands identified in the Plan of Management:

- Camping (with or without a tent, caravan or vehicle).
- Driving of vehicles unless within a designated traffic areas (except reserves maintenance or emergency services vehicles or to take sports equipment to and from the oval).
- Riding trail bikes or other vehicles or riding of horses unless in a part of the sportsground where such activities are specifically provided for.
- Lighting of fires unless in a purpose built barbecue facility or approved fireplace provided on site specifically for the purpose.
- Carrying or discharge of firearms other than sports pistols or rifles used in association with recognised and supervised sporting events for which the Council has given specific consent.
- Cutting down or removal of any tree, shrub or other plant material by anyone other than an authorised person.
- Dogs are not generally permitted off leash except in off leash areas (if provided) or at such times as Council may specify by notice erected on the land. Dogs will generally be permitted on leash where the person in control of the dog has a means of removing that dog's faeces and safely disposing of them in an approved container.
- Dogs are not permitted in or around children's' play areas (whether on or off a leash).
- Flying model aircraft, unless in an organised event for which specific Council approval has been granted or at such times as Council may specify by notice erected on the land.
- Playing of golf (including putting practice) unless in an approved mini golf facility if provided on the land.
- Any activity that interferes with the public's use and enjoyment of the premises (including littering, breaking glass, writing graffiti on structures or intentionally damaging the grounds or structures).
- The sale or consumption of alcohol or soft drink in glass bottles.
- Any sale of alcohol.
- Smoking is prohibited in the following locations:
 - Within 10 metres of children's play equipment
 - A spectator area at a sportsground or other recreational area being used for a sporting event
- Any activity that is contrary to a notice erected by the Council (Section 632 Local Government Act 1993).

Certain activities such as camping and riding of horses may be considered on merit by Council should specific applications, such as for a special event, be received.

Subject to the adoption of a future camping policy or strategy, overnight stays may be approved with amendments made to the status of sportsgrounds which currently prohibits this activity.

APPENDIX C – STATE ENVIRONMENTAL PLANNING POLICY (INFRASTRUCTURE) 2007

Division 12 Parks and other public reserves

64 Definition

In this Division: **public reserve** has the same meaning as it has in the *Local Government Act 1993*, but does not include a Crown reserve that is dedicated or reserved for a public cemetery.

65 Development permitted without consent

- (1) Development for any purpose may be carried out without consent:
- (a) on land reserved under the *National Parks and Wildlife Act 1974*, if the development is in the exercise of a function under that Act, or
 - (b) on land declared under the *Marine Parks Act 1997* to be a marine park if the development is in the exercise of a function under that Act, or
 - (c) on land declared under the *Fisheries Management Act 1994* to be an aquatic reserve if the development is in the exercise of a function under that Act.
- (2) Development for any purpose may be carried out without consent:
- (a) on Trust lands within the meaning of the *Centennial Park and Moore Park Trust Act 1983*, by or on behalf of the Centennial Park and Moore Park Trust, or
 - (b) on trust lands within the meaning of the *Parramatta Park Trust Act 2001*, by or on behalf of the Parramatta Park Trust, or
 - (c) on Trust land within the meaning of the *Western Sydney Parklands Act 2006*, by or on behalf of the Western Sydney Parklands Trust, or
 - (d) in the case of land that is a reserve within the meaning of Part 5 of the *Crown Lands Act 1989*, by or on behalf of the Director-General of the Department of Lands, a trustee of the reserve or (if appointed under that Act to manage the reserve) the Ministerial Corporation constituted under that Act or an administrator, if the development is for the purposes of implementing a plan of management adopted for the land under the Act referred to above in **relation to the land**.
- (3) Development for any of the following purposes may be carried out by or on behalf of a council without consent on a public reserve under the control of or vested in the council:
- (a) roads, cycleways, single storey car parks, ticketing facilities and viewing platforms,
 - (b) outdoor recreational facilities, including playing fields, but not including grandstands,
 - (c) information facilities such as visitors' centres and information boards,
 - (d) lighting, if light spill and artificial sky glow is minimised in accordance with AS/NZS 1158: 2007, *Lighting for Roads and Public Spaces*,
 - (e) landscaping, including irrigation schemes (whether they use recycled or other water),
 - (f) amenity facilities,
 - (g) maintenance depots,
 - (h) environmental management works.

66 Exempt development

(1) Development for any of the following purposes is exempt development if it is carried out by or on behalf of a public authority in connection with a public reserve or on land referred to in clause 65 (1), and if it complies with clause 20 (2) (Exempt development):

- (a) construction, maintenance and repair of:
 - (i) walking tracks, boardwalks and raised walking paths, ramps, minor pedestrian bridges, stairways, gates, seats, barbecues, shelters and shade structures,
 - (ii) viewing platforms with an area not exceeding 100m², or
 - (iii) sporting facilities, including goal posts, sight screens and fences, if the visual impact of the development on surrounding land uses is minimal, or
 - (iv) play equipment where adequate safety provisions (including soft landing surfaces) are provided, but only if any structure is at least 1.2m away from any fence,
- (d) routine maintenance (including earthworks associated with playing field regrading or landscaping and maintenance of existing access roads).

(2) Development of a kind referred to in subclause (1) is exempt development if it is carried out on land referred to in clause 65 (2) by or on behalf of the person specified in respect of that land in that subclause, if the development:

- (a) complies with clause 20 (2) (Exempt development), and
- (b) involves no greater disturbance of native vegetation than necessary, and
- (c) does not result in an increase in stormwater run-off or erosion, and
- (d) for the purposes of implementing a plan of management adopted for the land under the Act referred to in clause 65 (2) in relation to the land.

APPENDIX D – LIST OF RELEVANT ACTS, POLICIES AND OTHER DOCUMENTS

- Local Government Act 1993
- Wollondilly Community Strategic Plan 2033
- Wollondilly Local Environment Plan 2011
- Open Space, Recreation and Community Facilities Strategy 2014
- Wollondilly Asset Management Plans
- Wollondilly Developer Contributions Plan 2011
- Wollondilly Disability Action Plan 2012
- Wollondilly Tree Preservation Order
- Threatened Species Conservation Act 1995
- Companion Animals Act 1998
- Crown Lands Act 1989
- Smoke-free Environment Act 2000
- Divided Fences Act 1991
- Wollondilly Project Management – Works by Volunteers and Committees on Council Properties Policy (TRIM 2440#545)
- Use of Public Open Space by Commercial Fitness Groups and Personal Trainers Policy (TRIM 2440#246)
- Corporate Property Policy (TRIM 2440#334)
- Strategic Asset Management Policy (TRIM 2440#384)
- Risk Management Policy (TRIM 2440#444)
- Code of Conduct (TRIM 98#26)