His Worship the Mayor
Councillors

City of Marion

Notice of General Council Meeting

Council Chamber, Council Administration Centre
245 Sturt Road, Sturt

Tuesday, 23 August 2022 at 6.30 pm

The CEO hereby gives Notice pursuant to the provisions under Section 83 of the *Local Government Act 1999* that a General Council Meeting will be held.

A copy of the Agenda for this meeting is attached in accordance with Section 83 of the Act.

Meetings of the Council are open to the public and interested members of this community are welcome to attend. Access to the Council Chamber is via the main entrance to the Administration Centre on Sturt Road, Sturt.



Tony Harrison

Chief Executive Officer

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1 Open Meeting

2 Kaurna Acknowledgement

We acknowledge the Kaurna people, the traditional custodians of this land and pay our respects to their elders past and present.

3 Disclosure

All persons in attendance are advised that the audio of this General Council meeting will be recorded and will be made available on the City of Marion website.

4 Elected Member Declaration of Interest (if any)

5 Confirmation of Minutes

5.1 Confirmation of Minutes of the General Council Meeting held on 9 August 2022	
Report Reference	GC220823R5.1
Originating Officer	Business Support Officer - Governance and Council Support – Cassidy Ryles
Corporate Manager	Manager Office of the Chief Executive – Kate McKenzie
General Manager	Chief Executive Officer – Tony Harrison

RECOMMENDATION

That the minutes of the General Council Meeting held on 9 August 2022 be taken as read and confirmed.

ATTACHMENTS

1. G C 220809 - Final Minutes [**5.1.1** - 10 pages]

Minutes of the General Council Meeting held on Tuesday, 9 August 2022 at 6.30 pm Council Chamber, Council Administration Centre 245 Sturt Road, Sturt



PRESENT

His Worship the Mayor Kris Hanna
Councillor Ian Crossland
Councillor Maggie Duncan
Councillor Raelene Telfer
Councillor Bruce Hull
Councillor Tim Gard
Councillor Matthew Shilling
Councillor Nathan Prior
Councillor Jason Veliskou (from 6.35pm)
Councillor Joseph Masika

In Attendance

Chief Executive Officer - Tony Harrison
General Manager City Services - Ben Keen
General Manager Corporate Services - Sorana Dinmore
General Manager City Development - Tony Lines
Manager Office of the CEO - Kate McKenzie
Unit Manager Governance and Council Support - Victoria Moritz

1 Open Meeting

The Mayor opened the meeting at 6.30pm.

2 Kaurna Acknowledgement

We acknowledge the Kaurna people, the traditional custodians of this land and pay our respects to their elders past and present.

3 Disclosure

All persons in attendance are advised that the audio of this General Council meeting will be recorded and will be made available on the City of Marion website.

4 Elected Member Declaration of Interest (if any)

The Chair asked if any member wished to disclose an interest in relation to any item being considered at the meeting

The following interests were disclosed:

- Nil

5 Confirmation of Minutes

5.1 Confirmation of Minutes of the General Council Meeting held on 26 July 2022
Report Reference GC220809R5.1

Moved Councillor Telfer **Seconded Councillor Masika**

That the minutes of the General Council Meeting held on 26 July 2022 be taken as read and confirmed.

Carried Unanimously

6 Adjourned Items - Nil

7 Deputations

7.1 Deputation - Mitchell Park Kindergarten RE: 1 Cumbria Court, Mitchell Park
Report Reference GC220809D7.1

Ms Shara Philips gave a five-minute deputation regarding Mitchell Park Kindergarten, 1 Cumbria Court, Mitchell Park

6.35pm Councillor Veliskou entered the meeting

7.2 Deputation - Puddle Jumpers RE: 1 Cumbria Court, Mitchell Park
Report Reference GC220809D7.2

Ms Melanie Tate gave a five-minute deputation regarding Puddle Jumpers, 1 Cumbria Court, Mitchell Park

8 Petitions - Nil

9 Committee Recommendations - Nil

10 Confidential Items

10.1 Cover Report - Southern Soccer & SWBMX Funding, Insurance and Closure
Report Reference GC220809F10.1

Moved Councillor Duncan **Seconded Councillor Gard**

That pursuant to Section 90(2) and (3)(b) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer, General Manager City Development, General Manager City Services, General Manager Corporate Services, Manager of the Office of the CEO, Chief Financial Officer, Manager City Activation, Unit Manager Governance and Council Support, Executive Officer to the CEO, Executive Officer to the General Manager City Development be excluded from the meeting as the Council receives and considers information relating to Southern Soccer & SWBMX Funding, Insurance and Closure, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to commercial and financial information.

Carried Unanimously

6.59pm the meeting went into confidence.

Moved Councillor Crossland **Seconded Councillor Masika**

In accordance with Section 91(7) and (9) of the *Local Government Act 1999* the Council orders that this report, Southern Soccer & SWBMX Funding, Insurance and Closure, any appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(b) of the Act, except when required to effect or comply with Council's resolution(s) regarding this matter, be kept confidential and not available for public inspection until the insurance claim is resolved to the mutual satisfaction of the insurer and the City of Marion subject to any provisions of confidentiality from the insurer. If not released prior, this confidentiality order will be reviewed at the General Council Meeting in December 2022.

Carried Unanimously

7.38pm the meeting came out of confidence.

11 Corporate Reports for Decision

11.1 Mitchell Park Sports and Community Centre - Indoor Courts Seating

Report Reference GC220809R11.1

Moved Councillor Crossland **Seconded Councillor Telfer**

That Council:

1. Funds 50% of the cost of eight new portable seating units for the Mitchell Park Sports and Community Centre (on the basis that Basketball SA and/or South Adelaide Basketball Club also contributes 50% of the cost towards the seating units) and allocates the estimated funding of $10,000 as part of the 2022/2023 1st quarter budget review.

Carried

11.2 City of Marion Employment Programs

Report Reference GC220809R11.2

Moved Councillor Crossland **Seconded Councillor Masika**

That Council:

1. Note the progress of employment programs and pathways that aim to build on the future workforce needs, support diversity and enhance the employer brand in attracting and retaining talent in the organisation.

2. Note the initiatives in progress for university graduates and the graduate professional development program in partnership with the Flinders University and Mitcham Council, delivered at no cost to Council.

3. Approve 12 months funding for three Inclusive Traineeships under the Diversity and Inclusion Traineeship Program ($144,000 for three traineeships).

4. Note the existing resolution to fund the GAP Year Program concludes in January 2024 (two positions at a total cost of $90,350).

5. Note that options for a funded graduate employment program is being considered as part of a strategic workforce plan for City of Marion.

Carried Unanimously

11.3 PDI Delegations Update
Report Reference GC220809R11.3

Moved Councillor Shilling **Seconded Councillor Prior**

That Council:

1. Notes that existing Delegations within Instrument A and Instrument B will remain in place until revoked by Council.

2. Adopts the amended Instrument of Delegation A (Attachment 4) to delegate the following new PDI Act related delegations to the CEO:

   a. 60.4

   b. 64.1

   c. 64.2

   d. 64.3

   e. 65.1

   f. 66.1

   g. 66.2

   h. 66.3

   i. 67.1

   j. 67.2

   k. 68.1

3. In accordance with the power contained in Section 44 of the Local Government Act 1999, the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made there under contained in the proposed Instrument of Delegation, annexed to the Report and considered by Council at its meeting held 9 August 2022, and titled:

   "Instrument of Delegation Under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Council, a Designated Authority and a Designated Entity"

delegates these powers to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

4. Notes that such powers and function may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

5. In accordance with power contained in Section 100 of the Planning, Development and Infrastructure Act 2016 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made there under contained in the proposed Instrument of Delegation, annexed to the Report and considered by Council at its meeting held 9 August 2022, and titled:

   "Instrument of Delegation Under the Planning, Development and Infrastructure Act 2016, Regulations, Planning & Design Code and Practice Directions of Powers of a Council as a Relevant Authority"

   delegates these powers to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.

6. Notes that such powers and functions may be further delegated by the Chief Executive Officer in accordance with Section 100(2)(c) of the Planning Development and Infrastructure Act 2016 as the Chief Executive Officer sees fi, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

7.52pm Councillor Crossland left the meeting
7.54pm Councillor Crossland re-entered the meeting

Carried

11.4 Approval to display Local Government Elections Signs - Determination
Report Reference GC220809R11.4

Moved Councillor Crossland **Seconded Councillor Telfer**

That the item be deferred until the General Council Meeting to be held in January 2023 to allow further clarification on the regulations for Election Signs.

Carried

11.5 Finance Risk and Audit Committee - Independent Member
Report Reference GC220809R11.5

Moved Councillor Shilling **Seconded Councillor Gard**

That Council:

1. Notes the proposed timeline for the recruitment process to be undertaken by the Review and Selection Committee.

2. Notes a report will be provided to Council on 25 October 2022 with the preferred candidate as recommended by the Review and Selection Committee.

Carried Unanimously

11.6 Open Space Plan Amendments
Report Reference GC220809R11.6

Meeting Suspension

Moved Councillor Crossland **Seconded Councillor Gard**

That formal meeting procedures be suspended to discuss the item.

8.35pm meeting suspended

8.43pm Councillor Telfer left the meeting
8.46pm Councillor Telfer re-entered the meeting

8.59pm meeting resumed

Moved Councillor Veliskou **Seconded Councillor Crossland**

1. Endorses the updated Open Space Plan with new timeframes reflecting (i) the 2022 State and Federal election commitments, and (ii) the preferred timing for Breakout Creek Reserve, as shown in Attachments 1 and 2.

2. Notes that the Member for Badcoe has committed $20,000 for upgrades to Teesdale Crescent Reserve and plans to consult with her electorate to determine the scope of the upgrades, and that these upgrades may be in addition to or fund Council's existing $20,000 scope.

3. Endorse $80,000 to add a dog friendly area to Capella Drive Reserve in 2023/24.

4. Endorses $40,000 to upgrade Vista Street Reserve in 2022/23 to include seating and public art.

5. Approves funding of up to $90,290 to cover the potential funding shortfall in delivering the revised 2022-23 Open Space Plan, depending on the timing of receipt of election commitment monies, with the shortfall being managed through Council's quarterly budget review process.

6. Notes that community consultation on the projects will occur as per the timing and arrangements in Attachment 3.

Amendment

Moved Councillor Shilling **Seconded Councillor Duncan**

1. Endorses the updated Open Space Plan with new timeframes reflecting (i) the 2022 State and Federal election commitments, and (ii) the preferred timing for Breakout Creek Reserve, as shown in Attachments 1 and 2.

2. Notes that the Member for Badcoe has committed $20,000 for upgrades to Teesdale Crescent Reserve and plans to consult with her electorate to determine the scope of the upgrades, and that these upgrades may be in addition to or fund Council's existing $20,000 scope.

3. Endorse $80,000 to add a dog friendly area to Capella Drive Reserve in 2023/24.

4. Approves funding of up to $50,290 to cover the potential funding shortfall in delivering the revised 2022-23 Open Space Plan, depending on the timing of receipt of election commitment monies, with the shortfall being managed through Council's quarterly budget review process.

5. Notes that community consultation on the projects will occur as per the timing and arrangements in Attachment 3.

That the amendment become the motion was Lost

The original motion was Carried

11.7 Open Space Policy
Report Reference GC220809R11.7

9.09pm Councillor Telfer left the meeting and did not return

Moved Councillor Prior **Seconded Councillor Shilling**

That the following items be moved en bloc:

- *Open Space Policy*
- *Asset Management Policy*
- *Road and Public Place Names Policy*
- *Streetscape Policy*
- *Community Facilities Policy - For Rescinding*

Carried Unanimously

Moved Councillor Prior **Seconded Councillor Shilling**

That Council

1. Endorses the updated Open Space Policy.

Carried Unanimously

11.8 Asset Management Policy
Report Reference GC220809R11.8

Moved Councillor Prior **Seconded Councillor Shilling**

That Council:

1. Endorses the reviewed Asset Management Policy (attachment 1).

Carried Unanimously

11.9 Road and Public Place Names Policy
Report Reference GC220809R11.9

Moved Councillor Prior **Seconded Councillor Shilling**

That Council:

1. Endorse the Road and Public Place Names Policy (Attachment 1)

Carried Unanimously

11.10 Streetscape Policy
Report Reference GC220809R11.10

Moved Councillor Prior **Seconded Councillor Shilling**

That Council:

1. Endorses the reviewed Streetscape Policy (Attachment 1)

Carried Unanimously

11.11 Community Facilities Policy - For Rescinding
Report Reference GC220809R11.11

Moved Councillor Prior **Seconded Councillor Shilling**

That Council:

1. Rescind the Community Facilities Policy, noting that it will be superseded by the key principles in the City of Marion Property Asset Strategy.

Carried Unanimously

12 Corporate Reports for Information/Noting

12.1 Food Waste Recycling Program Performance Review
Report Reference GC220809R12.1

Moved Councillor Prior **Seconded Councillor Veliskou**

That Council:

1. Notes the outcome of the performance review of the Council-wide Food Waste Recycling Program delivered during 2021/22 with grant funding from Green Industries SA.

2. Endorses the revised allocation of budget in 2023/24 and 2024/25 for the purchase of compostable bags to maintain household participation rates and continued community education (detailed in Attachment 3).

Carried Unanimously

13 Workshop / Presentation Items - Nil

14 Motions with Notice - Nil

15 Questions with Notice - Nil

16 Motions Without Notice - Nil

17 Questions Without Notice - Nil

18 Other Business - Nil

19 Meeting Closure

The meeting was declared closed at 9.15pm.

CONFIRMED THIS 23 DAY OF AUGUST 2022

_____
CHAIRPERSON

6 Communications

Nil

6.1 Elected Member Verbal Communications

In accordance with the *Code of Practice - Procedures at Council Meeting 2017/18* an Elected Member has the right to speak for up to two minutes in the second meeting of Council every second month from February (with the exception of caretaker period).

6.2 Mayoral Communication Report

Report Reference GC220823R6.2
Name of Council Member Mayor - Kris Hanna

Date	Event	Comments
25 July 2022	Community Leadership Program Launch	
27 July 2022	Meeting with Leighton Boyd MarionLife	
27 July 2022	Active Elders Christmas in July event	
28 July 2022	City of West Torrens - RecycleSmart Launch	
31 July 2022	Marion Friends of Sturt River Landcare Group | Tree Day	Planted seedlings
2 August 2022	Variety Activate Inclusion Sports Day	Welcome provided
3 August 2022	Meeting with Justin Dent State Manager Riding for the Disabled	
5 August 2022	Osmond Art Group Exhibition Opening	
7 August 2022	Marion RSL Bowling Club - 2022/23 Bowling Season Opening Day	1st bowl of the season
7 August 2022	Hallett Cove Lions Biggest Morning Tea	Had two scones
10 August 2022	Friends of Glenthorne National Park AGM	Returning officer for election
12 August 2022	Hallett Cove Seaside Pool Community Consultation	
12 August 2022	75 Years of Pakistan Independence Day Ceremony	
13 August 2022	Capella Stage 2 Official Opening	Tested flying fox
14 August 2022	Community Meeting with Nadia Clancy MP + Minister for Infrastructure and Transport	
15 August 2022	Club Marion meeting	
16 August 2022	Meeting with Hindu Society of SA	
18 August 2022	Tour of Glenthorne Nature Playground	

19 August 2022	Plympton Glenelg RSL Vietnam Commemorative Concert - A Groovy Night in 'Nam	

6.3 Deputy Mayor Communication Report
Report Reference GC220823R6.3
Name of Council Member Deputy Mayor – Luke Hutchinson

Date	Event	Comments

6.4 CEO and Executive Communication Report
Report Reference GC220823R6.4

Date	Activity	Attended By
26 July 2022	Meeting | Agilyx, re: general discussion	Sorana Dinmore
27 July 2022	Meeting | Oaklands Education Centre Governance Meeting with Flinders University	Ben Keen
27 July 2022	Meeting | Aaron Chia, re: general discussion	Sorana Dinmore
27 July 2022	Meeting | MuleSoft, re: general discussion	Sorana Dinmore
28 July 2022	Meeting | Pelligra Group Pty Ltd Property Development Assistant and Cirqa Associates re general discussion	Tony Lines
29 July 2022	Meeting | Local Government Association CEO - General discussion	Tony Harrison

29 July 2022	SMRF JV Advisory Committee	Sorana Dinmore
1 August 2022	Discussion | Asset Management Maturity Assessment with University of Newcastle, Institute for Regional Futures, Research & Innovation	Ben Keen
2 August 2022	Meeting | South Australian Jockey Club CEO re Morphettville development	Tony Harrison
3 August 2022	Meeting | Studio Nine Architects Principal Architect and Interior Designer re City of Marion Administration Refurbishment	Tony Lines
4 August 2022	Meeting | 5049 Coastal Community Residents' Group meet and greet	Ben Keen
4 August 2022	LGA CEO Advisory Group meeting	Tony Harrison
4 August 2022	Meeting | CEO City of Holdfast, re: general discussion	Sorana Dinmore
4 August 2022	Meeting | Tonsley Project Control Group monthly meeting with City of Marion, Peet Limited and Renewal SA	Tony Lines
5 August	Meeting | Pelligra Group Pty Ltd Property Development Assistant re general discussion	Tony Lines
5 August 2022	Meeting | Adelaide Hills Council, re: general discussion	Sorana Dinmore
8 August 2022	Meeting | Jayne Stinson MP (Member for Badcoe) re Election Commitments and general discussion	Tony Harrison
9 August 2022	LGA CEO Planning Forum	Tony Harrison
9 August 2022	Meeting | Google representative, re: general discussion	Sorana Dinmore
10 August 2022	Meeting | Oaklands Green Project Control Group with City of Marion and the Project Lead, Oaklands Green, Housing Renewal Australia	Tony Lines
10 August 2022	Meeting | Project Director at Tuner & Townsend re general discussion	Tony Lines
10 August 2022	Meeting | General Manager YMCA Victoria / SA Aquatic & Leisure Centre re general discussion	Tony Lines
10 August 2022	Meeting | Zoom representative, re: general discussion	Sorana Dinmore

11 August 2022	Meeting | SynergyIQ, re: general discussion	Sorana Dinmore
12 August 2022	Meeting | City of Mitcham CEO, City of Holdfast Bay, CEO and City of Onkaparinga CEO re general discussion	Tony Harrison
15 August 2022	Meeting | Sarah Andrews MP (Member for Gibson) re Ice rink and general discussion	Tony Harrison
15 August 2022	Meeting | Consultant and Principal at Homes Dyer re general discussion	Tony Lines
15 August 2022	Meeting | Director Workforce & Technology - Northern Beaches Council NSW	Sorana Dinmore
16 August 2022	Site tour of the new Tonsley Hotel with La Loft Australia and Whitehall Property Development	Tony Harrison
16 August 2022	Meeting | Urban Designer at Design IQ re Seacliff Village	Tony Lines
16 August 2022	Meeting | Associates of Cirqa re Ice Arena Traffic Management	Tony Lines
17 August 2022	Meeting | SA Power Networks re planting of trees under powerlines	Ben Keen
18 August 2022	Site Tour of Glenthorne Nature Playground – The Mayor, Southern Hills Councillor (EM) and The Department for Environment and Water (DEW)	Tony Lines
19 August 2022	General Managers/Directors Network planning meeting – LG Professionals	Ben Keen

7 Adjourned Items - Nil

8 Deputations

8.1 Deputation - YMCA - Solar at Marion Leisure and Fitness Centre	
Report Reference	GC220823D8.1
Originating Officer	Business Support Officer – Governance and Council Support– Cassidy Ryles
Corporate Manager	Manager Office of the CEO – Kate McKenzie
General Manager	Chief Executive Officer – Tony Harrison

SPEAKER

Mr Haydn Bellamy

ORGANISATION

Marion Leisure & Fitness Centre

COMMENTS

Mr Haydn Bellamy has requested to make a deputation to Council on behalf of Marion Leisure & Fitness Centre regarding Solar at Marion Leisure and Fitness Centre.

ATTACHMENTS

Nil

8.2 Deputation - Marion Park Golf Club Development	
Report Reference	GC220823D8.2
Originating Officer	Business Support Officer – Governance and Council Support – Cassidy Ryles
Corporate Manager	Manager Office of the CEO – Kate McKenzie
General Manager	Chief Executive Officer – Tony Harrison

SPEAKER

Mr Simon Young

ORGANISATION

President, Marion Park Golf Club

COMMENTS

Mr Simon Young has requested to make a deputation to Council on behalf of Marion Park Golf Club regarding the Marion Golf Park Development.

ATTACHMENTS

Nil

8.3 Deputation - Cumbria Court	
Report Reference	GC220823D8.3
Originating Officer	Business Support Officer – Governance and Council Support – Cassidy Ryles
Corporate Manager	Manager Office of the CEO – Kate McKenzie
General Manager	Chief Executive Officer – Tony Harrison

SPEAKER

Mr Leighton Boyd

ORGANISATION

Director, MarionLIFE Community Services Inc.

COMMENTS

Mr Leighton Boyd has requested to make a deputation to Council on behalf of MarionLIFE Community Services Inc. regarding Cumbria Court.

ATTACHMENTS

Nil

8.4 Deputation - Mitchell Park Neighbourhood Centre	
Report Reference	GC220823D8.4
Originating Officer	Business Support Officer – Governance and Council Support – Cassidy Ryles
Corporate Manager	Manager Office of the CEO – Kate McKenzie
General Manager	Chief Executive Officer – Tony Harrison

SPEAKER

Ms Sarah Deane

ORGANISATION

Institute of Immune Response Systems & Thinking Inc.

COMMENTS

Ms Sarah Deane has requested to make a deputation to Council on behalf of Institute of Immune Response Systems & Thinking Inc regarding Mitchell Park Neighbourhood Centre

ATTACHMENTS

Nil

9 Petitions - Nil

10 Committee Recommendations

10.1 Confirmation of Minutes of the Review and Selection Committee Meeting held on 2 August 2022	
Report Reference	GC220823R10.1
Originating Officer	Manager People and Culture – Jessica Lynch
Corporate Manager	Manager People and Culture - Jessica Lynch
General Manager	Chief Executive Officer - Tony Harrison

REPORT OBJECTIVE

The purpose of this report is to facilitate the receiving and noting of the minutes of the Review and Selection Committee meeting held on 2 August 2022.

EXECUTIVE SUMMARY

A summary of items considered by the Committee Members is noted below.

Reports for Discussion

- Finance, Risk and Audit Committee - Independent Member

Reports for Noting

- Corporate and CEO KPI Report Quarter Four 2021/22

Confidential

- Staff movements
- CEO Annual Performance and Remuneration Review (to be distributed separately)

RECOMMENDATION

That Council:

1. **Receives and notes the minutes of the Review and Selection Committee meeting held on 2 August 2022.**
2. **Notes that separate reports will be brought to Council for consideration of any recommendations from the Review and Selection Committee.**

ATTACHMENTS

1. RS C 220802 - Final Public Minutes [**10.1.1** - 6 pages]

Minutes of the Review and Selection Committee
held on Tuesday, 2 August 2022 at 6.00 pm
Committee Room 1, Council Administration Centre
245 Sturt Road, Sturt

PRESENT

His Worship the Mayor Kris Hanna
Councillor Maggie Duncan Councillor Matthew Shilling

In Attendance

Chief Executive Officer - Tony Harrison
Manager Office of the CEO - Kate McKenzie
Manager People and Culture - Jessica Lynch
Chief Financial Officer - Ray Barnwell

1 Open Meeting

The Mayor opened the meeting at 6:00pm.

2 Kaurna Acknowledgement

We acknowledge the Kaurna people, the traditional custodians of this land and pay our respects to their elders past and present.

3 Elected Member Declaration of Interest (if any)

The Chair asked if any member wished to disclose an interest in relation to any item being considered at the meeting. Nil interests were disclosed.

The Chief Executive Officer noted his own interest in the outcome of the CEO Annual Performance and Remuneration Review.

4 Confirmation of Minutes

4.1 Confirmation of Minutes of the Review and Selection Committee Meeting held on 3 May 2022

Report Reference RSC220802R4.1

Moved Councillor Duncan **Seconded Councillor Shilling**

That the minutes of the Review and Selection Committee Meeting held on 3 May 2022 be taken as read and confirmed.

Carried unanimously

5 Reports for Discussion

5.1 Finance, Risk and Audit Committee - Independent Member

Report Reference RSC220802R5.1

The Committee discussed:

- Advice to Council of the of the expiry of Mr Papa's term of the Finance, Risk and Audit Committee (FRAC) expiring on 30 November 2022.
- Timing of the recruitment process, including advertisement, short-listing and interviews.

Action:

- **Management to progress arrangements with the Committee for short-listing and interviews.**

Moved Councillor Shilling **Seconded Councillor Duncan**

That the Review and Selection Committee:

1. Proceed with conducting a recruitment process for an independent member on the Finance, Risk and Audit Committee.
2. Recommend to Council the proposed timeline for the recruitment process to be undertaken.

Carried unanimously

6 Reports for Noting

6.1 Corporate and CEO KPI Report Quarter Four 2021/22

Report Reference RSC220802R6.1

The Committee discussed:

- KPI 2 – Delivery of agreed project identified in ABP and their year targets in 4-year Plan (26 projects)
  - Amendment to the figure for the final report noted.
- KPI 7 – Staff Engagement
  - Granularity of the metrics provided to Council.
  - Pros and cons of disaggregating metrics at organizational versus departmental levels, including interpretation and encouraging employee participation in the survey.
  - Monitoring of trends over successive quarters.
  - This KPI has been amended for 2022-23 and that September 2022 quarterly metrics will reflect updated Employee Engagement Index, comprised of employee responses to five questions.

- Management will present an option to the committee to view a further organization-level breakdown of the metrics for this KPI.
- KPI 10 – Asset Utilisation of Sports and Community Venues
  - Current composition of the data for this KPI.
  - 12 council run facilities are currently included in the data for this KPI.
  - Pros and cons of including sporting figures, community halls and small rooms in usage data.
  - Limitations of current manual processes to capture data.
  - This KPI has been amended for 2022-23.

Action

- **Management to present organization-level breakdown of the metrics for each question for the Staff Engagement KPI for the consideration of the Committee.**

Moved Councillor Shilling **Seconded Councillor Duncan**

That the Review and Selection Committee:

1. Notes this information and information contained within the attachments for Quarter Four 2021/22.

Carried unanimously

7 Confidential Items

7.1 Cover Report - Staff movements

Report Reference RSC220802F7.1

Moved Councillor Duncan **Seconded Councillor Shilling**

That pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the Committee orders that all persons present, with the exception of the following persons: Chief Executive Officer, Chief Financial Officer, Manager Office of the Chief Executive and Manager People and Culture, be excluded from the meeting as the Committee receives and considers information relating to Staff Movements and Exit Survey Data, upon the basis that the Committee is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to past and present employees of the City of Marion.

Carried unanimously

6:24pm the meeting went into confidence.

Moved Councillor Duncan **Seconded Councillor Shilling**

In accordance with Section 91(7) and (9) of the Local Government Act 1999, the Committee orders that this report, Staff Movements and Exit Survey Data, any appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(a) of the Act be kept confidential and not available or public inspection for a period of 12 months from the date of this meeting. This confidentiality order will be reviewed at the General Council Meeting in December 2022.

Carried unanimously

6:36pm the meeting came out of confidence.
6:36pm – The Manager Office of the Chief Executive and Chief Financial Officer left the room.

7.2 Cover Report - CEO Annual Performance and Remuneration Review

Report Reference RSC220802F7.2

Moved Councillor Duncan **Seconded Councillor Shilling**

That pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the Committee orders that all persons present, with the exception of the following persons: Manager People and Culture, be excluded from the meeting as the Committee receives and considers information relating to CEO Annual Performance and Remuneration Review, upon the basis that the Committee is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to personal affairs of the Chief Executive Officer.

Carried unanimously

Moved Councillor Shilling **Seconded Councillor Duncan**

In accordance with Section 91(7) and (9) of the Local Government Act 1999, the Committee orders that this report, CEO Annual Performance and Renumeration Review, any appendices and the minutes arising from this report having been considered in confidence under Section 90(2) and (3)(a) of the Act be kept confidential and not available for public inspection for a period of 12 months from the date of this meeting. This confidentiality order will be reviewed at the General Council Meeting in December 2022.

Carried unanimously

7:40pm the meeting came out of confidence

8 Workshop / Presentation Items - Nil

9 Other Business

10 Meeting Closure

The meeting was declared closed at 7:40pm.

CONFIRMED THIS 1 DAY OF NOVEMBER 2022

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CHAIRPERSON

10.2 Confirmation of Minutes of the Asset and Sustainability Committee Meeting held on 2 August 2022	
Report Reference	GC220823R10.2
Originating Officer	Business Support Officer - Governance and Council Support – Cassidy Ryles
Corporate Manager	Manager Office of the Chief Executive - Kate McKenzie
General Manager	Chief Executive Officer - Tony Harrison

REPORT OBJECTIVE

The purpose of this report is to facilitate the receiving and noting of the minutes of the Asset and Sustainability Committee meeting held on 2 August 2022.

EXECUTIVE SUMMARY

A summary of items considered by the Committee Members is noted below.

Reports for Discussion

- Fleet Transition Plan
- Walking and Cycling Guidelines (2023-2028)
- Asset Management Update

Reports for Noting

- Environmental Sustainability Update

RECOMMENDATION

That Council:

1. **Receives and notes the minutes of the Asset and Sustainability Committee meeting held on 2 August 2022.**
2. **Notes that separate reports will be brought to Council for consideration of any recommendations from the Asset and Sustainability Committee.**

ATTACHMENTS

1. AS C 220802 Minutes [**10.2.1** - 9 pages]

Minutes of the Asset and Sustainability Committee held on Tuesday, 2 August 2022 at 6.30 pm Council Chamber, Council Administration Centre 245 Sturt Road, Sturt

PRESENT

His Worship the Mayor Kris Hanna (7:45pm)
Councillor Ian Crossland (Chair)
Councillor Bruce Hull
Councillor Tim Gard
Councillor Nathan Prior

In Attendance

Chief Executive Officer – Tony Harrison (7:10pm)
General Manager City Services – Ben Keen
Executive Officer to General Manager City Services – Colleen Madsen (minutes)
Manager Engineering, Assets & Environment – Mathew Allen
Unit Manager Engineering – Carl Lundborg
Unit Manager Environmental Sustainability – Ann Gibbons
Unit Manager Asset Solutions – Brendon Lyons
Fleet Manager – Evert Verhage
Asset Strategy Officer – Catrin Johnson
Senior Project Manager – Lisa Jones
Regional Coordinator Resilient South – Stefan Caddy-Retalic
Manager Office of the CEO – Kate McKenzie
Chief Financial Officer – Ray Barnwell
Gething Pty Ltd – Jake Bugden

1 Open Meeting

The Chair opened the meeting at 6:34pm.

2 Kaurna Acknowledgement

We acknowledge the Kaurna people, the traditional custodians of this land and pay our respects to their elders past and present.

3 Elected Member Declaration of Interest (if any)

The Chair asked if any member wished to disclose an interest in relation to any item being considered at the meeting

Nil interests were disclosed.

4 Confirmation of Minutes

4.1 Confirmation of Minutes of the Asset and Sustainability Committee Meeting held on 5 July 2022

Report Reference ASC220802R4.1

Moved Councillor Prior **Seconded Councillor Gard**

That the minutes of the Asset and Sustainability Committee Meeting held on 5 July 2022 be taken as read and confirmed.

carried unanimously

5 Business Arising

5.1 Business Arising Statement - Action Items
Report Reference ASC220802R5.1

Moved Councillor Hull **Seconded Councillor Prior**

That the Asset and Sustainability Committee:

1. Notes the business arising statement, meeting schedule and upcoming items.

carried unanimously

6 Confidential Items

7 Reports for Discussion

7.1 Fleet Transition Plan
Report Reference ASC220802R7.1

The report was taken as read and the Unit Manager Environmental Sustainability introduced Jake Bugden from Gething Pty. Ltd. and City of Marion Fleet Manager, Evert Verhage to present to the Committee an update on the development of a Fleet Transition Plan to support the City of Marion's carbon neutral commitments.

Key discussion points noted:

- Currently 6 passenger EV options available.
- City of Marion is considering all vehicle types. There are no buses on the market today that we have confidence can be useful long term, however the Cross Council partnership is looking into the possibility of an electric bus.
- Whole of life cost base is less expensive than may be expected. Current electricity costs have been factored in. We have been conservative in factoring costs as with the current energy crisis there are significant unknowns, so we are keeping it standard – it has been assumed there will be no solar contribution at City Services.
- EVs require less maintenance.
- It is recommended to install all charging infrastructure at the City Services and Administration sites at the onetime to save costs and there is enough power at both sites to do this. This will allow passenger vehicles to transition over the next 5 years.
- Consideration should be given to off-site charging options including home charging as an approach to garaged vehicles.
- Lithium batteries last 5 years and go into landfill. A well-made EV battery will last longer than the vehicle.
- Hydrogen versus EV – problem with hydrogen is conversion issues.
- EV has high resale at the moment but there is uncertainty of what it will be in 5 years when reselling.
- Try to have a policy that doesn't have a fixed term.
- Bidirectional charging is important to consider.
- There is an option available to have solar charging as part of the infrastructure, however it is not considered at this time due to the high expense. There will be an opportunity to review at a later time.

- Electric buses and trucks – we are looking at other companies interstate as there is no one in SA working in that space – if we are investing premium money into a product it needs to be well supported and built by a reputable manufacturer.
- Should Council step into the space of installing charging infrastructure there would be competitions from RAA and others. International experience has shown that most charging is done at home.
- There are a lot of fleet management tools, some of which incorporate EVs. Council is doing an internal review and identified improvements are available. We are currently speaking with companies to get to the next step. Looking towards this in the next 6-12 months.
- Timing of transitioning – keen to move forward as quickly as possible in a staged approach, commencing with passenger vehicles as they are due for upgrade. The current AGL EV trial is due to commence within the next month.

The Chair thanked presenter, Jake Bugden.

Moved Councillor Hull **Seconded Councillor Gard**

That the Asset and Sustainability Committee:

1. Notes the information provided in the meeting on the City of Marion's current fleet and options for transitioning to electric vehicles.
2. Provides input in the meeting to shape the City of Marion Fleet Transition Plan.
3. Recommends to Council to adopt all the recommendations contained within the report. (Attached)
4. Recommends to Council to expedite the transition to EV fleet.

carried unanimously

The chair sought and was granted leave of the meeting to bring forward the following agenda item Environmental Sustainability Update to be considered next on the agenda.

8.1 Environmental Sustainability Update

Report Reference ASC220802R8.1

The report was taken as read and Manager Environmental Sustainability, Ann Gibbons presented on the highlights for 2022. It was noted that the Sea Pool project was missing from the report as a key project that will provide coastal protection.

- Gazania Free Gardens Plant Giveaway held 19 June 2022 and partially funded by Green Adelaide.
- Environment report card was created in 2021 with the next edition due February 2023.
- Kerbside Waste and recycling program audit undertaken with a report going to Council on 23 August 2022.
- CoastSnap – five locations now installed.
- New water detention basin at Lucretia Way, Hallett Cove.
- Continuing support for community gardens.

- Verge Incentive Fund has had a lot of community interest – 66 non-edible garden applications and 3 edible garden applications. Currently 11 rebate applications.
- Ran Plastic Free July promotions at the Cove Community Centre.
- Regulated tree maintenance fund – 10 applications to date.
  Grow it Local, partnering with Green Adelaide – people to grow and share foods in own back yards.
- Sturt River Biodiversity – grant from Green Adelaide, with a report going to 16 August Forum.
- Tree planting activities and support from Friends Groups.

We are noticing a continued increase in interest from our community in what Council is doing from an environmental perspective, evidenced by the recent community satisfaction survey feedback and early input to the new 4-Year Business Plan.

Regional initiatives will be explored further as we develop the new Resilient South Regional Climate Action Plan in the coming months. CoM focussed actions can be included in the new 4 Year Business Plan.

The chair provided an update from SRWRA

- Upgraded strategy at SRWRA – employing an education officer.
- Solar farm probably now not financially viable.
- Solar on the roof of Materials Recovery Facility (MRF).
- Creating a lot of carbon credits – able to deliver those offsets to each council.

Carbon Neutral Plan

An update on Council's progress towards its carbon neutral by 2030 goal was provided. This information will also be provided to the upcoming FRAC meeting.
Carbon emissions have reduced by 41% in 2021/22 (3,381 tCO_2e) compared with the 2015/16 baseline (5,701 tCO_2e). Increasingly accurate data is being developed over time so some of the numbers may vary from previous reports.

CEO advised that power costs will be upwards of $600k extra that was not budgeted for, and higher costs expected to continue for next 2-3 years – highest rating towards renewable.
Preference is to invest in green energy as per the endorsed Carbon Neutral Plan.

Action: Staff to do modelling on how the 'Progress towards carbon neutral by 2030 goal' chart in the presentation would look like in terms of South Australian Government's commitment to a 100% renewable electricity grid by 2030.

CoM is currently participating with Green Industries SA project to benchmark against other councils. Focus has been on reducing emissions from what we have control over, electricity use for streetlighting and in buildings, fleet, etc.

Will still need to purchase offsets for remaining emissions in 2029/30 to achieve target, this will come back to Council for decision.
Unit price for Australian Carbon Credit Units continues to change and there is regulatory review underway in response to concerns regarding lack of transparency in accounting methods, etc.
The Committee discussed the possibility of whether council lighting could be sensor activated instead of the current lighting that is timed and whether it would be possible to trial dimming lights.

Moved Councillor Prior **Seconded Councillor Gard**

That the Asset and Sustainability Committee:

1. Notes the environmental sustainability update and provides feedback on the environmental themes covered in the report.

carried unanimously

7.2 Walking and Cycling Guidelines (2023-2028)

Report Reference ASC220802R7.2

The General Manager City Services, Ben Keen introduced Unit Manager Engineering, Carl Lundborg for a presentation on the proposed review and update of the Walking and Cycling Guidelines.

The presenter asked two questions:

1. Is Walking and Cycling Guidelines the tight title for the document?
2. Should we split the guidelines and implementation plan?

The Committee discussed:

- There is merit in splitting the implementation plan as opposed to guidelines.
- The title and the guidelines need to have consistency. Walking and Cycling is a generic term used around Australia, and comprehension is important as to what the guidelines are about.
- Walking and Cycling makes sense for the inclusion of shared paths.
- Should the plan be circulated publicly it would also need to include guidelines but could still be called a plan.
- Implementation plan should be a stand-alone document.
- The Committee decided that the guidelines are still relevant with minor edits, condense the document if possible.

Action:

1. **Split the Guidelines and the Implementation Plan into two documents.**
2. **Update the two documents as required using tracked changes.**
3. **Circulate the documents with tracked changes via email to the Committee requesting feedback from the Committee and bring back to a future ASC meeting.**

E-scooters needs to be a separate topic.

DIT has not shown an interest in undertaking a review of the bike lanes.

Look at feasibility of creating infrastructure going to Majors Road.
Majors Road should be listed as high urgency.
Signage is an issue.
Assign separate attention to non-bike lane areas in respect to signage and planning.

Action:

Include an action in the Implementation Plan to 'Review Council controlled bike lane utilisation and times'. Timeframe to be included in the Plan.

Moved Councillor Gard **Seconded Councillor Prior**

That the Asset and Sustainability Committee:

1. Supports the review of the City of Marion Walking and Cycling Guidelines (2023-2028).
2. Provides feedback on a proposed scope and approach for the review.

carried unanimously

7.3 Asset Management Update

Report Reference ASC220802R7.3

Unit Manager Assets, Brendon Lyons introduced the following presenters:

- Catrin Johnson; Results of CoM Asset Management Maturity Assessment
- Lisa Jones; Asset Management Information System Update
- Stefan Caddy-Retalic; Resilient Asset Management Project (RAMP)

Asset Maturity Assessment

- The City of Marion is doing well against 89 Councils benchmarked and we have a strong Asset Solutions Team. There are 11 assessment areas in the national framework. Assessing the integration of these 11 areas is not part of the assessment.
- Each of the assessed areas individually are assessed as exceeding core asset management maturity, however an assessment of how they integrate is the opportunity for improvement.
- Key area of focus going forward is the operationalisation of asset management at the City of Marion.

Asset Management System, which has been purchased by CoM is called Assetic.

- All our data will be in the one place – 90% of data has been loaded.
- Access to the new system for managing our asset data in one place should be in place in October.
- The Committee is happy for the team to provide them with updates as they occur.
- We are looking for the system to give Council the means to forecast and resource appropriately. Historically we have not had the data to give that information.
- The system will allow renewable dates and have flexibility that if the assets are not ready to be replaced then the dates can be pushed out.
- A standard report can be produced in what the next 6,12,18 months looks like.

Resilient Asset Management

The following areas were discussed:

- Climate risks for councils - Climate change affects all aspects of our business and there is a necessity to maintain service levels and meet community expectations.
- Climate risk needs to be understood, disclosed and managed in order to meet our responsibilities under the Local Government Act and maintain our insurance coverage. Climate risk government assessment, CoM scored as one of the highest councils in Australia, however scored poorly in asset management, consistent with other councils across Australia.
- Planning, risk and regulatory context, consider future drivers of demand (including climate change) and how these may impact budgets for maintenance and renewal.
- Climate risk should be considered when reviewing whole of life costs and risks to major projects.
- Resilient Asset Management Project (RAMP) was conceived to fill the gap identified in the climate risk governance assessments, and $349,000 in external funding obtained.
- Working across councils delivers financial efficiencies, reduces duplication of effort and builds a consistent approach across the sector.
- The RAMP will pilot the integration of climate risk into roads (all councils), major buildings (Marion only), outdoor and coastal assets (Holdfast Bay only), bridges (Mitcham only) and stormwater assets (Onkaparinga only).
- Leading in the state as the first government undertaking this process.
- Currently finalising recruitment of a delivery partner and will begin pilot of a framework and tools over the next few months.
- The RAMP process is designed be repeated for other asset classes and to be transferred for use by other councils and government agencies.

9:29pm

Moved Councillor Prior **Seconded Councillor Gard**

That the meeting be extended by 5 minutes

carried unanimously

Climate change is an uncertainty. What we are building is not a plan for CoM to be climate change proof.

Moved Councillor Hanna **Seconded Councillor Gard**

That the Asset and Sustainability Committee:

1. Notes the report and provides feedback to support the progress of Asset Management at the City of Marion.

carried unanimously

8 Reports for Noting

9 Workshop / Presentation Items

Nil.

10 Other Business

Nil.

11 Meeting Closure

The meeting shall conclude on or before 9.30pm unless there is a specific motion adopted at the meeting to continue beyond that time.

The meeting was declared closed at 9:31pm.

CONFIRMED THIS 11 DAY OF OCTOBER 2022

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CHAIRPERSON

11 Corporate Reports for Decision

11.1 Section 270 Internal Review - Spinnaker Circuit	
Report Reference	GC220823R11.1
Originating Officer	Manager Office of the Chief Executive – Kate McKenzie
Corporate Manager	Manager Office of the Chief Executive - Kate McKenzie
General Manager	Chief Executive Officer - Tony Harrison

REPORT OBJECTIVE

For Council to review and consider the Internal Review completed pursuant to section 270 of the *Local Government Act 1999* and the Council's Complaints and Grievance Policy, regarding the decision of Council from the 14th of December 2021, regarding Spinnaker Circuit Reserve.

REPORT HISTORY

Report Reference	Report Title
GC220412R10.7	Section 270 Internal Review of Decision - Spinnaker Circuit Reserve

EXECUTIVE SUMMARY

The City of Marion's Complaints and Grievance Policy provides a fair, consistent and structured process for stakeholders who are dissatisfied with an action, decision or service of the Council. Section 4, part 3 of the Policy outlines that, when a complaint cannot be resolved, an internal review (pursuant to section 270 of the Local Government Act 1999) may be requested.

At its meeting of 12 April 2022, Council considered a complaint regarding the process undertaken for the revocation of the community land status for Spinnaker Circuit Reserve. Council determined to appoint an independent person for review. Kelledy Jones Lawyers were subsequently appointed to complete the review.

The review is now complete and found that the Council has acted within its decision-making powers and its decision making was reasonable after considering the best interests of the community. The report also found that on balance, the decision making was consistent with the Council's role and functions under the Act.

A full copy of the report and its appendices are included in **Attachment 1 and 2.**

RECOMMENDATION

That Council:

1. **Notes the findings within the Kelledy Jones Lawyers Report for Spinnaker Circuit Reserve.**
2. **Notifies the complainant of the outcomes of the section 270 review.**

ATTACHMENTS

1. MAR I 0001 220111 014 S 270 Review Report Redacted [**11.1.1** - 16 pages]
2. Appendicies [**11.1.2** - 214 pages]

Kelledy Jones

CITY OF MARION

SPINNAKER CIRCUIT RESERVE

SECTION 270 REVIEW

Kelledy Jones

1. INTRODUCTION

1.1 [redacted] (the **Applicant**) has made application to the City of Marion (the **Council**) for an internal review of a Council decision pursuant to section 270 of the *Local Government Act 1999* (the **Act**). The decision which is the subject of the application was made by resolution of the Council at its meeting on 14 December 2021, in relation to Spinnaker Circuit Reserve (the **Decision**).

1.2 The Decision is that the Council:

1.2.1 *Notes the outcome of the community consultation process undertaken for the revocation of the Community Land Classification for the whole of Spinnaker Circuit Reserve - East, Sheidow Park, at Lot 88 in deposited Plan 17901, Certificate of Title Volume 5546 Folio 484 and for the potential disposal of the approximately 6,158 square metres of land.*

1.2.2 *Declares that the retention of the land does not contribute to Council's strategic objectives and is surplus to Council's requirements.*

1.2.3 *Authorises the lodgement of the request for consent to revoke the Community Land Classification over the whole of Spinnaker Circuit Reserve - East for the potential disposal of the land with the Minister for Local Government in accordance with Section 194 of the Local Government Act 1999:*

(a) *With a report on all submissions made as part of the public consultation process*

(b) *A request to approve the revocation of the Community Land Classification over Spinnaker Circuit Reserve - East.*

1.2.4 *Notes a further report will be presented to Council upon receipt of the determination from the Minister for Local Government in relation to the revocation. Subject to Ministerial approval, the net proceeds from the sale will be paid into the Open Space Reserve Fund for the development of open space as provided by Council.*

1.3 A copy of the Applicant's request for review with personal information (name and address) redacted was included in the Council report at agenda item 10.7 of the Council meeting of 12 April 2022. The Council resolved to appoint an independent investigator to undertake a review of the Decision. A copy of the Council report of 12 April 2022, inclusive of the Applicant's request, is **Appendix A**.

1.4 The review process is guided by the Council's *Complaints and Grievance Policy* and *Complaints and Grievance Procedure* (the **Procedure**). The Procedure provides that matters relating to the "*decision making or conduct of Council*" can be referred to an external advisor for assistance with the review process.

1.5 To facilitate the review process, the Council engaged Kelledy Jones Lawyers (**KJL**) to undertake an 'arms-length' and independent review of all relevant information pertaining to the Decision and, having regard to the concerns raised by the Applicant, to prepare this Report for the consideration of the Council.

Kelledy Jones

1.6 In undertaking this review, KJL has assessed whether, based on all of the available information, the Decision was:

1.6.1 a reasonable decision to make in the circumstances;

1.6.2 open to be made by the Council on the facts before it;

1.6.3 made in the public interest; and

1.6.4 subject to any legal flaws in the decision-making process.

1.7 The objective of this Report is to assist the Council in finalising the review process. The Report sets out:

1.7.1 the background facts which have given rise to the application for review;

1.7.2 a summary of relevant information obtained by KJL during the course of the review;

1.7.3 the findings of KJL in relation to the relevant issues (as we see them); and

1.7.4 the options now available to the Council.

1.8 The review has involved consideration of the following documents provided by the Council:

1.8.1 Council reports and minutes relevant to the Decision, for the following Council meetings:

(a) 12 April 2022;
(b) 14 December 2021;
(c) 27 July 2021;
(d) 13 October 2020;
(e) 25 February 2020;
(f) 10 December 2019; and
(g) 24 September 2019;

1.8.2 audio and transcript of the portion of the Council's meeting of 14 December 2021 relating to the Decision;

1.8.3 the Council's Strategic Plan 2019-2029 (the **Strategic Plan**)[1];

1.8.4 the Council's Unsolicited Proposals Policy (the **UP Policy**)[2];

1.8.5 the Council's Disposal of Land and Assets Policy (the **DLA Policy**)[3];

[1] available at: https://cdn.marion.sa.gov.au/sp/Documents-Policies/Documents/Strategic-Plan-2019-2029.pdf .
[2] available at: https://cdn.marion.sa.gov.au/sp/Documents-Policies/Documents/Unsolicited-Proposals-Policy-1.pdf
[3] available at: https://cdn.marion.sa.gov.au/sp/Disposal-of-Land-and-Assetts-Policy.pdf?mtime=20191204154047

Kelledy Jones

1.8.6 the Council's Public Consultation Policy[4]; and

1.8.7 the Community Land Management Plan adopted by the Council that applies in respect of the Spinnaker Circuit Reserve (the **Reserve**), being '*Community Land Management Plan 10 – General Reserves*' (the **CLMP**)[5].

1.9 In addition, KJL wrote to the Applicant to:

1.9.1 notify of our engagement; and

1.9.2 give the Applicant opportunity to provide any further information that he wished for us to take into account.

1.10 In response to our correspondence, the Applicant:

1.10.1 by email dated 14 June 2022, clarified his primary concerns in respect of the Decision;

1.10.2 provided copies of correspondence from him to the Council, namely two emails dated 7 March 2019 and 19 July 2020;

1.10.3 forwarded an email received by him from the Office of the Attorney-General's Department, dated 23 February 2022, attaching correspondence from Ms Caroline Mealor (refer **Appendix B**); and

1.10.4 by email dated 8 July, notified KJL of his concerns regarding the conduct of drivers on the Reserve on that date. The Applicant asserts that the use of the Reserve as a carpark is the cause of poor driver conduct thereon, which has adverse impacts for neighbouring residents.

We have had regard to all of the information provided by the Applicant in preparing this Report.

1.11 Further, having regard to the role of the Mayor under section 58 of the Act, which includes acting as the principal spokesperson of the Council, KJL interviewed Mayor Kris Hanna regarding the Decision and the information that informed it

1.12 The standard of proof that has been applied in this review and the preparation of this report is the balance of probabilities. However, in determining whether that standard has been met (relevant to the findings we have made), in accordance with the High Court decision in *Briginshaw v Briginshaw*[6] (which recognises that greater care is needed in considering the evidence in some cases having regard to the seriousness of the allegations made and the gravity of the consequences flowing from a

[4] available at: https://cdn.marion.sa.gov.au/sp/Documents-Policies/Community-Consultation-and-Engagement-Policy.pdf
[5] available at: https://cdn.marion.sa.gov.au/sp/Community-Land-Management-Plan-10.pdf
[6] (1938) 60 CLR 336

particular finding), we have considered the nature of the assertions that have been made and the consequences if they are found to be substantiated.

1.13 In accordance with the principles of natural justice, before the Council makes a final determination in connection with this review, it is recommended that the Applicant be provided with a copy of this Report and given opportunity to make submissions direct to the Council.

2. BACKGROUND FACTS

The Proposal for the sale of the Reserve

2.1 The Reserve is community land. It is comprised in Certificate of Title Register Book Volume 5546 Folio 484, located at 72 Spinnaker Court, Sheidow Park. A significant portion of the northern boundary of the Reserve is shared with St Martin de Porres School (the **School**).

2.2 In 2019, the School approached the Council and expressed interest in purchasing or being granted a long-term lease over a portion of the Reserve. This was to enable it to be utilised by the School for parking and, potentially, for other purposes such as a sealed court area, a garden or a play area (the **Proposal**).

2.3 The Council report of 24 September 2019 (**Appendix C**) outlines the Proposal the reasons for it and correctly identifies that the Reserve cannot be sold unless its status as community land is first revoked.

2.4 In response to the Proposal, the Council resolved to consult with the community regarding options for the future use of the Reserve. Community consultation occurred from and between 8 November and 29 November 2019 (the **First Consultation**).

2.5 The First Consultation process included a mail-out to 232 residents within 400 metres of the Reserve. It was also promoted through the School community via newsletters and on the School's Facebook page. The First Consultation process identified 5 options for the future use of the Reserve as follows:

2.5.1 Option A: no sale or lease and retain the Reserve as open space;

2.5.2 Option B: sell / lease the Eastern section, subdividing the balance of the Reserve for residential purposes;

2.5.3 Option C: sell / lease the Eastern section, retaining the balance of the Reserve as open space.

2.5.4 Option D: sell / lease the Northern section and subdivide the balance of the Reserve for residential purposes;

2.5.5 Option E: sell / lease all the Reserve to the School;

2.6 A report was presented to the Council meeting of 19 December 2019 which addressed the outcomes of the First Consultation (refer **Appendix D**). The report,

amongst other things, also identified the considerations relevant to the Council leasing a portion of the Reserve to the School as an alternative to disposing of the Reserve by way of sale. Upon considering the report, the Council resolved to grant the School a lease for a term of five years.

The Revocation Proposal

2.7 At the Council meeting of 25 February 2020, a motion on notice to rescind the decision to grant a lease to the School for a term of five years was considered. This caused the Council to revisit the alternative options for the Reserve that were the subject of the First Consultation process. The Council, ultimately, resolved to:

2.7.1 rescind its decision to grant a lease to the School;

2.7.2 note the report of 19 December 2019 addressing the First Consultation outcomes;

2.7.3 note that the retention of the Reserve "does not contribute to the Council's strategic objectives and is surplus to Council's requirements";

2.7.4 progress a proposal to revoke the community land status of the Reserve (which, if successful, would keep open the Council's option to sell the Reserve);

2.7.5 note that in progressing a proposal to sell the Reserve, the Council's objectives would be best achieved by way of the northern portion thereof, as identified in Option D (the **Northern Portion**), being sold to the School with the balance subdivided to create residential blocks for sale; and

2.7.6 to grant a lease to the School for a term of 12 months over the Northern Portion of the Reserve.

2.8 At its meeting on 13 October 2020, the Council considered the outcomes of a second round of public consultation. This occurred pursuant to section 194(2) of the Act in respect of the proposal for the classification of the land as community land to be revoked (the **Second Consultation**). The report presented to the Council in relation to the matter is **Appendix E**. Having considered the outcomes of the Second Consultation, the Council resolved to make application to the (then) Minister for Planning and Local Government (the **Minister**) for approval to revoke the community land classification of the Reserve in accordance with 194 of the Act, to allow for the potential disposal of the Reserve (the **First Application**).

2.9 By correspondence to the Council dated 22 June 2021, the Minister notified:

2.9.1 of her decision to decline to approve the First Application on the basis that the report the subject of the Second Consultation did not, in the Minister's opinion, satisfy the requirements under 194(2) of the Act; and

2.9.2 of the Council's option to undertake further consultation in respect of a report that did comply with the Act and re-apply for approval.

2.10 At its meeting on 27 July 2021, (the related report to Council, which includes the Minister's correspondence of 22 June 2021, is **Appendix F**), the Council noted the Minister's correspondence and resolved to undertake public consultation again with a revised report that clearly identified the reasons for the revocation proposal and Council's intention, if the proposal was successfully implemented, being to progress:

2.10.1 the sale of a portion of the Reserve to the School at or close to market value; and

2.10.2 the sale of the balance of the Reserve on the open market in a manner which achieves the best financial return for the Council.

2.11 In the intervening period, the Council granted a licence to the School to use a portion of the Reserve as a car park and for storage sheds, for an initial period of twelve (12) months. The licence is intended to operate as an interim arrangement pending the outcome of the revocation process.

2.12 Between 30 September and 29 October 2021, further public consultation was undertaken in respect of the revised report regarding the revocation proposal (the **Third Consultation**).

The Decision

2.13 The Council considered a report regarding the outcomes of the Third Consultation at its meeting of 14 December 2021 (the **Decision Report**). A copy of the Decision Report is **Appendix G**.

2.14 The Decision Report summarises the responses received and distinguishes between those from residents living within 400m of the Reserve and all others. It is evident from the Decision Report that:

2.14.1 the majority of responses from residents who live within 400m of the Reserve did not support the sale of the Reserve; and

2.14.2 the majority of all other responses were in favour of the sale of the Reserve.

2.15 Having considered the Decision Report, the Council resolved to make the Decision.

The Applicant's Concerns

2.16 The Council report of 12 April 2022 (**Appendix A**) identifies the following reasons as having been provided by the Applicant in connection with the Applicant's request for a section 270 review:

2.16.1 *That the community consultation process was insufficient and flawed. Requests to the community for feedback were only done via mail and relied on participants completing and returning a form or logging onto a website. It was also not limited to local residents, and it is well known that the St Martin de Porres school encouraged parents and families to submit feedback, greatly and inaccurately increasing the percentage of responses in favour of the carpark;*

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2.16.2 *The reserve has been deliberately neglected to discourage community use over a number of years to enable the council to justify deeming it under utilised and 'surplus' to requirements; and*

2.16.3 *The report on the public consultation process submitted as part of the application to revoke the community land classification did not provide an accurate picture of local resident's views. Due to the way this feedback was collected it gave the minister making the decision the impression that the majority of the community was in agreeance with the revocation which is not the .*

2.17 In addition, the Applicant does not agree with the logic of selling open space to fund other open space.

2.18 By email to KJL dated 14 June 2022, the Applicant clarified his primary concerns as follows:

2.18.1 *safety and security i.e. should the carpark construction go ahead we are seriously concerned about antisocial behaviour such as littering, hooning, drug taking, dumping, graffiti, vandalism, drunkenness, unlawful parking and violence in what previously been a quiet location;*

2.18.2 *we believe the reserve was intentionally neglected by the council for many years as an excuse to dispose of it due to supposed "lack of public use". For several years prior to the current carparking situation the council also had an agreement with St Martin De Porres School to allow parking at certain times which destroyed vegetation on the reserve and nothing was done by the council to repair this. Depending on the time of year it became either a dust bowl or a mud pit which completely discouraged recreational use by local residents;*

2.18.3 *surveys which were meant to be for local residents to voice their opinions on the future of the reserve were also distributed by the school to student's parents who do not even live in the local area which in turn inaccurately pushed the approval for the carpark to over 80%.*

In conclusion we feel that the City of Marion Council has shown complete disregard for the views and interests of local residents and the potential impact that the planned development of the reserve will have.

2.19 In addition, by further email to KJL dated 16 June 2022, the Applicant iterated his concerns in relation to the public consultation that:

2.19.1 the results of the survey were impacted by parents of students and School staff who expressed support for the School purchasing the Reserve. The Applicant expressed the view that the consultation survey should **only** have been provided to residents within 400m of the Reserve, since these residents are 'truly affected' by the potential future development of the Reserve; and

2.19.2 the survey identified too many options for a response.

The Minister's Response

2.20 After or around the time that the Applicant applied for this section 270 review, the Council received a response from the (former) Minister in relation to its second revocation application. The Minister, having considered the revised revocation report together with a report on all the submissions made in respect of the revocation proposal, approved the Council's application.

2.21 By correspondence dated 23 February 2023, Ms Caroline Mealor, on behalf of the Minister notified [redacted] of the Minister's decision. More specially, Ms Mealor stated in that correspondence:

> *After considering all of the information provided by the Council, taking into account the nature of the public consultation undertaken by the Council and the effect of the revocation on the area and the local community on balance, I am advised that he Minister for Planning and Local Government considered the revocation proposal was… more positive than not in its effect. The Council was subsequently granted approval for its revocation proposal under section 194(3)(b) of the Act.*

3. **RELEVANT CONSIDERATIONS & FINDINGS**

The Disposal Proposition & Applicable Council Policies

3.1 The Proposal constitutes an unsolicited proposal in respect of the Reserve, including within the terms of the UP Policy.

3.2 The UP Policy guides the Council's consideration and management of the Proposal. The guiding objectives of the UP Policy that are relevant are:

3.2.1 ensuring that unsolicited proposals are received and assessed through a transparent and fair process that involves high standards of probity and public accountability;

3.2.2 ensuring that the unsolicited proposals process is not used to circumvent the Council's regular procurement processes;

3.2.3 ensuring value for money for the Council and the community is achieved from any unsolicited proposal; and

3.2.4 maximising the benefits from unsolicited proposals for the Council and the community.

3.3 Consideration of the Proposal occurred in a transparent manner at a public meeting of the Council on 24 September 2019. It arose in circumstances where the Council did not have any plans to develop or otherwise lease or sell the Reserve and, to that end, was a unique proposition (not one that could be said to have circumvented the Council's regular procurement processes).

3.4 The Council resolved to undertake consultation to ascertain the degree of community support for the Reserve being sold. To the extent that the Proposal would, if implemented, assist in addressing traffic management issues in connection

with the School, enable investment in the Council's open space fund and facilitate growth of the School, it is one that is of benefit the wider community.

3.5 Taking the above into account **we find** that it was reasonable and appropriate for the Council to consider the Proposal and that the Council dealings with it to date are consistent with the objectives of the UP Policy.

3.6 Clause 4.2 of the UP Policy provides that the Council may, in its absolute discretion, enter into a period of exclusive negotiation with a proponent in respect of an unsolicited proposal and the criteria that must be considered by the Council in determining to negotiate with a proponent on an exclusive basis. The Council reports in respect of the Proposal address a number, but not all, of these criteria. Accordingly, **we find** that the Council has not yet discharged the requirement under the UP Policy to consider all of the criteria listed in clause 4.2.

3.7 This finding does not, however, impugn the Council's decision-making process in respect of the Decision because:

3.7.1 the Council cannot sell the Reserve whilst it is classified as community land. This means that, at all material times, the Council's ability to progress the Proposal and to enter into exclusive negotiations with the School for this purpose is and has always been, contingent upon the community land status of the Reserve, firstly, being revoked; and

3.7.2 the Council has simply progressed the process to revoke the classification of the Reserve as community land. It has not, to date, decided to determine this process. Similarly, whilst, as part of the revocation process, the Council has foreshadowed an intention to progress the Proposal, it has not, to date, made a decision to dispose of the Reserve, nor has it entered into exclusive negotiations with the School to effect the sale of the Reserve;

3.7.3 accordingly, pending the outcome of the revocation proposal, there is still opportunity for the Council to consider the criteria in the UP Policy (and **we recommend** that it do so) before seeking to exclusively negotiate with the School.

3.8 One of the reasons why the Applicant objects to the Decision is that he opposes the Reserve being sold and desires that it be maintained as open space.

3.9 It is important to note that the Decision **does not** have effect or operate as a decision to sell the Reserve to the School or to any third party. Rather, the Decision serves to:

3.9.1 express the Council position that the Reserve is surplus to the Council's requirements and its retention is not considered to deliver upon the Council's strategic objectives; and

3.9.2 progress the revocation proposal by way of resubmitting an application to the Minister for approval (which, as above, is a procedural step that must be undertaken before the Council can make any decision to sell the Reserve).

3.10 The above factual position means that the question whether to sell the Land to the School or, otherwise, to a third party is, subject to the Council resolving to revoke the community land classification of the Reserve. This is a decision that is yet to be made. Further, even then, the Council is not bound by the Decision to dispose of the Reserve.

3.11 Any decision by the Council to dispose of the Reserve must also occur in line with the DLA Policy. This Policy allows for the sale of land by direct negotiation with an adjoining land owner. Where land is sold in this manner, unless the Council resolves otherwise, the DLA Policy requires two independent valuations be obtained no more than 12 months prior to sale, to ascertain market value of the Land (which value represents the amount that a willing purchaser would be willing to pay on the open market).

3.12 The Council decision of 27 July 2021 confirms the position that any sale of the Northern portion of the Reserve to the School must be at or close to market value and that any sale of the balance must be by open market, to achieve maximum net financial return to the Council. The Council position in this regard is consistent with the DLA Policy, including the stated objective to achieve value for money. Where, subject to the outcome of the revocation proposal, the Council chooses to progress the sale of the Northern Portion of the Reserve to School, it will be necessary for independent valuations to be obtained to inform the Council's negotiations on the purchase price.

3.13 Taking the above into account, **we find** that the decisions by the Council leading up to and including the Decision are consistent with the DLA Policy.

Strategic Plan

3.14 The Council's Strategic Plan has six themes. Relevant in the context of the Decision, are:

3.14.1 Liveable City;

3.14.2 Valuing Nature; and

3.14.3 Prosperous.

3.15 The retention of the Reserve as open space is, on the one hand, consistent with the 'Liveable City' and 'Valuing Nature' themes of the Strategic Plan. Likewise, the disposal of a portion of the Reserve to the School and, otherwise, to facilitate residential development and investment in the open space fund, aligns with all three themes identified above. This is not surprising since there are competing objectives within the Strategic Plan, which is reflective of the fact there are competing interests in every community.

3.16 **We find** that either the sale or retention of the Reserve as open space would deliver on at least some of the objectives of the Strategic Plan and, therefore, either option is to be considered as supported by the Strategic Plan.

Status & use of the Reserve

3.17 The Applicant asserts that the Reserve was, deliberately, neglected by the Council so that it could be deemed surplus to requirements.

3.18 KJL was informed that:

3.18.1 the Council undertakes minimal maintenance activities in respect of the Reserve. This is unsurprising given the Reserve is largely unimproved; and

3.18.2 other parcels of Council land in its area are similarly maintained by the Council.

3.19 None of the CLMP, Council Budget or Annual Business Plan, indicate any intention on the part of the Council to further develop or improve the Land now or in the future.

3.20 The Council does not have infinite resources and its ability to develop and improve the Reserve is necessarily subject to resource limitations and Council decisions about prioritising expenditure from year to year (as set out in the Budget and Annual Business Plan).

3.21 The fact that the Council has not decided to develop or improve the Reserve or commit to doing do in future does not amount to and cannot be said to, evidence deliberate neglect of the Reserve. Rather, it is an outcome of the Council determining, as part of its annual planning and budget processes, to pursue other priority projects and is evidence of the Council balancing the provision of services and facilities with the financial impact of the provision of those services and facilities on ratepayers, consistent with the principle prescribed at section 8(ia) of the Act.

3.22 **We find** that the Applicant's assertion that the Reserve has been deliberately neglected to enable it to be declared surplus to requirements is incapable of substantiation. There is no evidence to support it.

3.23 It is evident from the aerial maps that are attached to the Council reports that the Reserve is located in close proximity to other open space (including Spinnaker Reserve West). KJL was informed that the Reserve is located in a suburb that, when compared to other suburbs in the Council area, has a high proportion of open space. Any disposal of the Reserve to enable investment in other open space, especially in other areas where there is a greater need for open space, is entirely consistent with the Council ensuring equitable access to open space facilities in its area in line with the legislative principle at section 8(i) of the Act.

3.24 **We find** that the Council decision to declare the Reserve surplus to requirements was not unreasonable and is supported by a number of persuasive reasons.

3.25 The Applicant also opposes the Decision due to concerns regarding the future development of it (if sold). The Applicant's concerns in this regard arise from the current use of the Reserve as a carpark by the School and the conduct of drivers thereon.

3.26 The use of the Reserve as a carpark pursuant to a licence agreement is consistent with the CLPM, which expressly envisages the land:

3.26.1 being utilised for carparks where, in the opinion of the Council, this is in the community's interests; and

3.26.2 leases or licences being granted at the Council's discretion.

3.27 It is evident from review of the Council reports that a reason the licence was granted to the School was to alleviate traffic congestion in neighbouring streets, a broader community benefit.

3.28 **We find** that the grant of the licence to the School aligns with the CLMP.

3.29 Whilst the Applicant's concerns regarding third-party conduct on the Reserve are noted, we do not consider the current use of the Reserve (which is occurring under a temporary licence arrangement) as being indicative of the future use of the Reserve if it is sold and developed. Indeed, development of the Reserve by any future purchaser in a manner that means the land is no longer open to and accessible by public (noting information in the Council reports relating to this matter indicate that if the School purchased and developed the land, it would no longer be publicly accessible) would only serve to reduce unauthorised conduct on the land.

3.30 **We find** that the Applicant's concerns regarding security and unauthorised conduct of drivers on the Reserve, due to its current condition, is not a compelling reason to overturn the Decision because;

3.30.1 measures can be taken to abate unauthorised conduct on the Reserve and thereby address the Applicant's concerns (for example, restricting public access to it to certain hours); and

3.30.2 it enables the Council to progress the proposed sale of the Reserve to achieve benefits for the wider community, including enabling investment into the Council open space fund, alleviating parking concerns and delivering upon economic development objectives through facilitating the growth of the School.

The Public Consultation

3.31 The First Consultation arose from the Council's consideration of the Proposal. Its objective was to enable the Council to ascertain the degree of community support for the disposal of the Reserve. This consultation was conducted on a discretionary basis and targeted at occupiers of land in the vicinity of the Reserve, including the School which, in turn, subsequently promoted the Proposal to its community.

3.32 Overall, the First Consultation evidenced majority support for the options to dispose of the Reserve. Even so, the report addressing the consultation outcomes (being the report at **Appendix D**) evidenced that whilst some residents living within 400m of the Reserve did support the options to dispose of the Reserve, the majority did **not**

and that most of the support for this option was from persons living outside this proximity.

3.33 The Applicant asserts that the community consultation process was insufficient and flawed, including because it was not limited to local residents. It is important to recognise that the Second Consultation and the Third Consultation (with only the latter relied upon to inform the Decision) was statutory consultation, undertaken in accordance with section 194(2)(b) of the Act. To that end, the Act *required* the Council to:

3.33.1 consult broadly with its community in respect of the revocation proposal, including by publishing notices in the *Government Gazette* and the *Advertiser,* and not just with the residents living in the vicinity of the Reserve (who would be most affected by any decision to dispose of the Reserve or part of it); and

3.33.2 consider all submissions received, including those from members of the School community (noting that the School is a relevant stakeholder).

3.34 The information reviewed by KJL evidences that the Council undertook the Second Consultation and the Third Consultation in accordance with the applicable legislative requirements. **We do not find** that these consultation processes were flawed or insufficient. Indeed, if the Council had consulted with only local residents in respect of the revocation proposal, this would have been insufficient under the Act.

3.35 The reports addressing the outcomes of the Second Consultation (refer **Appendix E** and **Appendix G** respectively) include detailed consultation reports that set out all comments received and identify the location where responders reside. **We find** that the consultation reports accurately reflect the responses received by the Council, including those from local residents and, in turn, can reasonably be relied upon as representative of the views of the wider community in respect of the revocation proposal.

3.36 Ultimately, all of the First, Second and Third Consultations, identified competing interests in the community regarding the future use of the Reserve. The Council's approach in distinguishing between and identifying consultation outcomes from residents within 400 metres of the Reserve and those outside of this area, enabled the Council to note and balance these competing interests. The report for the Third Consultation, in particular, clearly identifies that 52.6% of responders living with 400m of the Reserve strongly did not support the revocation proposal, compared to the 82.6% of responders from outside this area that strongly supported the proposal. **We fin**d that this approach was appropriate and effectively negated any undue influence upon the consultation outcomes by responders from the school community (whether perceived or actual).

3.37 The fact that most responders within 400m of the Reserve are strongly against the proposal did not preclude the Decision nor render it unlawful or unreasonable, including because:

3.37.1 decisions made by the Council, may not (and indeed are unlikely) to ever be decisions that all residents, ratepayers and electors in the Council area may agree upon. In fact, councils are often required to make decisions that a majority, if not all, of the ratepayers, electors and residents may not favour but that does not mean that such a decision is not available to the Council, or a reasonable decision to make in the circumstances; and

3.37.2 pursuant to section 8(b) of the Act, the Council must be responsive to the needs, interests and aspirations of individuals and groups within its community. The obligation to 'be responsive' under the Act, does not mean that Council decisions must be dictated by the views of any person or group (including, in this case, the views held by the Applicant) to the detriment of the broader community. This is because the Council's overriding obligation is to act as a representative, informed and responsible decision-maker in the interests of the wider community, pursuant to section 6 of the Act.

3.38 **We find** that in making the Decision the Council duly 'weighed' up all competing interests and determined that the benefits to the community arising from the Decision (including, but not limited to, alleviating traffic congestion and enabling investment in the Open Space Fund to facilitate equitable distribution of open space in its area) may, reasonably, be considered to outweigh the potential impacts (whether actual or perceived) to residents residing within 400m of the Reserve. This, in and of itself, is reason to justify the Decision on merit. Further, the fact that the Council weighed up competing interests means that it clearly had regard to the views of the local residents. **We find** that it is not correct to say that the Council disregarded local residents' views.

3.39 **We also find** that the Minister's decision to grant approval for the Council to revoke the Reserve's status as community land (as communicated to the Council by correspondence dated 18 February 2022) serves to ratify the validity of the Third Consultation process. The approval allows the Council to determine the revocation proposal by resolving to revoke the community land status of the Reserve.

4. CONCLUSION & THE COUNCIL'S OPTIONS

4.1 Having carefully considered the information relevant to the Decision **we find** that the Decision:

4.1.1 was within the Council's powers under section 194 of the Act;

4.1.2 was not inconsistent with the Strategic Plan;

4.1.3 arose in circumstances where the Council assessed competing community interests in respect of the revocation proposal and future use of the Reserve on merit;

4.1.4 does not have effect as a Decision to sell or to grant a long term lease over the Reserve to the School or to any other person but, to the extent that it

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represents the Council taking a step towards the progression of a disposal option, has occurred (so far) in accordance with applicable Council policies;

4.1.5 was open to be made on the information available to the Council, including the outcome of the Third Consultation (which clearly evidenced that the majority of local residents strongly did not support sale of the Reserve); and

4.1.6 is reasonable and, in all respects, lawful.

4.2 There is nothing to support a finding that the Decision was other than reasonably made by a responsible public authority in what the Council considered to be the best interest of the community. Further, on balance, it was consistent with the Council's role and functions under the Act.

4.3 After considering this Report and any further submission by the Applicant, it is open to the Council to determine the Applicant's request for a section 270 review in one of two ways:

4.3.1 reaffirm the Decision and, in light of the response from the Minister (to approve the revocation proposal), resolve to revoke the community land status of the Reserve; or

4.3.2 revoke or vary the Decision[7].

4.4 Irrespective of the manner in which the Council resolves to determine this matter, it is acknowledged that the Applicant has recourse to the Ombudsman if he remains dissatisfied with the outcome of the Review.

This concludes our review of this matter.

Yours sincerely
KELLEDY JONES LAWYERS



CIMON BURKE
Direct Line: 08 8113 7105
Mobile: 0422 165 614
Email: cburke@kelledyjones.com.au

[7] Note that any decision to vary or revoke the Decision must, if made during the current term of Council, occur by way of a (rescission) motion on notice or, pursuant to a recommendation contained in a report of the Chief Executive Officer pursuant to regulations 12(3) or 21 of the *Local Government (Procedures at Meetings) Regulations 2013* respectively.

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APPENDIX A

10.7 Section 270 Internal Review of Decision - Spinnaker Circuit Reserve	
Report Reference	GC220412R10.7
Originating Officer	Manager Office of the Chief Executive – Kate McKenzie
Corporate Manager	Manager Office of the Chief Executive - Kate McKenzie
General Manager	Chief Executive Officer - Tony Harrison

REPORT OBJECTIVE

To seek Council direction regarding how council would like to undertake the section 270 Internal Review for decision made by Council on 14th December 2021 regarding Spinnaker Circuit.

REPORT HISTORY

List any relevant report references - optional field, remove table and heading if not required

Report Reference	Report Title
GC211214R11.9	Spinnaker Circuit Reserve – Revocation of Community Land Classification
GC210727R11.3	Spinnaker Circuit Reserve – Revocation of Community Land Classification
GC201013R05	Spinnaker Circuit Reserve East – Revocation of Community Land Classification
GC200225M01	Rescission Motion - Spinnaker Circuit Reserve East
GC191210R03	Spinnaker Circuit Reserve East – Community Engagement
GC1902403	Spinnaker Circuit Reserve East, Sheidow Park – Potential Sale

EXECUTIVE SUMMARY

The City of Marion's Complaints and Grievance Policy provides a fair, consistent and structured process for stakeholders who are dissatisfied with an action, decision or service of the Council.

Section 4, part 3 of the Policy outlines that, when a complaint cannot be resolved, an internal review (pursuant to section 270 of the Local Government Act 1999) may be requested.

The City of Marion has received a request from a resident for an internal review of the decision relating to the sale of Spinnaker Circuit Reserve. Please find attached a copy of the original request in **Attachment 1**. The matters relating the temporary carpark and the removal of the signage from private property noted in the complaint have been excluded from the scope of this review and are being managed separately.

Clarity was sought from the complainant on scope of the matter, and they have advised that they wish the Council decision of the 14th of December 2021 to be reviewed.

The decision states:

That Council:

1. *Notes the outcome of the community consultation process undertaken for the revocation of the Community Land Classification for the whole of Spinnaker Circuit Reserve – East, Sheidow Park, at Lot 88 in deposited Plan 17901, Certificate of Title Volume 5546 Folio 484 and for the potential disposal of the approximately 6,158 square metres of land.*
2. *Declares that the retention of the land does not contribute to Council's strategic objectives and is surplus to Council's requirements.*

3. *Authorises the lodgement of the request for consent to revoke the Community Land Classification over the whole of Spinnaker Circuit Reserve – East for the potential disposal of the land with the Minister for Local Government in accordance with Section 194 of the Local Government Act 1999:*
    a. *With a report on all submissions made as part of the public consultation process*
    b. *A request to approve the revocation of the Community Land Classification over Spinnaker Circuit Reserve – East.*
4. *Notes a further report will be presented to Council upon receipt of the determination from the Minister for Local Government in relation to the revocation. Subject to Ministerial approval, the net proceeds from the sale will be paid into the Open Space Reserve Fund for the development of open space as provided by Council.*

The following reasons have been provided for the review:

- That the community consultation process was insufficient and flawed. Requests to the community for feedback were only done via mail and relied on participants completing and returning a form or logging onto a website. It was also not limited to local residents, and it is well known that the St Martin de Porres school encouraged parents and families to submit feedback, greatly and inaccurately increasing the percentage of responses in favour of the carpark.
- The reserve has been deliberately neglected to discourage community use over a number of years to enable the council to justify deeming it under utilised and 'surplus' to requirements. St Martin de Porres school were then able to take advantage of the opportunity to make a temporary parking arrangement more permanent.
- The report on the public consultation process submitted as part of the application to revoke the community land classification did not provide an accurate picture of local resident's views. Due to the way this feedback was collected it gave the minister making the decision the impression that the majority of the community was in agreeance with the revocation which is not the case.
- To sell a reserve so that the proceeds can go into an Open Space Reserve Fund for the development of open space? Why take away an open space to fund another open space

As the matter relates to a decision of Council, the Council must determine how the review is undertaken, either by an independent investigator or an internal review panel. Due to the nature of the request, it is recommended that the review is outsourced to an independent investigator. It is estimated that an external review of decision by an independent investigator would cost approximately $10,000.

RECOMMENDATION

That Council:

1. **Appoints an independent investigator to undertake the Review of Decision regarding Spinnaker Circuit and the decision made by the Council on the 14th December 2021.**

ATTACHMENTS

1. Complaint regarding Spinnaker Circuit [**10.7.1** - 2 pages]
2. Complaints-and- Grievance- Policy 2021 [**10.7.2** - 6 pages]
3. Complaints-and- Grievance- Procedure 2021 [**10.7.3** - 4 pages]

Complaint/Grievance re: Sheidow Park reserve east

The majority of local residents in the vicinity of the reserve do not support either a car park or any type of residential development on the site of the current reserve, however we seem to have been ignored and any concerns raised have been trivialised. The parents of the children who attend St Martin de Porres school are only in the area for school drop off and pick up and have little interest or understanding of what we live with 24 hours a day, 7 days a week. It appears though, that their laziness at not wanting to park in surrounding streets and walk a couple of hundred metres to the school gate is given higher priority than the local resident's quality of life. New parking spaces that were constructed in Berrima Road appear to be mainly used as all day parking by school staff leaving the existing school carpark under utilised and the temporary reserve carpark empty other than during a couple of hours each day. We would have thought if the school has such urgent need for extra car parking that the existing area would be fully utilised. The school has also done nothing do discourage queuing of cars in Berrima Road stretching around the corner into Werlinga Avenue by parents who do not want to park and walk which also makes us question the need for extra parking.

It is well known that carparks attract antisocial behaviour such as littering, dumping, graffiti, vandalism, hooning, drug taking, drunkenness and violence. Should the construction of the carpark go ahead, we hold serious concerns for our personal security and that of our properties. Once it is known there is a meeting place available, it will bring an unwanted element to what has always been a quiet location.

Despite assurances we were given to the contrary, St Martin de Porres school has shown a complete lack of responsibility for maintaining the temporary carpark. There has been no maintenance of the flagged areas, no litter policing, mounds of lawn clippings are dumped against our fence line by their garden maintenance people, and the entrance to the carpark is not chained off out of school hours. We have taken it upon ourselves to do this as we have already experienced incidents of hooning and unauthorised after hours parking.

Signs attached to our own fence line voicing our opposition in relation to the proposed carpark and development of the reserve were removed without our permission or any consultation. Although we do not have proof of who was responsible for this we have strong suspicions. Their removal was reported to Illia Houridis, General Manager City Development for the City of Marion Council on two separate occasions but we received no follow up. We replaced the signs but shortly after doing so one sign directly highlighting the school's involvement was removed while others were left untouched. The sign read *"Hands off our reserve St Martin de Porres School"* so was in no way abusive or offensive. It seems coincidental that particular sign was targeted. In our opinion this constitutes theft.

In a recent article in The Advertiser newspaper, Environment & Water Minister David Spiers discussed state government funding for Grassroots Grants enabling individuals, groups and schools to cool, green and rewild their local environment as practical action against climate change. He was quoted as saying 'Adelaide has just been ranked the third most liveable city in the world as well as the second ever National Park City and programs such as this will further enhance our growing global reputation as one of the safest and most attractive places in the world to live, work and raise a family." What is currently happening with the Spinnaker Circuit east reserve completely flies in the face of this, and for the council to suggest that only a specific amount of green spaces be allocated and any other vacant land does not need to be maintained as a green public space is ridiculous. It

was originally allocated as a reserve, so don't change the rules to the detriment of local residents. Why is the City of Marion Council decreasing it's green spaces while so many others are encouraging and supporting them? Have any council members bothered speaking directly to the residents who live around the reserve rather than relying on inaccurate survey results?

Complaints and Grievance Policy

CITY OF MARION

1. RATIONALE

This Policy is consistent with the Australian Standards for complaint handling and the Ombudsman SA *Right of Review* Audit (completed November 2016).

2. POLICY STATEMENT

The City of Marion:

- Is committed to providing good governance practices through efficient fair and accessible mechanisms to resolve services complaints or grievances.
- Encourages customers and the community to raise issues and complaints with the Council as it provides the opportunity to improve services to the community.
- Recognises the importance of transparency in decision making and the need to provide a fair and objective process for the review of all decision and actions.

3. OBJECTIVES

The purpose of this Policy is to provide a fair, consistent and structured process for City of Marion's customers if they are dissatisfied with an action, decision or services. These actions, decisions or services may be delivered by the Council (being the elected body asa whole), an employee of the council or another person acting on behalf of the council.

Lessons learnt from a complaint investigation will be used to directly inform service improvement.

Where complaints cannot be settled in the first instance the City of Marion will ensure that they are dealt with through appropriate, more formal procedures by staff or Council with the authority to make decisions. Complainants will be referred to this Policy and the associated procedure which details the steps required for further review.

4. POLICY SCOPE AND IMPLEMENTATION

PRINCIPLES

This policy is based on the following principles:

- Fairness – All Complaints and grievances will be treated with procedural fairness, impartiality and transparency at all stages of the review.
- Responsiveness – taking into consideration the complexity of the matter, all complaints and grievances will be resolved in a timely manner.
- Efficiency – those involved in the complainant process will have the required skills, knowledge and resources to undertake the review.

Complaints and Grievance Policy

CITY OF MARION

MANAGING INTERNAL COMPLAINTS AND GRIEVANACE

Complaints and grievances can vary in their complexity and seriousness. There are three ways in which a complaint or grievance can be resolved/reviewed:

1. Immediate response to resolve the matter

   All staff are empowered to handle complaints in the first instance and it is preferable that they are dealt with promptly at the initial point of contact and at the appropriate officer level where ever possible.

2. Escalated to a supervisor or manager

   When a complaint cannot be resolved in the first instance, it will be referred to eithera supervisor or manager. Additionally, where the circumstances indicate that the complaint would be more appropriately dealt with at a high level, the matter will be escalated. Complaints of this nature must be made in writing and outline the specificnature of the complaint.

3. Internal Grievance Review – Review of Decision (pursuant to section 270 of the Local Government Act 1999)

   When a complaint cannot be resolved in the first instance and/or by a supervisor or manager, it will be referred for internal review in accordance with the Complaints and Grievance Procedure. The complaint or grievance will be reviewed by the Manager Office of the CEO. The Manager Office of the CEO may investigate the matter themselves, or establish an internal Review Panel (depending on the complexity of the matter) or refer the matter to an independent investigator.

   Any complaint or grievance relating to a decision made by the Chief Executive Officeror the Council at a Council or Committee Meeting, will be referred to the next GeneralCouncil Meeting to determine how the matter will be reviewed, either by an internal Review Panel or outsourced to an independent investigator.

   Complaints of this nature must be made in writing to the Manager Office of the CEO and outline the specific nature of the complaint and the dis-satisfaction with any internal review completed so far.

   Applications must be accompanied by a prescribed fee of $20 as set out in the Local Government (Application for Review Fee) Notice 2021. Council is entitled to waive this fee in exceptional but reasonable circumstances.

   Applications for the review of decisions must be lodged within six (6) months of the decision in question being made. However, in exceptional but reasonable circumstances, the Manager Office of the CEO may agree to accept a late application. This will be assessed on a case-by-case basis.

   This process will be the last level of internal review for the Council's complaint and grievance process.

Complaints and Grievance Policy

CITY OF MARION

ALTERNATIVE DISPUTE RESOLUTION METHODS

The City of Marion prefers to try and resolve complaints and grievances internally but there will be circumstances where this is not possible. If this occurs, the dispute resolution methods available to complainants include:

1. Mediation – refer to Mediation
   SAContact details:
   Address: 175 Oaklands Road, Warradale SA 5046
   Email: wreception@mediationsa.org.au
   Phone: (08) 8350 0376

2. Ombudsman Review – refer to Ombudsman SA
   Contact details:
   Address: Level 9, 55 Currie Street, Adelaide SA 5000
   Email: ombudsman@ombudsman.sa.gov.au
   Telephone: (08) 8226 8699

3. Legal action

TIMEFRAME

Timeframes for complaints and grievances will be dependent on the complexity of the matter. Complainants will be advised upfront of the likely timeframe required to investigate

a matter and updated on progress where necessary. Timeframes may change as matters progress. The estimated timeframe for complaints and grievances are as follows:

1. Immediate response to resolve the matter

   1-3 working days

2. Escalated to a supervisor or manager

   10 working days of the matter being escalated

3. Internal Grievance Review (pursuant to section 270 of the Local Government Act 1999)

   6 – 8 weeks of the matter being referred to the Manager Office of the CEO but may take up to six months for complex matters.

Complaints and Grievance Policy

CITY OF MARION

ITEMS EXLCUDED FROM THIS POLICY

The following matters are excluded from being reviewed pursuant to this Policy and associated procedure:

- If the complaint is made by an employee of the council and relates to an issue concerning his or her employment.
- It appears that the complaint is frivolous or vexatious.
- If the Complainant does not have a sufficient interest in the matter.
- Complaints which are determined to be about matters that are not Council's responsibility (i.e. neighbourhood disputes).
- Complaints that refer to staff or elected member misconduct or behaviour (will be referred to relevant Code of Conduct).
- Reports of fraudulent, corrupt or illegal activity (will be referred to the relevant authority).
- Matters that have existing appeal rights through their own legislations (i.e. Freedomof Information, Expiation of Offences act 1996, Development Act 1993 etc).
- Claims and Insurance decisions made by other agencies.
- A decision of Council to refuse to deal with, or take no further action in relation to, complaints about council members made pursuant ot sections 262A to 262E of the *Local Government Act.*
- A decision of council relating to a recommendation of the Ombudsman Council can decide not to review a matter if the application has already been the subject of a review by the council or "an investigation inquiry or review by another authority" (section 270(4)). The decision maker in these circumstances is the council officer assigned to consider the application. A member of the public who is unhappy about this decision remans entitled to make a complaint to the Ombudsman.

Matters that fall outside statutory appeals procedures will be considered for the conduct of an Internal Grievance Review on the merits of the individual application.

UNREASONABLE COMPLAINANT

All complaints received by the City of Marion will be treated seriously and complainants will be treated courteously. However, occasionally the conduct of a complainant can be unreasonable. This may take the form of unreasonable persistence, unreasonable demands, lack of cooperation, argumentative or threatening behaviours.

Where a complainant's behaviour consumes an unwarranted amount of Council resourcesor impedes the investigation of their complaint, a decision may be made to apply restrictions on contact with the complainant. Before making any decision to restrict contact, thecomplainant will be warned that, if the specified behaviour(s) or actions continue, restriction may be applied.

Complaints and Grievance Policy

CITY OF MARION

Any decision to restrict contact or suspend action on a complaint process will be made by the Chief Executive Officer and/or a General Manager. This will be communicated to the complainant in writing.

REPORTING

All matters reviewed via an Internal Grievance Review will be reported via the City of MarionAnnual Report.

Part 2 – Complaints regarding Code of Conduct for Council Employees

Complaint procedure

Where a person alleges –

- an employee (or a relative of an employee) has sought or received a gift or benefit thatis, or could reasonable be taken to be, intended or likely to create a sense of obligationon the part of
- the employee to a person or to influence the employee in the performance or discharge of the employees functions or duties; or
- an employee has failed to record, or correctly record, details of a gift or benefit receivedby the employee (or a relative of an employee) on the gift and benefits register; or
- the CEO has not appropriately maintained a register for gifts and benefits received by employees of the council,

they may submit a complaint alleging that an employee of council has contravened or failed tocomply with the Code of Conduct for Council Employees, as prescribed in Schedule 2A of the*Local Government (General) Regulations 2013.*

A complaint must be given to the Chief Executive Officer, Manager Human Resources or Manager Office of the CEO. In the case of a complaint against the Chief Executive Officer, a complaint must be given to the principal member of the council, except in circumstances where it would be inappropriate to do so (such as where legislation requiresthe matter to which the complaint relates to remain confidential).

A complaint will be investigated and resolved according to the industrial and human resource procedures of the council.

Complaints and Grievance Policy

CITY OF MARION

5. DEFINITIONS

Term	*Definition*
Request for Services	A request for service is an application to have Council or its representative take some formof action to provide a Council service. Council receives thousands of requests for services each year. This will include matters such as hard rubbish collection, street sweeping, pot holes, home care, etc. All requests for services will be logged within the City of Marion Customer Event System, and managed through this process.
Feedback	The City of Marion may receive feedback from customers on services provided. It is important to distinguish between feedback and a complaint. Feedback can take the form of comments, both positive and negative, which do not necessarily require a corrective action, alternation of service or a formal review of the decision.
Complaint	A Complaint is defined as an expression of dissatisfaction with a product or service delivered by the Council or its representatives that has failed to reach the standards set, implied or expected. This includes complaints about a service that has been, or should have been delivered.
Grievance	A grievance is defined as a wrong decision or action of Council, Council staff or representative. A grievance often occurs when complaints cannot be resolved or have caused significant distress to the complainant.

6. REFERENCES

- Complaints and Grievance Procedure
- Employee Code of Conduct
- Elected Member Code of Conduct
- Fraud and Corruption Policy
- Whistleblowers Policy

7. REVIEW AND EVALUATION

This policy will be made available to all staff, elected members and the community via theCity of Marion website and Internal Register. This policy will be reviewed every four years in accordance with the Policy Framework.

Complaints and Grievance Procedure

CITY OF MARION

1. Rationale

To detail the City of Marion's procedures for managing complaints and grievances, to set expectations for customers and staff in how complaints will be managed, and to explain the procedure so all staff understand their role in the complaint handling process.

2. Procedure Scope and Implementation

This procedure applies to all City of Marion employees (including the CEO),consultants/contractors, volunteers and Elected Members or members of the public who make a complaint. All staff are empowered and encouraged to handle complaints in person in the first instance and it is preferred that they are promptly dealt with at the initial point of contact. This procedure applies to complaints which are not resolved at this first 'local' level and require escalation or referral to other staff or agencies.

An overview of the reporting and investigation procedure is provided on the following pages.

2.1. Making or Receiving a Complaint

A person can make a complaint in person, over the phone or in writing via email or post. If the complaint requires an Internal Grievance Review, the complaint must be submitted in writing. Where required, assistance may be provided in preparing a written complaint, including the provision of interpreters, aids or advocates if necessary.

All complaints will be electronically recorded in the City of Marion records management system to ensure that relevant information can be analysed for any service improvement opportunities.

Often complaints can be resolved at this first point of contact and all council employees are encouraged to promptly address complaints person to person at this local level wherever possible. If the complaint is received in writing, Council staff will acknowledge the receipt of a complaint within one (1) to three (3) working days and, where possible resolve it within this time.

If the complaint is unable to be resolved at this point and requires the provision of further information, escalation to a more senior staff member or a thorough investigation, the following steps will be followed.

2.2. Escalation to Supervisor or Manager for further review

The purpose of this review is to resolve the complaint by reaching a fair and objective view on the issues identified by the complainant and to provide an appropriate solution or remedy.

It is expected that all complaints will be dealt with transparently and within appropriate timeframes. Depending on the nature and complexity of the complaints, Council staff will advise the complainant if the matter will not be resolved within 10 working days and the likely timeframe required to resolve the complaint. Regular progress updates will be provided wherenecessary. At the conclusion of the investigation, the findings will be communicated to the complainant and they will be offered a resolution.

Where a complaint is not resolved to the customers' satisfaction, the decision will be explained clearly and any alternative actions or review opportunities will be provided to the complainant.

Complaints and Grievance Procedure

CITY OF MARION

2.3. Internal Grievance Review (Review of Decisions pursuant to section 270 of the LocalGovernment Act 1999)

If a complainant is not satisfied with the reviews completed to date or the matter progresses straight to an Internal Grievance Review, then a written grievance may be formally lodged with the Manager Office of the CEO requesting a review of the decision. Requests for review must include:

- a statement clearly indicating which decisions the applicant wishes to be reviewed;
- a statement outlining the reasons why the review is requested;
- any other relevant information; and
- their name and contact details.

Applications for a review of a decision are to be acknowledged within five (5) working days. In the majority of cases, requests for review will be considered and determined within 6 – 8 weeks. Some reviews may take up to six months depending on the nature and complexity of the matter. Applications must be accompanied by a prescribed fee of $20 as set out in the Local Government (Application for Review Fee) Notice 2021. Council is entitled to waive this fee in exceptional but reasonable circumstances.

Establishing a Review Panel

If determined appropriate, the Manager Office of the CEO will establish an internal reviewpanel of senior staff who have not been involved in the decision making process to date. The Panel will consist of at least three people (including the Manager Office of the CEO) who will bring independent views and opinions regarding the matter.

The Review Panel may seek legal advice on a matter if required.

Referring to an independent investigator

The Manager Office of the CEO may, on a needs basis, refer a matter to an independent investigator. The independent investigator may be a:

- Consultant experienced in investigations and reviews
- A lawyer within Councils legal services panel.

Costs associated with this investigation will be incorporated within the Corporate Governance Budget.

Matters can be referred to an independent investigator based on the following:

- The complexity of a matter,
- If the matter is time critical,
- If specialist skills and advice is required,
- Matters relating to the decision making or conduct of Council (and Elected Members), theChief Executive Officer, General Managers or the Manager of Corporate Governance.

Complaints and Grievance Procedure

CITY OF MARION

Review of Staff or Representative Decision

The grievance will be assessed by the Manager Office of the CEO who will determine if the matter will be reviewed by themselves, an internal review panel or outsourced to an independent investigator.

The complainant will be advised in writing of the process to be undertaken and expected timeframes. The complainant will receive a preliminary report before the matter is finalised as

a matter of procedural fairness. A final report will be prepared once feedback has beenreceived on the preliminary report.

In preparing the preliminary report, consultation will occur with staff and elected members involved in the decision making process. This will include the gathering of information, documentation and, if required, an interview and statement from those involved. Staff and elected members will be requested to review the preliminary report prior to it being released to the complainant, for factual accuracy of the matter. The findings and recommendations of the section 270 review must remain independent from those involved in the original decision making process.

The Manager Office of the CEO will advise Council and/or Ward Councillors (as appropriate) of the request to Review a Staff or Representative Decision.

Review of Council or CEO Decision

If an Internal Grievance Review is received for a decision of the CEO or Council, upon receiving the request for review, the Manager Office of the CEO will advise the CEO and Council of the request and conduct a preliminary investigation to prepare a report for the next General Council Meeting, including a recommendation regarding how the review will be undertaken. A review of this nature, will be completed by either an independent investigator oran internal review panel.

Review of Manager Office of the CEO

If the complaint concerns a decision or action of the Manager Office of the CEO, the Chief Executive Officer will assign the matter to be investigated to an appropriate person of their choice.

Standard Process for Investigation

The standard process for investigating a matter will include:

- Establish if the grievance can be determined within the Complaints and GrievancePolicy and Procedure.
- Establish how the matter will be investigated and if a review panel needs to beformed or the matter be outsourced.
- Determine:
  - the scope of the review
  - key decision makers /stakeholders in the process
  - estimated time frame

- Establish the facts including;
  - Obtaining statements from stakeholders
  - Interviewing any relevant staff, elected members or the complainant

Complaints and Grievance Procedure

CITY OF MARION

- Establishing legislative framework
- Gathering facts and information

- Prepare a Preliminary Report that includes:
  - Details of the complaint
  - Scope of the review
  - Details of the investigation
  - Findings
  - Recommendations

  The preliminary report will be reviewed for factual accuracy by staff and elected members involved in the grievance.

  The preliminary report must be provided to the complainant for review for a minimum of 10working days.

- Prepare a final report that includes:
  - Any feedback received from the complainant and undertake any furtherenquires.
  - The final determination of the complaint/grievance.
  - The external review processes if the complaint/grievance remains unresolved.

  The final report must be provided to the complainant in writing (either by email or hardcopy).

Reporting on process improvement, findings and/or recommendations

All findings and/or recommendations from Internal Grievance Reviews that require action willbe tracked to ensure implementation.

Any finding or recommendation not implemented within specified timeframes will be raisedand escalated accordingly.

All Internal Grievance Reviews completed will be reported within the City of Marion's Annual Report.

Availability of the Procedure

This procedure will be available on the City of Marion website and available internally on the Policy Register.

3. Review and Evaluation

The review of this Procedure is to be conducted every four years and in accordance with the Policy Framework. An interim review is to be carried out in the event of an amendment to any relevant Acts; or a matter reported via this Procedure is not managed appropriately.

Kelledy Jones

APPENDIX B

Government of South Australia
Attorney-General's Department

Chief Executive
Level 19
GPO Exchange
10 Franklin Street
Adelaide SA 5000
GPO Box 464
Adelaide SA 5001
DX 336
Tel 08 8207 1771

22MLG0065

23 February 2022

Mr Jeff Starr

By email: j.starr@live.com.au

Dear Mr Starr

Re: Community Land Revocation at Spinnaker Circuit Reserve East

Thank you for your letter dated 31 January to the Hon Josh Teague MP, Minister for Planning and Local Government, regarding a proposed community land revocation at Spinnaker Circuit Reserve East, by the City of Marion (the Council).

The Government of South Australia is currently in the caretaker period ahead of the 2022 State Election. I am therefore responding to you directly on behalf of the Minister.

As you have been advised by the previous Minister for Planning and Local Government, the Hon Vickie Chapman MP, councils must follow the process laid out in section 194 of the *Local Government Act 1999* (the Act) if they wish to revoke the community land status of any of their land.

An important part of this process requires councils to undertake public consultation to understand community views on a proposed revocation. I am advised the Council undertook this consultation on the proposal to revoke the community land status of the Reserve over November 2021, interested parties such as yourself were given the opportunity to make your views known to the Council.

After considering all of the information provided by the Council, taking into account the nature of the public consultation undertaken by the Council and the effect of the revocation on the area and the local community on balance, I am advised that the Minister for Planning and Local Government considered the revocation proposal was considered to be more positive than not in its effect. The Council was subsequently granted approval for its revocation proposal under section 194(3)(b) of the Act.

The Council now needs to make another decision to revoke the community land status of the land. You may wish to contact the Council to prior to it making its final decision. The contact details for all elected members, including those representing your local Southern Hills Ward, are available via the Council's website: www.marion.sa.gov.au/about-council/elected-members.

You may also wish to continue to raise your concerns regarding vehicle use near the St Martin De Porres School with the Council, as it may use the powers that is has to manage parking and vehicle access on local roads to address these matters.

I trust that this information assists with your query.

Yours sincerely

Caroline Mealor
Chief Executive
Attorney-General's Department

Kelledy Jones

APPENDIX C

CITY OF MARION

CORPORATE REPORTS FOR DECISION

Spinnaker Circuit Reserve East, Sheidow Park - Potential Sale

Originating Officer	General Manager City Services - Tony Lines
Corporate Manager	N/A
General Manager	General Manager City Services - Tony Lines
Report Reference	GC190924R03

REPORT OBJECTIVE

This report seeks Council's direction in response to interest from the St Martin de Porres School (the School) in the purchase or long-term lease of the Spinnaker Circuit Reserve East (the Reserve) at Sheidow Park.

EXECUTIVE SUMMARY

The St Martin de Porres School is experiencing significant increases to its number of students. School enrolments increased from 300 students in 2018 to 409 in 2019, and are projected to further increase to 430 students in 2020. The increase in enrolments has increased traffic congestion in local streets, and the School is concerned that future increases in enrolment will further exacerbate the traffic and safety issues.

The School would therefore like to buy the whole of, or lease the Reserve to use as parking and potentially for other purposes (e.g. a sealed court area for basketball or similar, a garden, or a play area). The School may also consider extending their buildings into the Reserve area, subject to Council permission.

The Reserve is currently unused and not part of Council's open space strategy. Other open space exists within 400-500 m of the Reserve, as per Council's open space requirements.

Advantages and disadvantages of the sale and lease options are presented.

Subject to Council's decision, formal revocation of the Community Land Classification would be required.

RECOMMENDATION

That Council:

1. **Notes the report.**
2. **Authorises Administration to commence the revocation process including the preparation of a report under Section 194(2)(a) and undertake public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 being the whole of the land in Certificate of Title Volume 5546 Folio 484 (the School's first preference).**
3. **Notes that Administration will bring a report to the 10 December 2019 General Council Meeting for consideration of the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.**

4. **Endorses the Chief Executive Officer to negotiate and enter into a lease of the northern portion of Spinnaker Circuit Reserve East of approximately 3,000 square metres at an amount that reflects a market rent from January 2020 for a twelve month term (to align with any community land revocation process), noting that a Licenced Valuer will not be engaged to determine the market rent as required in Council's Leasing and Licensing of Council Owned Facilities Policy.**

OR

1. **Notes the report.**
2. **Undertakes Community Consultation regarding leasing Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years (the School's second preference).**
3. **Notes that Administration will bring a report to the 10 December 2019 General Council Meeting for consideration regarding leasing Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years.**
4. **Endorses the Chief Executive Officer to negotiate and enter into a lease of the northern portion of Spinnaker Circuit Reserve East of approximately 3,000 square metres at an amount that reflects a market rent from January 2020 for a five year term.**

OR

1. **Notes the report.**
2. **Acknowledges that Community Consultation regarding leasing Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years is not required.**
3. **Endorses the Chief Executive Officer to negotiate and enter into a lease of the northern portion of Spinnaker Circuit Reserve East of approximately 3,000 square metres at an amount that reflects a market rent from January 2020 for a five year term.**

GENERAL ANALYSIS

Liveable:	Note that other open space exists within the required 400 - 500 m of this reserve (refer Attachment 3)
Opportunities:	Sale of unused reserve, either to the St Martin de Porres School or another party.
Legal / Legislative / Policy:	As per report, noting community engagement requirements.
Timeline	Approximately 9 - 12 months for sale of land.

DISCUSSION

The St Martin de Porres School is located on Berrima Road, Sheidow Park and is experiencing significant increases to its number of students.

The School is adjacent Spinnaker Circuit Reserve East which has frontages on Berrima Road and Spinnaker Circuit as shown on the attached Plan (Attachment 1).

School enrolments increased from 300 students in 2018 to 409 students in 2019, and are projected to further increase to 430 students in 2020. This has resulted from changing the year levels from Reception to Year 5 to Reception to Year 6 in 2019, and broader increases to attendance at the School.

Five new classrooms were built at the School in 2018. Council allowed the use of the Reserve as supplementary parking during the building program and to assist with the safe movement of children into the School. This did result in some dust complaints from residents.

The increase in enrolments has increased traffic congestion in local streets from 8:20-9:00 am and 2:45-3:30 pm on both Berrima and Werlinga roads. The School cites resulting safety issues, including from the lack of opportunity to drop off near the School, long lines of cars often with frustrated and impatient drivers, and blocking of local residents in their homes.

The School has implemented a number of measures to address the increased safety issues, including having dedicated staff before and after school to manage the safety of families, realignment of the Kiss and Drop Zone, and constructing a new exit from its current carpark onto Lander Road.

The School is concerned that future increases in enrolment will further exacerbate the traffic and safety issues, and would like to buy the whole of, or lease the Reserve to use as parking and potentially for other purposes. Other purposes may include a sealed court area for basketball or similar, a garden, or a play area. The School may also consider extending their buildings into the Reserve area, subject to council permission.

The School is concerned about public liability of any court, play or garden area, and so these facilities would be fenced off from the public. The School would allow any court areas to be hired by the public, and may include access for the public to cross the site out of School hours.

The School has advised that it would like to lease approximately 3,000 square metres of the Reserve (as shown on the attached plan (Attachment 2) for a temporary carpark should a sale option be adopted, and that the carpark would ideally be available from January 2020.

ABOUT THE RESERVE

Spinnaker Circuit Reserve East has an area of 6,158 m2 and is located at 72 Spinnaker Circuit, Sheidow Park. It is an undeveloped reserve with some trees along the western boundary and no buildings or structures.

There are no encumbrances noted on the Certificate of Title or known encroachments or trusts, dedications or restrictions on the Reserve. Council does not have any records that indicate that the Reserve is contaminated.

The draft Open Space Plan has the Reserve designated as a local level Reserve with a classification of Natural Landscaping Area. A decision has not been made on the ultimate role of this Reserve.

The Valuer General's value of the Reserve for 2019/20 is listed at $560,000.

The Reserve is situated within the Southern Policy Area 18, Residential Zone. The Reserve is classified as Community Land and is contained in Community Land Management Plan 10 – General Reserves. CLMP 10 provides for drainage, carparks or playground.

The proposed use of the site (car park, playground or garden) does not comprise a non-complying form of development.

DEVELOPMENT / CHANGE OF LAND USE

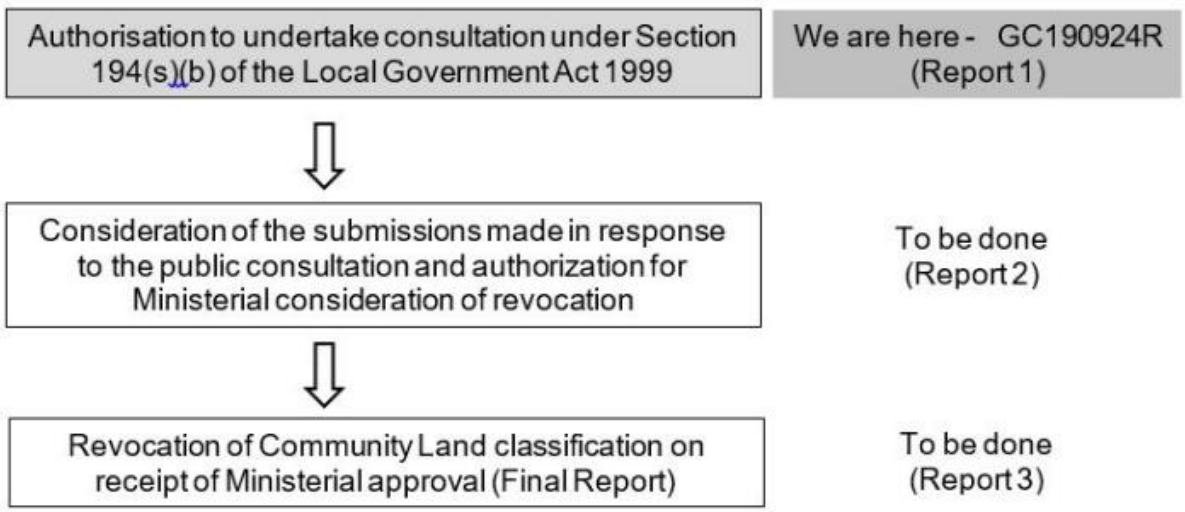
A Development Application will be required for the change of land use.

It is likely that the proposal will require Category 3 public notification, whereby adjacent properties and the public generally will be notified of the development and have opportunity to make representations for or against the application.

SALE PROCESS

The Community Land Classification must be revoked before the Reserve can be sold. This process takes approximately 9 to 12 months to complete and requires community consultation and Ministerial approval.

Council's decision making process to revoke the Community Land Classification for Spinnaker Circuit Reserve East is as follows:



Council cannot enter into any form of agreement either formal or informal, for the sale of the Reserve, enter into an option to purchase or a first right of refusal (if the Reserve is leased to the School in the interim) until such time that the Community Land classification has been revoked.

To consider disposal of the property, Council needs to determine whether retention of the Reserve contributes to Council's strategic objectives or whether the Reserve is surplus to Council's requirements. The criteria for disposal of land is set out in Council's Disposal of Land and Assets Policy and this has formed the basis of the assessment undertaken to date.

The vision and principles within the Open Space Policy sets out Council's commitment to provide open spaces that are accessible and diverse and provide opportunities for community activation. To support accessibility, it is proposed open spaces be provided for the majority of people within 400 metres to 500 metres walking distance of their residence and workplace. The attached map (Attachment 3) shows other reserves in the locality within a 500 metre radius of the Reserve.

The method of disposal may be, where appropriate and after revocation of the Community Land Classification, by negotiation with the owners of adjoining land.

Unless Council resolves otherwise, a minimum of two independent valuations must be obtained to ensure that the appropriate market value is obtained. The independent valuation must not be made more than six months prior to disposal.

All costs in relation to the revocation of the Community Land Classification, land division (if portion of the Reserve is sold), preparation of a contract of sale and all settlement costs will be paid by the School.

Should Council sell the Reserve to the School, it should enter into a Land Management Agreement (LMA) placing obligations or restrictions on the School with the LMA registered on the title. If the School subsequently sold the property, it would be sold subject to the provisions of the LMA which any future purchaser must honour. Restrictions could include:

- The School must provide tree screening along fence lines
- Any car parks and vehicle access ways must be sealed
- Whether or not the Reserve can be developed for school buildings (e.g. class rooms)
- Whether or not the Reserve can be developed for housing, which may include a restriction as to whether the Reserve can be divided into smaller allotments.

LEASE PROCESS

Council could lease a portion or the whole of the Reserve as an alternative to disposal.

Council's Leasing and Licensing of Council Owned Facilities Policy provides that:

- Council will consider a lease or licence agreement with a school or kindergarten where certain criteria are satisfied
- Rent will be based on the market rate supplied by an external valuer appointed by Council.

The estimated cost of a valuation report for this purpose is $1,900. Given that the lease may be for a short term, it is recommended that a valuer is not engaged in this instance.

The Local Government Act provides that Council is not obligated to follow the relevant steps set out in its public consultation policy where the term of the lease is five years or less.

ADVANTAGES AND DISADVANTAGES

With regard to a sale of the Reserve:

- There are no impediments to the sale, and the School is a willing buyer (although would need to go through its own internal approval processes)
- Council has no plans for the site
- Council may receive more revenue from selling the Reserve to be subdivided into housing
- Council may wish to consider the sale of part of the Reserve to the School, with the remainder to be subdivided into housing.

With regard to a lease of the Reserve:

- Council would receive a guaranteed income starting January 2020 for a minimum of five years (possibly more) from an asset that currently attracts no income
- Council would be receiving some income through the five year lease period, but not as much as the sale
- Should the School decide not to continue the lease, then Council would be either left with a carpark of no use, or the School would be required to remove it (not good economics), and Council would be ‘back to square one’.

OTHER

Staff are also in discussion with the School about improving parking and traffic management on Berrima Road, possibly through making the road one-way and the introduction of additional angled or 90 degree parking. Separate community consultation is planned for this.

Ward Councillors have joined staff in meeting the School and have been kept informed of the proposal as its progressed.

School Community strongly supports this improvement and would like any improvements to be constructed in 2020/21.

Attachment

#	Attachment	Type
1	Attachment 1 Map of Spinnaker Circuit Reserve East	PDF File
2	Attachment 2 Map of approx area for lease	PDF File
3	Attachment 3 Map of 500m radius	PDF File

CITY OF MARION

Spinnaker Circuit Reserve - East

N W E S

Map Width: 221.1 m

Created by rates Wednesday, 11 September 2019



About this Document	Disclaimer
This map has been created for the purpose of showing basic locality information and is a representation of the data currently held by The City of Marion. This information is provided for private use only.	While every effort has been made to ensure the accuracy of the product, Council accepts no responsibility for any errors or omissions. Property boundary line network data is supplied by State Government.

ATTACHMENT 2
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CITY OF MARION

Spinnaker Circuit Reserve - East

Map Width: 201 m
Created by rates Wednesday, 11 September 2019



About this Document	Disclaimer
This map has been created for the purpose of showing basic locality information and is a representation of the data currently held by The City of Marion. This information is provided for private use only.	While every effort has been made to ensure the accuracy of the product, Council accepts no responsibility for any errors or omissions. Property boundary line network data is supplied by State Government.

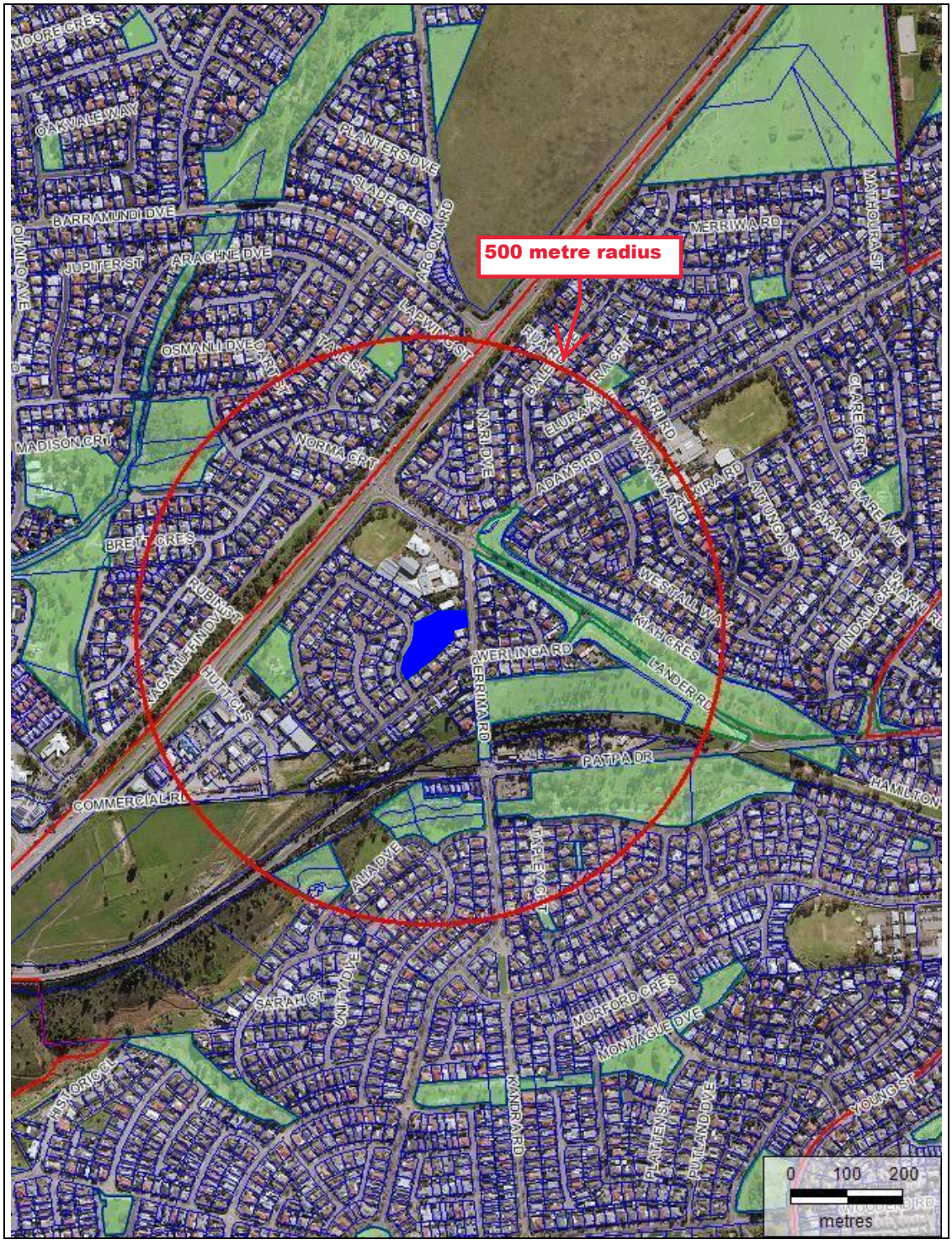
ATTACHMENT 3
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Spinnaker Circuit Reserve - East
Reserves within a 500m radius

Map Width: 1636 m
Created by rates Wednesday, 11 September 2019



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Kelledy Jones

APPENDIX D

CORPORATE REPORTS FOR DECISION

Spinnaker Circuit Reserve East - Community Engagement

Originating Officer	Land Asset Officer/Registered Conveyancer - Heather Carthew
Corporate Manager	N/A
General Manager	General Manager City Development - Ilia Houridis
General Manager	General Manager City Services - Tony Lines
Report Reference	GC191210R03

REPORT OBJECTIVE

To provide Council with the outcome of the community consultation on Spinnaker Circuit Reserve – East Sheidow Park (the Reserve) and to seek direction from Council in relation to the future use of the Reserve.

EXECUTIVE SUMMARY

Spinnaker Circuit Reserve East is adjacent St Martin de Porres School (the School), Sheidow Park.

The School has approached Council and shown an interest in using the space as additional parking and potentially for other purposes such as a sealed court area, a garden or a play area.

On 24 September 2019 (GC190924R03) Council considered a report on the future use of the reserve and resolved:

That Council:

1. *Notes the report.*

2. *Undertakes Community Consultation regarding Spinnaker Circuit Reserve East(Allotment 88 in Field Plan 17901) on the following 5 options:*

   i. no sale or lease of land and maintain as reserve;
   ii. sell/lease the Eastern section, subdividing the remaining land for residential purposes;
   iii. sell/lease the Northern section, and subdivide the remaining land for residential purposes;
   iv. sell/lease all the reserve to the school'
   v. sell/lease the Eastern section, retaining the remaining as open space.

Community consultation has been undertaken to ascertain the current use of Spinnaker Circuit Reserve East Sheidow Park and to determine the Community's preference for the Reserve. The community consultation included a direct mail out to 232 residents within 400m of the Reserve and was promoted in the School's newsletter and on their facebook page. School enrolments for 2019 is 409 students representing 290 families.

A summary of the consultation feedback is attached (Attachment 1). Feedback received comprises both support for the retention and for the disposal or lease of the whole or part of the Reserve. Further engagement will be undertaken should Council decide to dispose of the whole or part of the Reserve or for the lease of the whole of part of the Reserve for more than five years, as per legislative requirements.

To consider disposal of whole or part of the Reserve, Council needs to consider that the retention of the land does not contribute to Council's strategic objectives and that the reserve is surplus to Council's requirements. The criteria for the disposal of land is set out in Council's Disposal of Land and Assets Policy. An extract from the Policy is attached (Attachment 2).

Should Council resolve to dispose of the whole or part of the Reserve, subject to Ministerial approval, the net proceeds will be paid to the Open Space Reserve Fund for the development of open space facilities as approved by Council as per Council's Reserve Funds Policy . Alternatively, Council may resolve that the funds are to be used for the development of a particular reserve or reserves in the surrounding area.

RECOMMENDATION

That Council :

Option 1 (Retains the whole Reserve)

1. **Notes the report.**
2. **Retains the whole of Spinnaker Circuit Reserve East**

Option 2 (Short term lease then disposal of the whole Reserve) (delete the inapplicable lease option – northern / eastern)

1. **Notes the report.**
2. **Notes that the retention of the land known as Spinnaker Circuit Reserve East at Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484 does not contribute to Council's strategic objectives and is surplus to Council's requirements.**
3. **Authorises Administration to commence the revocation process including the preparation of a report under Section 194(2)(a) and undertake public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.**
4. **Notes that Administration will bring a report to Council for consideration of the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.**
5. **Endorses the Chief Executive Officer to negotiate and enter into a lease of the northern / eastern portion of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a twelve month term (to align with any community land revocation process), noting that a Licenced Valuer will not be engaged to determine the market rent as required in Council's Leasing and Licensing of Council Owned Facilities Policy.**

Option 3 (Short term lease then disposal of portion of the Reserve, retaining the balance) (Delete the inapplicable sale and lease options – northern / eastern)

1. **Notes the report.**

2. **Notes that the retention of the northern / eastern portion of the land known as Spinnaker Circuit Reserve East at Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484 does not contribute to Council's strategic objectives and is surplus to Council's requirements.**

3. **Authorises Administration to commence the revocation process over the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484 including the preparation of a report under Section 194(2)(a) and undertake public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the northern / eastern portion land.**

4. **Notes that Administration will bring a report to Council for consideration of the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the northern / eastern portion of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.**

5. **Endorses the Chief Executive Officer to negotiate and enter into a lease of the northern / eastern portion of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a twelve month term (to align with any community land revocation process), noting that a Licenced Valuer will not be engaged to determine the market rent as required in Council's Leasing and Licensing of Council Owned Facilities Policy.**

6. **The balance of the land will be retained by Council as open space.**

Option 4 (Five year lease with Community Consultation) (delete the inapplicable – whole / northern / eastern portion)

1. **Notes the report.**

2. **Undertakes Community Consultation regarding leasing Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years.**

3. **Notes that Administration will bring a report to Council for consideration regarding leasing Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years.**

4. **Authorises the Chief Executive Officer to negotiate and enter into a lease of the whole / northern / eastern portion of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a five year term.**

Option 5 (Five year lease without Community Consultation) (delete the inapplicable - whole / northern / eastern portion)

1. **Notes the report.**

2. **Acknowledges that Community Consultation regarding leasing Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years is not required.**

3. **Authorises the Chief Executive Officer to negotiate and enter into a lease of the whole / northern / eastern portion of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a five year term.**

GENERAL ANALYSIS

Liveable:	Other open space exists within the required 400 - 500 metre radius of this reserve (Attachment 6)
Engaged:	Community engagement has been undertaken to determine the current use of the reserve and the community's vision for the reserve
Legal / Legislative / Policy:	Should Council resolve to sell the reserve or enter into a lease for more than five years, further community engagement will be undertaken as required under the Local Government Act 1999
Proposed Future Budget Allocation:	Should Council resolve to sell the reserve, the costs associated with the revocation of the Community Land Classification, contamination assessment and disposal will be offset against the sale price

DISCUSSION

The School has approached Council and shown an interest in using the Reserve as additional parking and potentially for other purposes such as a sealed court area, a garden or a play area. Any gardens or play areas would be for school and not community use. Any court areas could possibly be for community hire.

Community engagement regarding school parking on Berrima Road will be undertaken in early 2020.

Council does not have plans for additional community facilities on the reserve and the reserve is not included in Council's long-term plans to provide open space. There are already facilities on the Spinnaker Circuit Reserve West.

Public consultation was undertaken from 8 November 2019 to 29 November 2019 on the sale/lease options and included a question about current use and whether the community is supportive of a SALE or LEASE of the reserve.

The community consultation included a direct mail out of 232 flyers to residents within a 400 metre radius of the reserve, excluding the area to the west of Lonsdale Road. A site specific website was set up – www.makingmarion.com.au/spinnaker-circuit-reserve-east. The School promoted participation in the survey in their Term 4 newsletter and on their Facebook page. School enrolments for 2019 is 409 students representing 290 families.

All responses were requested by electronic submission with the option of submitting a hard copy if requested, by 29 November 2019.

The Options included:

Do you currently use Spinnaker Circuit Reserve East?

Option A: No Sale or Lease, and Retain as Open Space.
Option B: Sell/Lease the Eastern Section to the School, Dividing the Balance for Residential Purpose for Sale?
Option C: Sell/Lease the Eastern Section ot the School and Retaining the Balance as Open Space?
Option D: Sell/Lease the Northern Section to the School, Dividing the Balance for Residential Purposes for Sale?
Option E: Sell/Lease the Whole of the Reserve to the School?

If you answered **yes** to any of the options B to E, please tell us whether you would prefer council to **SELL** or **LEASE** the land?

The specific feedback received is attached (Attachment 1).

The plans showing the areas of land described in Options A to E are attached (Attachment 3).

In summary:

- A total of 498 unique participants made 166 survey submissions online
- 54% of participants who made submissions live in Sheidow Park. A breakdown of the number of responses on a suburb of residence basis is attached (Attachment 4)
- No hard copy submissions were made
- No emails or letter responses were received

Online survey responses are summarised as:

Do you currently use the Spinnaker Circuit Reserve – East?

- 31.5% of people who participated in the survey indicated that they use the reserve (60% for those people within 400m of the Reserve)
- 68.5% of people who participated in the survey indicated that they do not use the reserve (40% for those people within 400m of the Reserve)

General Commentary about how the site was currently used included as a walk through short-cut to school, walking dogs and exercise and playing sport or kicking footy.

Comments about why people did not use the reserve mainly was due to their being no facilities on the site and quality of space – not well maintained.

Option A: No Sale or Lease, and Retain as Open Space?

- 19% of participants supported the proposal (42% for those people within 400m of the Reserve)

Option B:Sell / Lease the Eastern Section to the School, dividing the balance for Residential Purposes for Sale?

- 36% of participants supported the proposal (21% for those people within 400m of the Reserve)

Option C:Sell / Lease the Eastern Section to the School and Retaining the Balance as Open Space?

- 52% of participants supported the proposal (45% for those people within 400m of the Reserve)

Option D:Sell / Lease the Northern section to the School, Dividing the Balance for Residential Purposes for Sale?

- 53% of participants supported the proposal (29% for those people within 400m of the Reserve)

Option E:Sell / Lease the Whole of the Reserve to the School?

- 77% of participants supported the proposal (45% for those people within 400m of the Reserve)

If you answered **yes** to any of the options B to E, please tell us whether you would prefer council to SELL or LEASE the land?

- 40% of participants supported a sale (24% for those people within 400m of the Reserve)
- 15% of participants supported a lease (19% for those people within 400m of the Reserve)

- 14% of participants supported either a sale or lease (12% for those people within 400m of the Reserve)
- 16% of participants did not respond (31% for those people within 400m of the Reserve)
- 11% of participants made other comments (12% for those people within 400m of the Reserve)
- 4% of participants supported a lease with the option to sell later (2% for those people within 400m of the Reserve)

Response rates to the direct mail out were 32% based on a total of 522 direct recipients (232 flyers and 290 school families).

The feedback received comprises both support for retention and for disposal of all or part of the reserve with 77% of participants supportive of the sale or lease of the whole reserve. (45% for those people within 400m of the Reserve)

Community Land - Sale or Lease

The Reserve is classified as Community Land and is contained in Community Land Management Plan 10 - General Reserves.

The Community Land Classification must be revoked before the Reserve can be sold. This process takes approximately 9 to 12 months to complete and requires further community consultation and Ministerial approval.

Should Council decide to proceed with the potential disposal of the whole or part of the Reserve or a lease of more than five years, further community consultation will be undertaken in accordance with the legislative requirements. This consultation would be specifically around the disposal or lease of the land.

An overview of the process for the sale or lease of Community Land is attached (Attachment 5).

Land Management Agreement

Should Council resolve to sell the whole or portion of the Reserve, it is recommended that Council enter into a Land Management Agreement (LMA) placing obligations or restrictions on the School and that the LMA is registered on the title. If the School subsequently sold the property, it would be sold subject to the provisions of the LMA which any future purchaser must honour.

Restrictions could include:

- The School must provide tree screening along fence lines
- Any car parks and vehicle access ways must be sealed
- Whether or not the Reserve can be developed for school buildings (e.g. class rooms)
- Whether or not the Reserve can be developed for housing, which may include a restriction as to whether the Reserve can be divided into smaller allotments.

Sale of portion of the Reserve only

Should Council resolve to sell only a portion of the Reserve, a land division would be required to divide the land being sold from the balance to be retained by Council.

The Community Land Classification must be revoked over the whole of the reserve. Upon completion of the land division, the Community Land Classification will automatically be reinstated over the balance to be retained by Council.

Disposal of Land and Assets Policy

To consider the disposal of the whole or portion of the Reserve, Council needs to consider that the retention of the land does not contribute to Council's strategic objective and that the reserve is subject to Council's requirements. The criteria and other requirements for disposal of land is set out in Council's Disposal of Land and Assets Policy (Attachment 2).

Development / Change of Land Use

A Development Application will be required for the change of land use.

It is likely that the proposal will require Category 3 public notification, whereby adjacent properties and the public generally will be notified of the development and have opportunity to make representations for or against the application.

Sale proceeds

Should Council resolve to dispose of the whole or portion of the Reserve, subject to Ministerial approval, the net sale proceeds will be paid to the Open Space Reserve Fund for the development of open space facilities as approved by Council as per Council's Reserve Funds Policy. Alternatively, Council may resolve that the funds are to be used for the development of a particular reserve or reserves in the surrounding areas.

Spinnaker Circuit Reserve West

Spinnaker Circuit Reserve – West is a local level playground which was constructed in 2010. This reserve fits the requirements of the playground and Open Space Policies and requires no further amenities and upgrades to meet these standards. The reserve is not programmed for an upgrade until at least 2030.

Contamination

Under the Environment Protection Act 1993, Council may be held liable for site contamination as the occupier or person in charge of the land, regardless of whether there has been a change of ownership. Should Council consider a sale of the whole or part of the Reserve, it is recommend that soil tests be undertaken to determine whether the land is contaminated, what remediation works are required and to prepare a risk management plan if it is deemed necessary.

The soil tests can be undertaken concurrently with the community consultation for the revocation of the Community Land Classification.

The costs associated with the soil assessment would depend on the area of the Reserve to be sold.

CONCLUSION

Community consultation on the options for the future use of the reserve has concluded.

There is significant community support for the sale of the whole of the reserve to St Martin De Porres School with 77% of the respondents supporting a sale or lease of the whole of the reserve (45% for those people within 400m of the Reserve) and 40% of those who said Yes to Options B to E (24% for those people within 400m of the Reserve) prefer a sale of the reserve rather than a lease.

Attachment

#	Attachment	Type
1	Attachment 1 - Community Engagement report	PDF File
2	Attachment 2 - Extract from Disposal of Land and Assets Policy	PDF File
3	Attachment 3 - Options Plans for Community Engagement	PDF File
4	Attachment 4 - Breakdown of Suburb of Residence	PDF File
5	Attachment 5 - Sale and lease process	PDF File
6	Attachment 6 - Map of 500m radius	PDF File

Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

Community consultation was undertaken between 8 and 29 November 2019 and has now concluded.

WHAT IS BEING PROPOSED?

This community consultation is to understand the community's vision for the parcel of land at Spinnaker Circuit Reserve – East, Sheidow Park.

The neighbouring school, St Martin de Porres, has approached Council and shown an interest in using the space as additional parking and potentially for other purposes such as a sealed court area, a garden or a play area. Any gardens or play areas would be for school and not community use. Any court areas could possibly be for community hire.

The disposal of any community land is subject to Ministerial approval and further community consultation would be undertaken in this case.

All feedback as a result of the community consultation is considered by the Minister when making a decision about revoking the community land classification. If sold the proceeds would be paid into the Open Space Reserve Fund for the development of open space as approved by Council. Alternatively, Council may resolve that the funds are to be used for the development of a particular reserve or reserves in the surrounding area.

WHAT THIS WOULD INVOLVE:

We offered the community a range of potential scenarios to vote on to gather sentiment about the future of the site. The Options included:

- **Option A:** No Sale or Lease, and Retain as Open Space
- **Option B:** Sell / Lease the Eastern Section to the School, Dividing the Balance for Residential Purposes for Sale
- **Option C:** Sell / Lease the Eastern Section to the School and Retaining the Balance as Open Space
- **Option D:** Sell / Lease the Northern Section to the School, Dividing the Balance for Residential Purposes for Sale
- **Option E:** Sell / Lease the Whole of the Reserve to the School

If you answered yes to any of the options B to E, please tell us whether you would prefer council to SELL or LEASE the land?

It was noted that Council does not have plans for additional community facilities on the reserve and the reserve is not included in Council's long-term plans to provide open space. There are already facilities on the Spinnaker Circuit Reserve West.

HOW WE ENGAGED:

Feedback on Spinnaker Circuit Reserve was sought via:

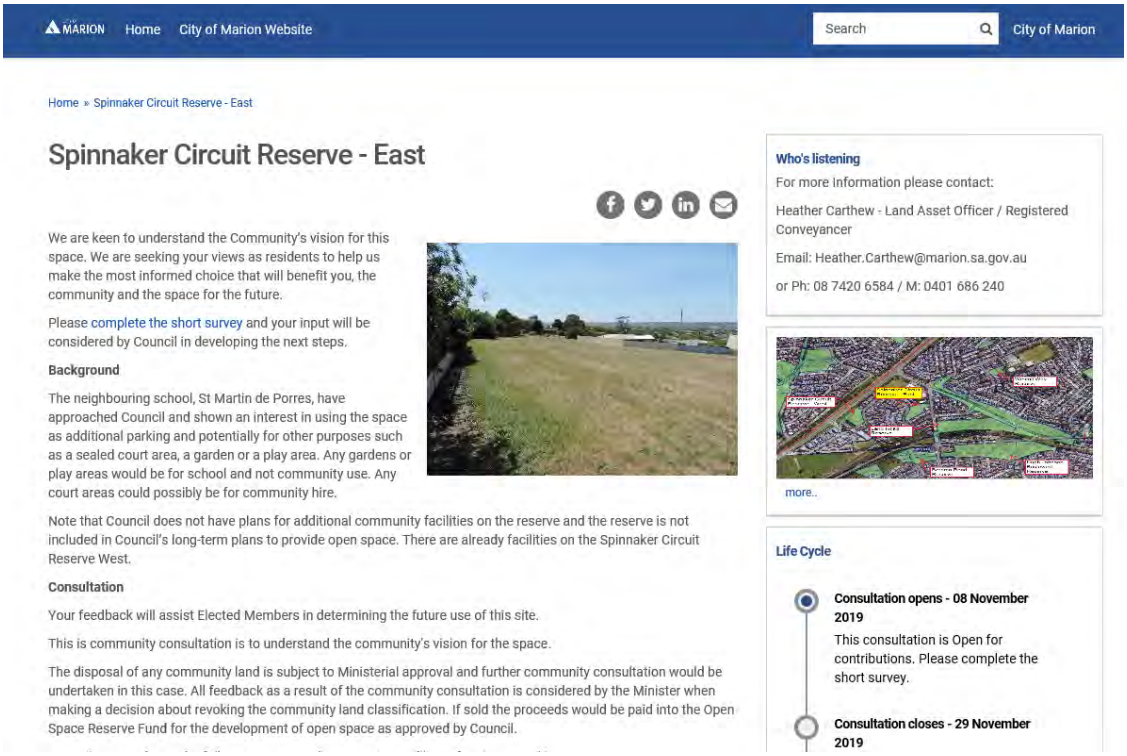
- A direct mail out of 232 flyers to residents within a 400 metre radius of the reserve, excluding the area to the west of Lonsdale Road. A site specific website was set up www.makingmarion.com.au/spinnaker-circuit-reserve-east
- The School promoted participation in the survey in their Term 4 newsletter and on their Facebook page (School enrolments for 2019 is 409 students representing 290 families)
- All submissions were via Making Marion – there were no hard copy or email responses.

Prepared by Patrice Pearson, Community Engagement Coordinator

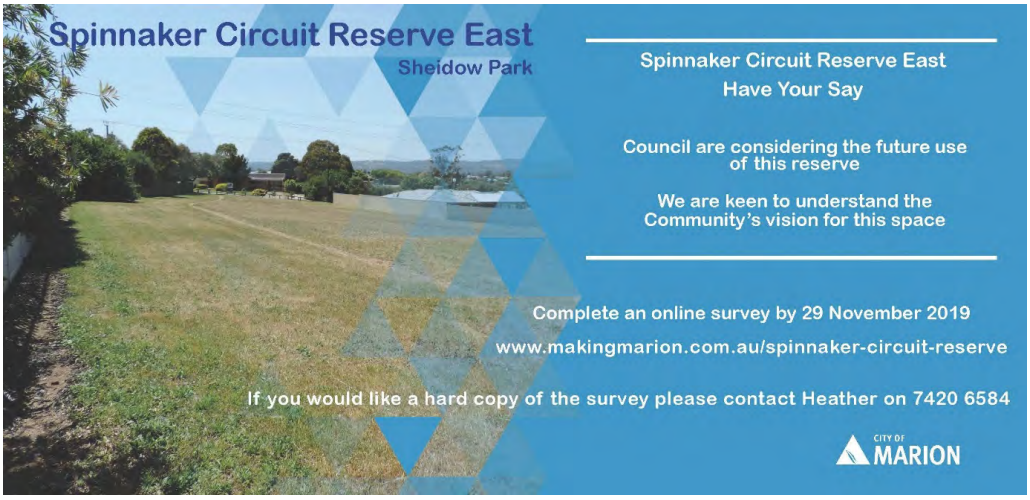
Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

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Example of Website



Example of Postcard



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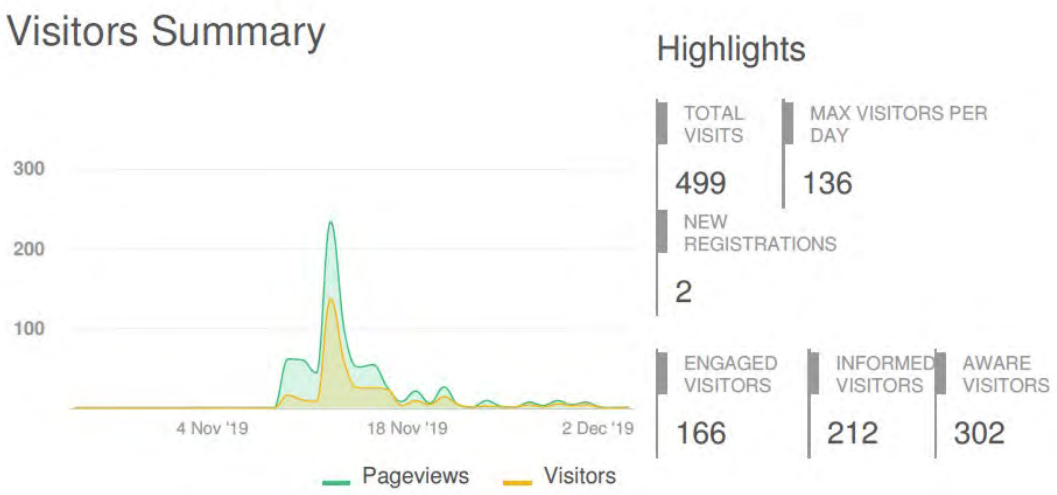
Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

The engagement asked people to respond to which options people would prefer and why via a survey tool.

COMMUNITY FEEDBACK STATISTICS

The consultation via Making Marion was viewed by just under 498 people.

- *A total of **498** unique participants making **166** survey submissions online*
- *The relevant photos were viewed **87** times*
- *No emails / letters written responses were received*



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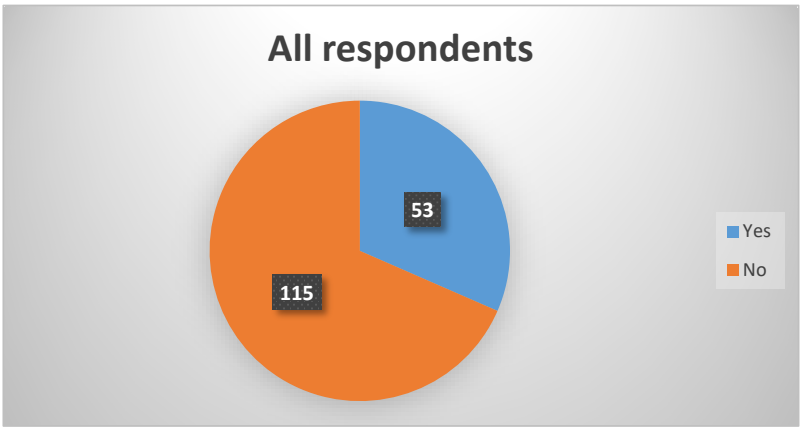
Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

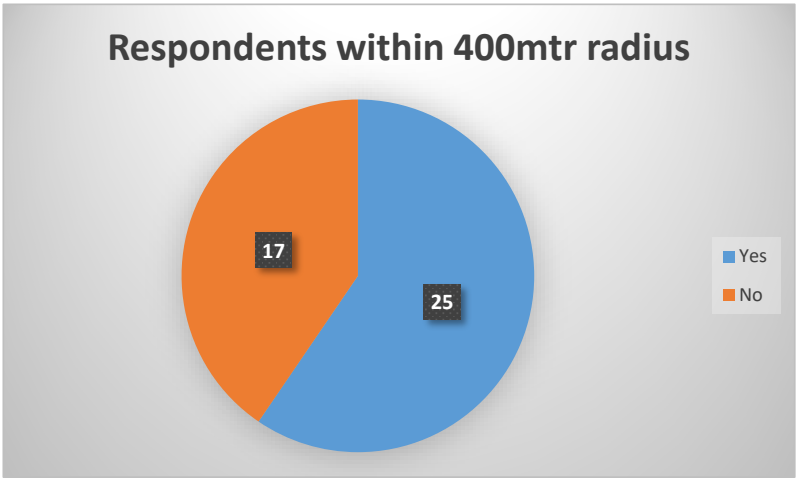
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COMMUNITY FEEDBACK

We asked people questions about the reserve and to identify how they used the reserve and their preference for each of the Options

Question 1. Do you currently use the Spinnaker Reserve East?





31% of all respondents said they do use the reserve
60% of respondents within a 400m radius said they use the reserve

General Commentary about how the site was currently used included as a walk through short-cut to school, walking dogs and exercise and playing sport or kicking footy.

Comments about why people did not use the reserve mainly was due to their being no facilities on the site and quality of space – not well maintained.

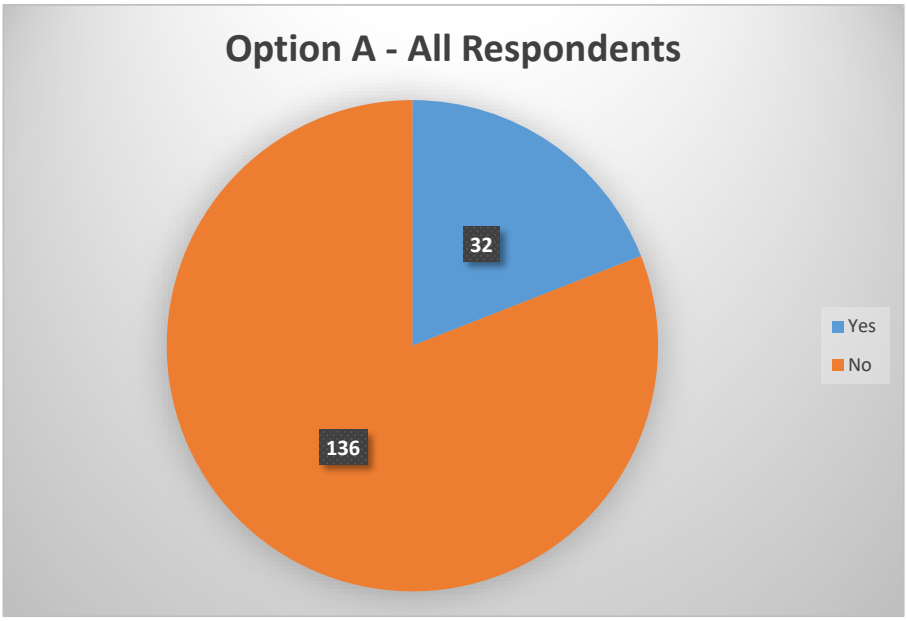
A full summary of all comments received is provided as an Appendix.

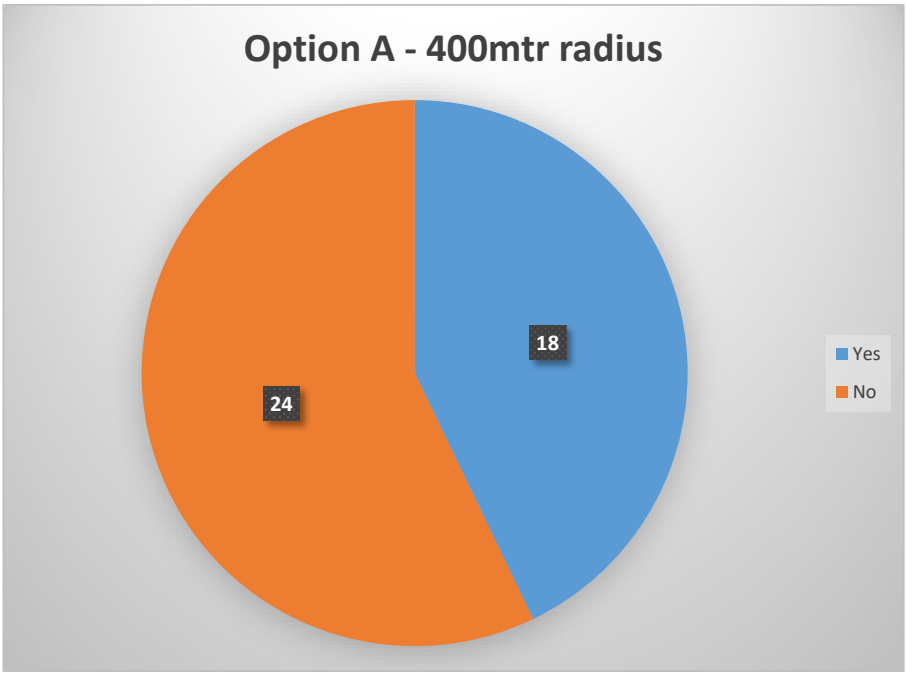
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Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

The following data shows the preferences for each Option

Option A – No Sale or Lease, and Retain as Open Space





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Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

Option A Commentary

19% of all respondents indicated that they would like no sale of the land and retain as open space, i.e. 81% of respondents were happy with a sale or lease of the land.

42% of respondents within a 400m radius indicated that they would like no sale of the land and retain as open space, i.e. 58% of respondents were happy with a sale or lease of the land.

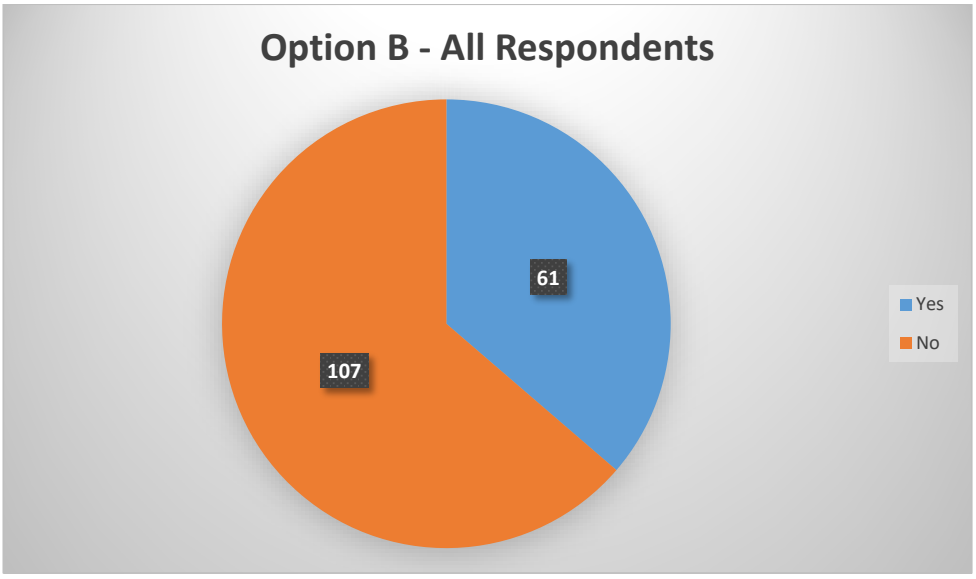
We asked through the use of skip logic on the survey - If people who said NO to this option, If not, why not. General commentary provided about why people did not support this option included:

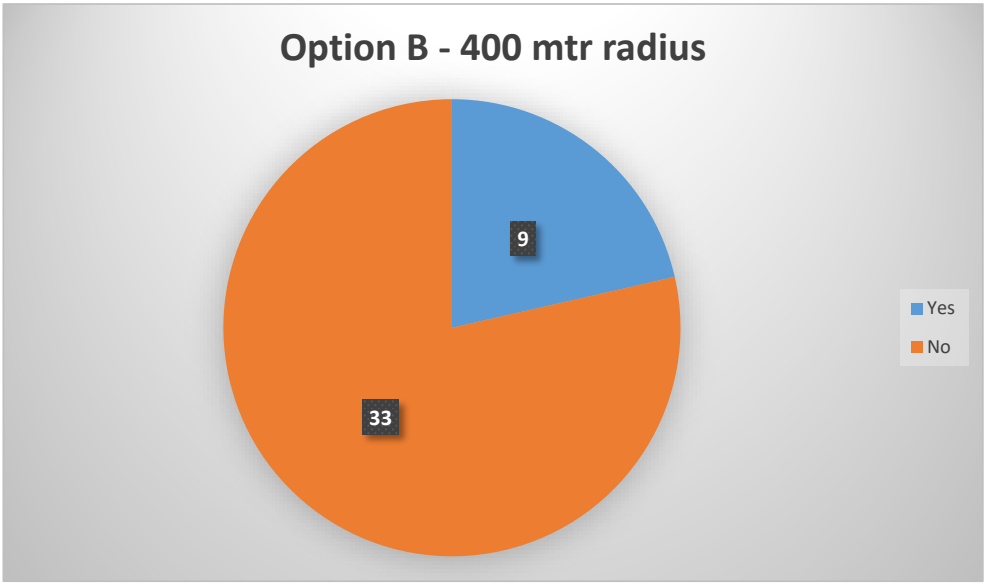
- Currently a wasted space - no community benefit
- Car parking off the road – traffic management in area needed
- School needs more space

Prepared by Patrice Pearson, Community Engagement Coordinator

Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

Option B – Sell / Lease the Eastern Section to the School, Dividing the Balance for Residential Purposes for Sale?





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Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

Option B Commentary

36% of all respondents indicated they would be happy for the Eastern Section of the land sold or leased to the School, Dividing the Balance for Residential Purposes for Sale.

21% of people within a 400m radius indicated they would be happy for the Eastern Section of the land sold or leased to the School, Dividing the Balance for Residential Purposes for Sale.

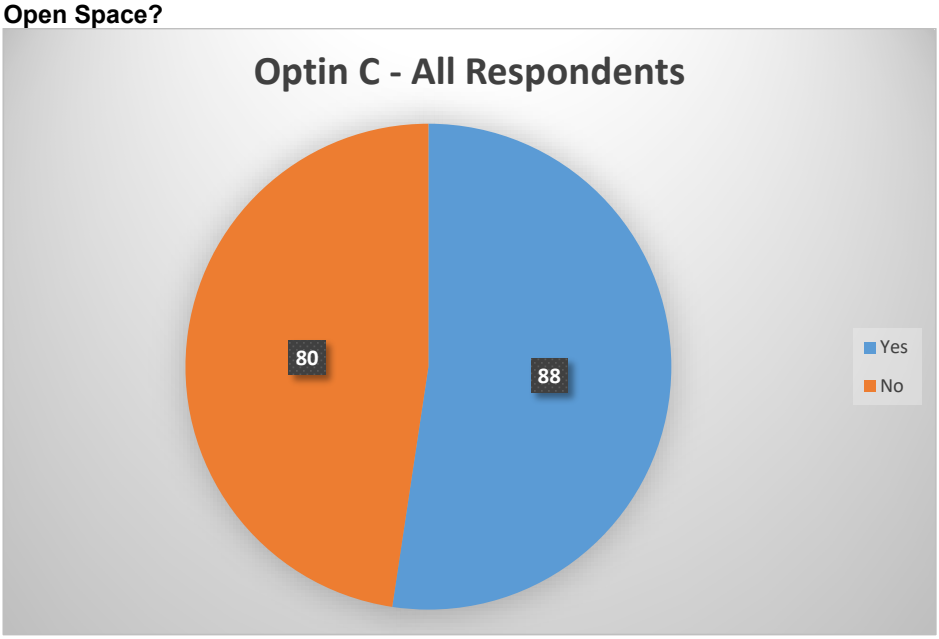
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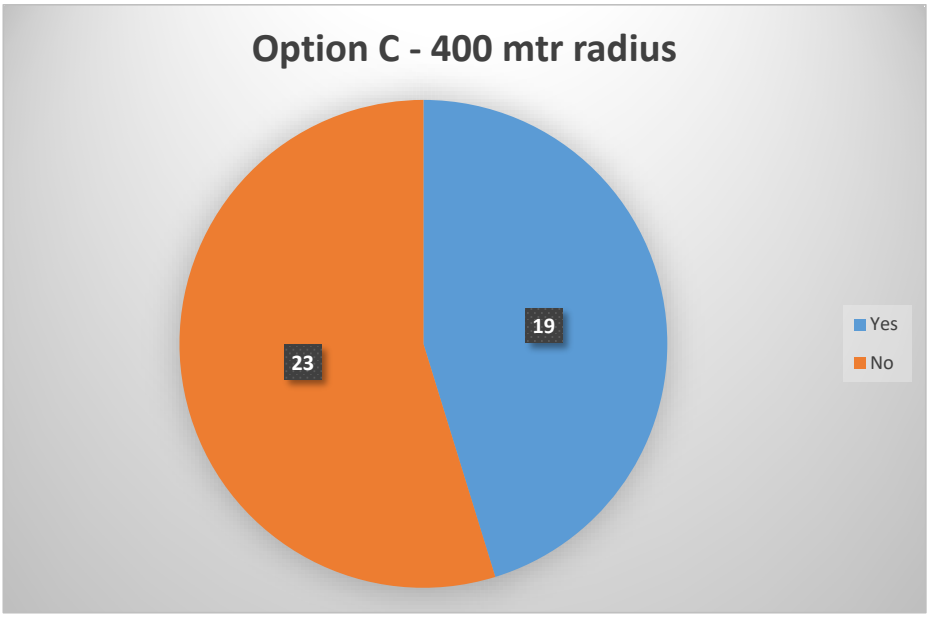
- No development and to retain open space
- Better use for school to access it
- No need for additional housing

Prepared by Patrice Pearson, Community Engagement Coordinator

Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

Option C - Sell / Lease the Eastern Section to the School and Retaining the Balance as Open Space?





Prepared by Patrice Pearson, Community Engagement Coordinator

Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

Option C Commentary

52% of all respondents were in support of selling or leasing the Eastern Section of land with the remainder being retained for open space.

45% of respondents within a 400m radius were in support of selling or leasing the Eastern Section of land with the remainder being retained for open space.

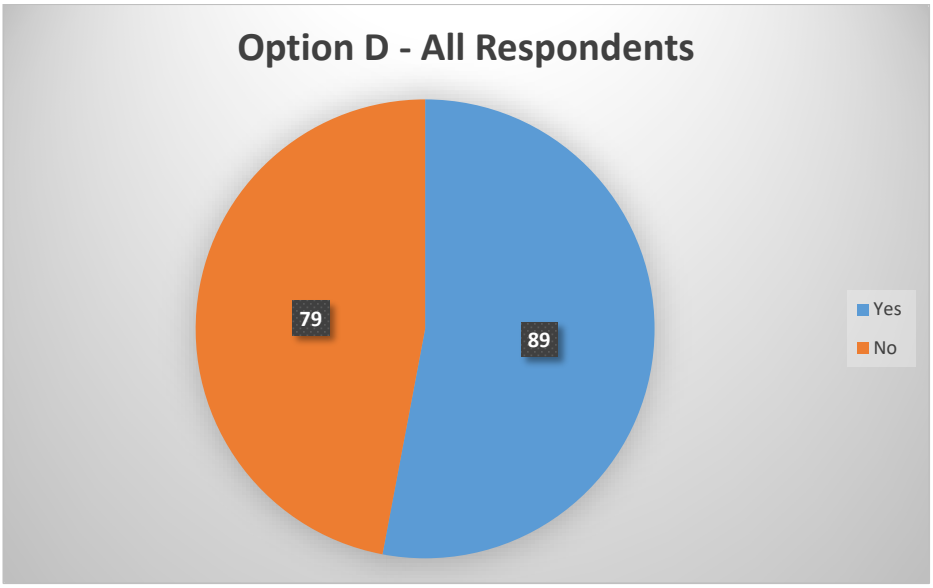
We asked through the use of skip logic on the survey - If people who said NO to this option, If not, why not. General commentary provided about why people did not support this option included:

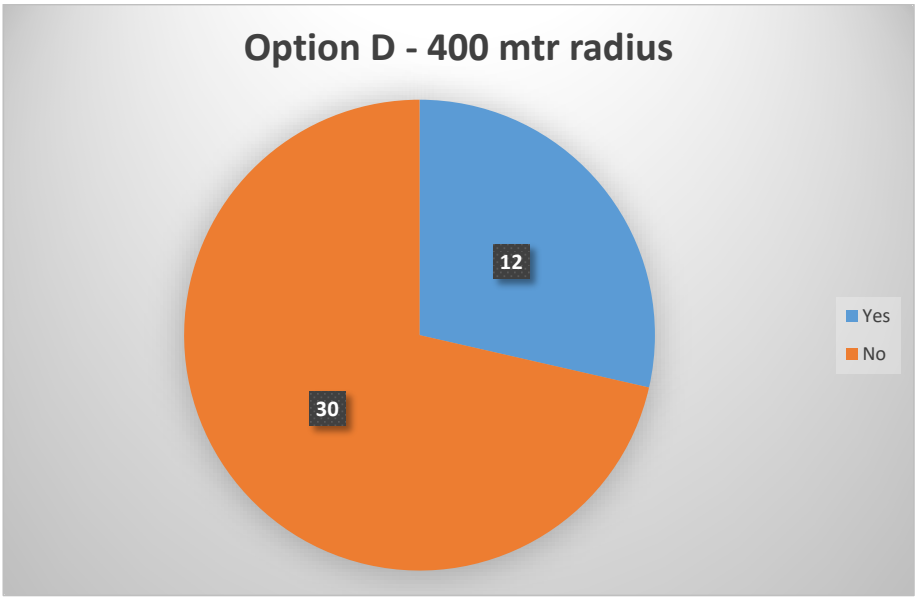
- Don't require any further open space
- Not enough space for school
- Additional homes will increase congestion

Prepared by Patrice Pearson, Community Engagement Coordinator

Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

Option D: Sell / Lease the Northern Section to the School, Dividing the Balance for Residential Purposes for Sale?





Prepared by Patrice Pearson, Community Engagement Coordinator

Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

Option D Commentary

53% of all respondents were in support of selling or leasing the Northern Section of land with the remainder being retained for open space.

29% of respondents within a 400m radius were in support of selling or leasing the Northern Section of land with the remainder being retained for open space.

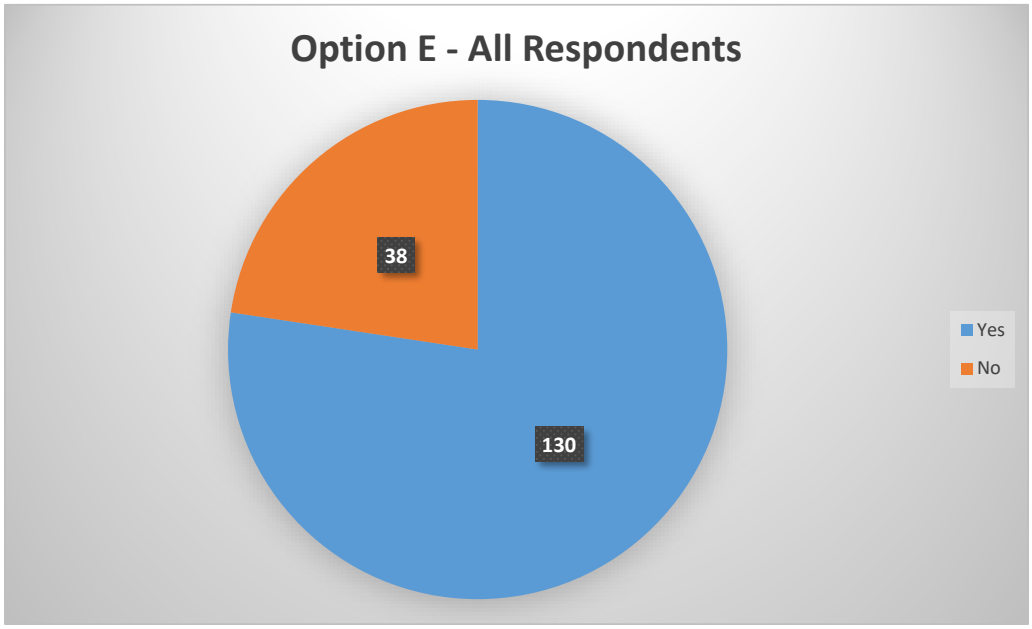
We asked through the use of skip logic on the survey - If people who said NO to this option, If not, why not. General commentary provided about why people did not support this option included:

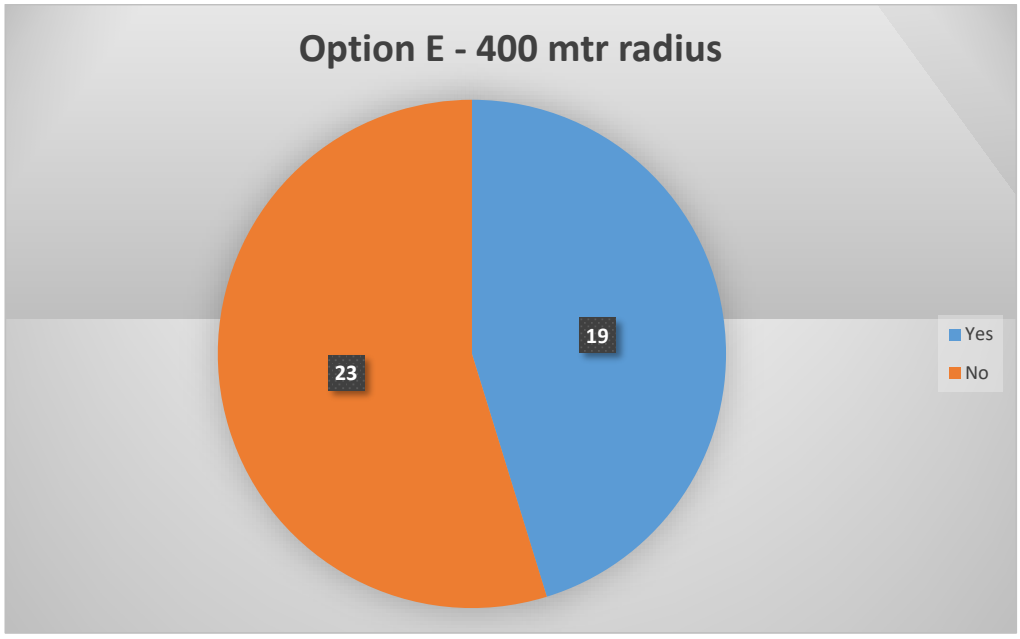
- No more houses please
- More green space needed
- Not large enough for school to use meaningfully

Prepared by Patrice Pearson, Community Engagement Coordinator

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Option E –Sell / Lease the Whole of the Reserve to the School?





Prepared by Patrice Pearson, Community Engagement Coordinator

Spinnaker Circuit Reserve East Community Engagement Feedback November 2019

Option E Commentary

77% of all respondents indicated that they would like to Sell/Lease the Whole of the Reserve to the School.

45% of respondents within 400m radius indicated that they would like to Sell/Lease the Whole of the Reserve to the School.

We asked through the use of skip logic on the survey - If people who said NO to this option, If not, why not. General commentary provided about why people did not support this option included:

- Put vacant land to good use
- It's a large space and not entirely needed by the school, need to keep some of it as a reserve

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ANY FURTHER COMMENS YOU WOULD LIKE OT MAKE ABOUT THE OPTIONS

We asked people to provide any further comments and provide the summary of feedback verbatim here. A full summary of responses to each option is provided as an appendices.

Would love it to be made into a sports circuit
I would like to see a cricket pitch for kids to play on, also play equipment for older kids. tables and chairs for families to have a BBQ A place where all the family can have fun
in the meantime, something has to be done regarding the 30 odd cars that line up along Werlinga St waiting to turn right into Berrima St (not park) at school pick up impeding the flow of traffic into Spinnaker Circ & nearby streets. Traffic hazard / danger.
Lease for parking purposes would be ideal and be beneficial to the school as well as local residents
the school need this land for parking, I have been going to St Martins for 14 years and this year is by far the worst due to Year 6 now at he school, for safelty of the children and parents they need a larger carpark.
Traffic far too busy for more residential purposes
It needs to be a car park, no one uses it and the traffic issues are not only dangerous, but so frustrating to everyone that lives past Berrima Rd trying to get home.
This ain't hard, the school should lease the northern strip and flow traffic from Berrima through to Spinnaker.
If it will not be leased to the school then the council must change the zoning to residential housing and sell it to a developer.
I am not sure my selected options convey the message I want to send so here they are in words! I have no problem with council leasing or selling the eastern end of the park to the school but I do not support the idea of leasing or selling the entire park area to the school or for further housing, please retain some open space in the area. It would be a good idea if the school were able to use some of the land as parking space at school collection and drop off times as the traffic jams in Werlinga Street caused by people waiting to turn right into Berrima road at these times are causing drivers wishing to access Spinnaker Circuit to take risks by passing the long line of vehicles without proper visibility of the road ahead,the other option of waiting in the line of cars for 10 minutes or so before it is possible to continue on the Spinnaker cct is not really an option. thank you
The school is part of the community and it is for the greater good and safety to give this space to the school to use and ease the parking and activities. I am sure in return that school will give back to the community in the future.
Let's help the school and ease the parking problem
Car parking is a big issue for the local school and it needs to be addressed.
Our children go to st Martin's. The school is growing and we need the area to expand into. Please lease with option to buy.
With the continuing growth of the school it makes sense to open up such a last generation space for car parking. The current system does not flow in peak times. I only hope there's never an emergency and vehicles can't get through.
It is a hassle for school pick up and parking.!council need to consider the situation as school has an extra classes built this year.
If the school could make better use of the land they should be given the opportunity.
I live at 54 spinnaker circuit and I'm also a parent of the school. I find it incredibly frustrating that I can't get to my house due to traffic at school time. I also feel it's unsafe as you see cars stopped on the road with kids getting in and out I'm often held up by up to 10 minutes just to get home! I wouldn't mind if the open space was sold or leased to the school, but please use bitumen! I don't like the dust and I think it looks kind of ugly if they are just parking on the lawn which turns to dirt. Please also consider a safe footpath for residents to use when crossing through. I never see anybody using the reserve to play in etc, just as a thoroughfare. This is under utilised. If you do change to a car park, please responsibly relocate the trees which have recently been planted and inform the community Please consider installing bins, water fountains and lines for the car parks. The park down the street should be enclosed so more parents feel safe using it so close to a busy road I also feel that it should have one exit and one entrance, with no access to the quieter side of spinnaker circuit. We don't want too much school traffic at that side of the street
Probably best to use the whole area as carparking space
With extra car parking and school space this would reduce road conjestion and promote safer environment for kids getting to/from school.
Current school parking arrangements are a nightmare
I prefer option E.

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It is important to provide ease of movement and traffic into and out of the school for children and families, and the traffic concerns of local residents during school peak hours. Priority of options: D, then E, then C.
I think having an empty parcel of land right next to the school is pointless when they're is a huge traffic issue at the beginning and end of the school day. It would make sense for the local residents in the area and the families who attend the school
Make it a nature play space with indigenous food plants for the community
This is an urgent issue. As none of the community would like to see someone get injured due to the large amount of traffic.
It can be used for many great things by the school and improve traffic flow and congestion near the school. I am a parent at the school and the current situation does not work with traffic at a stand still from 3 - 3.45pm every day
Anything to help ease the traffic around the school would help as it's been worsening as the school is growing.
The traffic management and parking situation at school is unmanageable at the moment and this land would ease problams with access. It is not used at present so put it to good use.
If selling for residential land, please see consider family size blocks - e.g. 650-700sqm.
Presently school drop off and pick up is an accident waiting to happen, this space is needed to ensure child safety and clear the roads for residents, I think as it's only used as a car park for an hour twice a day having courts laid out for use at other times makes sense
The land is necessary for parking, unless the council wants to upgrade Landers Rd with parking coves which will cost a huge amount, also it's a safer option. The council can also have a school initiative to garden or maintain with extra curricular activities. Landers Rd is dangerous, having personally see people speeding and running the red lights at the crossing. Council can make it safe for students and families.
I'm of the mindset that current residents around this area would prefer to not have other homes backing on to theirs but my main concern is collecting our children safely and on time.
By being able to use this land would certainly be fantastic for extra car spaces, especially in winter and because the school has expanded there definitely needs to be more parking spaces. As a grand parent and there r quite a few of us at St. Martin's, it would be great to have extra car parking, plus to keep part of the park as a park.
Sell so the school can expand into a middle/high school. Not sure if the land is big enough but it would be great to make STMDP from reception to yr 12. Obviously providing the school is in a position to do this. I know a lot of parents that would be happy with this idea. There isn't a private education school within the sheidowpark/hallett cove area.
This land is not being used, the school is growing and needs more spaces for the growing school community. The school would put the land to good use, while I'm sure it would design a space that is useful to both the school and would consider the local residents and community in the design.
The parking around St Martins is currently poor and poses significant safety issues, by letting the school use some or all of the land it would improve drop offs and pick ups and improve traffic management for local residents who often struggle to get or out of their properties
Its a great school and expansion is great for the suburb and community
The ability to drop off and pick up kids safely is getting harder and harder and restricts the locals to drive through easily , this would assist and allow the ease of parking and keeping our kids and families safe
I understand that it must be stressful and annoying for surrounding neighbours when school hadpickup snd drop offs - it is also stressful and sometimes dangerous for parents doing these runs - other cars try and squeeze thru minimal areas are impatient and there is often some road rage. As a parent that does drops and pickups I am mindful of the impact I am having on the neighbours but at the same time we have to pick up the children too.
The current set up around the school is not working for local residents or the school community. It is unsafe as the roads are being blocked at peak times (drop off/pick up) and cars are having to drive where they shouldn't just to get to the school, to find a park to walk to school or to get back to their houses. Something needs to change. By selling This land to the school it will give them more opportunity to provide safe off road parking.
There're is a desperate need for more space for the school including car parking
Making Spinnaker circuit reserve available to the school will ease traffic congestion in the area. There is a real risk to safety in the current environment.
Would love to see this space used!!
Parking is a significant issue around st martins, not only for residents but patrons of the school. When councils approve building schools there needs to be a responsibility when approving that there will be adequate parking. There is a similar situation at woodend primary & it's a debacle for residents & school patrons. Come on Marion Council get your act together.

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Too much traffic School definitely needs more space
Seems like dusty unused space and will ease congestion around the school
In it's current form the existing land adds no value to the surrounding communities
The school does support the local community and helps draw young families to the area. Seems sensible to provide the school the land rather than hold onto a wasted dust bowl.
There is enough housing squeezed in this area. There is insufficient educational infrastructure to service the area as it stands. It is the best choice for the school to have use by either leasing or buying the land for future growth of the area. Definitely not more houses.
The dust is a concern to the community. Staff are incredibly generous with their support to make kiss and go practical after school to minimise disruption to residents particularly on Berrima road. A car park on the reserve could mean we have two exits, reducing the bank up of traffic and also less people accessing kiss and go given the option to park.
Using the space for the school will help to ease drop off and pick up problems with cars and help safety of the community in particular the kids.
Let's try and keep all Marion council rate payers feel like the council isn't trying to destroy the area bit by bit. They've certainly put enough into Mitcham.
I think the residents that are constantly inconvenienced every day at drop off and pick up (and at special school events) need to be considered here as well as the parents dropping kids who need to park very far. I really hope common sense prevails and the land is made available to the school.
As above, 1/2 for school, council can gain revive, make a small park for community to enjoy. Win win
During school pick up and drop off the roads are blocked and cars parked everywhere. Where there is a reserve that hardly gets used it may as well be used to relieve some of the congestion of school traffic
It is so important for the parents of the school to be able to park safely when dropping and collecting the children from the school this would make such a difference
Current arrangements for school parking are inadequate and do not enable safe road use
The traffic congestion from the school is a huge problem for the local community. I have only ever seen the "reserve" used as a thorough fair. The space could be pit to much better use.
No
The space seems needed by the school - so much congestion on the roads dangerous for all concerned
This would improve the flow of traffic for both parents/carers and local residents. Recently, my elderly mother needed to pick up my 6 year old daughter from school. She was unable to access the school carpark due to the long queue. The school phoned me, during a conference, 20 minutes after school finished to see who would take my daughter home as no one had picked her up. My mother arrived soon after to claim my daughter. She was unable to leave the car queue to park her car. She was also afraid of walking a long distance for her safety and my daughters. I was distressed about the safety of both my mother and daughter. I lost time in an important conference attempting to call my mother and other potential carer's to help pick up my daughter. A carpark close by would prevent queues, increase safety and help grandparents who pick up grandchildren from school. (Grandparents as carers are an increasing occurrence in a time of both parents working.)
The current situation with traffic around drop off & pick up is extremely congested & sometimes dangerous, hopefully some of the land can be used for extra car parking or drop off zone
I have never seen anyone ever using the Park for sporting activities only for parking or sort cut through area. My children go to St Martins and I believe if we were able to use reserve for parking would make the roads safer. I have witnessed many occasions of bad driving by locals frustrated by all the cars around. I use kiss and go due to lack of parking. I think it would be common sense to sell or lease a piece of land that is used as walk way for manly St Martins parents and children.
I moved into Spinnaker Circuit over 30 years ago and the council has done absolutely nothing with that land in that period of time, I would assume that it was left vacant for the expansion of the school. A lease with a purchase option would give the school time to work on the best outcome to benefit the school and the local community without restricting through access for locals.

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Safety for both residents and the children of the school should be the main factor in the decision making process. The roads are gridlocked during pick up and drop off which makes it a hazardous environment which is not ideal for a school zone.
The school really needs space to grow. The access to the school is incredibly congested & severely unsafe in a state of emergency. More housing is just going to cause more angry residents unable to access their roads to their houses during school times.
My preferences in order are: 1: Option D 2: Option E 3: Option C 4: Option B 5: Option A
MAJOR safety concerns with traffic congestion. An accident waiting to happen. I used the reserve for parking when it was open for the school and it was much better, it is chaotic now with narrow roads and motorists driving down the wrong side of the road etc.
It is clear the school could use extra land for expansion and this reserve offers the possibility for this, including reducing the traffic congestion in the surrounding streets during school pick up and drop off times. I'm sure the local residents in surrounding streets would appreciate it if there was less congestion.
As the local residents don't use the space that I'm aware of. The best option is to sell as you still recoup some money through there rates. This would obviously rise due now owning a larger plot of land.
The best option is D. It would benefit the community and resolve congestion if part of the land was leased/sold to the school and the remainder sold for housing.
I feewl like the school could use the area as a car park, allowing traffic to flow freely through the surrounding streets.
I think the area would be alot safer if the school used that area for car parking
Whole reserve - Lease to the school with option to sell. A carpark to ease the flow of traffic would be ideal.
This might help the school put an end to the ridiculous traffic management issue given they don't have much room to get kids in and out of the school. The school is expanding and needs a larger footprint.
The current school drop off and pick options are a shambles. Just sell the weed patch to the school for a car park and drop off/pick up area. I'll even draw up the plans if you like.
To lease or sell the land to the school would make the traffic at peak school times much better and less congestion for local residents
Land is currently wasted and an eyesore. A small car park, court and landscaped gardens would make the land better utilised.
No
A sustainable solution is required to minimise disruption for residents, and ensure safety of everyone concerned. Current state is not sustainable. While St Martin's has made changes to try and ensure better movement of traffic, there simply isn't enough parking (particularly if there is also something ok at the church). I also appreciate how frustrating the current situation must be for residents (in terms of access to their own driveways). Even if a portion of the reserve is maintained for recreation or housing, it seems ridiculous not to make better use of a large plot of land given the significant congestion issues around school start and finish times, in addition to other community events surrounding the church.
As already stated above the current parking situation can't be sustained at st martins school. Particularly now the school is bigger retaining year 6 students and staring schoolies (early reception kids). The tension that can be seen from residents when you are trying to pick kids up but lining the streets of there properties has become more obvious particularly when there are line ups sometimes up to 45 minutes an hour. In addition because of the congestion there is a growing number of young children walking down the street to meet parents in cars. This can all be improved with the space available for parking. When the school has been able to use on occasions the difference it makes is significant
The school has since its inception been subject to chronic traffic management problems which are becoming more difficult each year. Vehicle queues that trail back to Lander Road. Instances of complete ignorance of common courtesy and road rules.

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I have been personally verbally abused by residents living near the school both at times of school drop off and school pick up and have also witnessed other people arguing and fighting due to the traffic around the area. This also occurs during heavy traffic time when the church is being used including Easter and Christmas. The council should make good use of the space and allow parking to rate payers. It is simply not acceptable for things to be left the way they are now. As residents and rate payers we expect basic services to be delivered by the council including parking When taking our kids to school and church
It would be good for the School to be able to lease the land before being given the opportunity to buy.
There is a very big issue with parking for the school, this space would greatly help in reducing this problem . It could be used during the day for other activities also.
I believe that this area of Sheidow Park would benefit from the development of a rejuvenated green space. Bring back plant life, butterflies, open community garden spaces (or perhaps a mix between open and closed). A place with space to gather, with lots of greenery and someday plenty of shade for the walking areas. As a GP in the area I know that for a lot of community walking groups there is a lot of areas to walk but fewer of them are circuits with seating and shade for people with medical conditions requiring rest. If the school wanted to use the space for permaculture or other garden projects to increase biodiversity in the area than I would consider this a valuable use of the space and be open to lease of a portion of the area with the other part being used for community land to be rejuvinated and have plantings aiming at the above. It is important for the community to have spaces that increase biodiversity but also to have places we can meet up as groups, and we should be aiming for as many of these as we can.
I think it should either remain open space, or else a community garden space for the community to work together on.
Please retain the space as Green space only. PLEASE. More effort should actually be put into revegetating the space with local plant species. Would be great for the birds who have lost so much space to the Hallett Cove Heights and Woodend/Southbank housing projects. Especially considering all the new street trees planted aren't even native. We don't need more plane trees and Chinese elms etc. in the area.
Fix the traffic problem without destroying our reserve. The school should not have been granted permission to grow the school pupil intake when there was already a parking problem.
Any additional courts or public open spaces would increase the street traffic along Spinnaker. Residents currently are able to park on both sides of the street making it very hard to pass when driving through, especially at school times or in the evenings. Many times I have come close to being in an accident. I would suggest that this parking would need need to be reviewed for the increased traffic.
As a parent at the school I can see a benefit for both the homeowners who live in the surrounding streets and the school with the lease or sale to the school. With the growing number of young families in the area and the need for more space for the school, I think it's important to think about the future of the area.
St Martins is a fantastic school with fantastic leadership, and they are under enormous pressure at school drop and pick ups trying to keep traffic flowing, and as a rate payer in the area , you owe it to them to work with Craig Fosdike, Thankyou
Thank you for allowing the community to have a sat
The school needs to inform parents AGAIN that Berrima rd is a common road and thoroughfare. Parking 2 cars deep and blocking the road at school times is not on. The police will continue to get regular calls to issue infringement notices if this continues
I have lived here for 31 years and cars from this school have always been a problem. We only have one way in and out and it gets blocked at school time. The other day I had to get home asap and I wasn't able to get pasted the cars for 5 min which is fine as a once off but not for 31 years especially when there is all that land sitting there doing nothing, its not a park its just a dust pit. When I first built here we were promised so much from the council and have received nothing but 1 playground which came when my kid were grown up and left home plus it has no fence.
There isn't enough context in your consultation as to why the school is seeking more land? There aren't enough options in your proposal, what about shared school and community open space and/or facilities? The sporting facilities in Hallett Cove are in dire need of upgrades to meet the needs, and growth, of women in sports. The growth of St Martin de Porres school has fed more children into the local sporting facilities. I would love to see progress on the Cove Community Complex women's change rooms for the growing netball and football clubs. Please prioritise the Hallett Cove and Sheidow park community facilities!
The school already has plenty of space and it's far more important to maintain the current open space for the benefit of the surrounding residents. We had a taste of what it would be like when school parking was allowed on the reserve in 2018 and were very relieved when this was ceased. The properties that border the reserve are not new, they are all well established and deserve to maintain the current benefits the reserve provides.
Plant a few trees on the extra space left for residents and some play equipment as there are children who play on the reserve and people who walk their dogs.
Regardless of the option selected, there must continue to be a designated area to walk from Spinnaker to Berrima (or vice a versa). Many people get off the bus in Adams Road and walk through the park to get home, or the reverse. Public access must continue to be available.

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On a daily basis, my street become inaccessible for myself & local residence to access their premises due to the schools lack of parking spaces. Cars sit idling in the middle of the street blocking traffic in both directions. This could be fixed by leasing some of the land for car parking "ONLY" and by making Berrima Road a NO STANDING ZONE on both sides of the road. This would allow the cars to still sit idling as they wait for the "kiss & go" pick up option on the left hand side of the road, while still allowing enough room for traffic to pass on the right.
Utilise the land for school use, resolve traffic issues and ease impact on surrounding streets.
If the school gets the land, how much will local residents be compensated for loss of ammenity, lower property values, and even more road congestion. Who was the ... person who allowed the school to expand beyong capacity? Who was the ... person who allowed the school parents to previously park their cars on the reserve. Making a dust bowl in summer and a quagmire in winter. Are there any conflicts of interest in those advising the council? Is someone seeking to advance the religious dogma. Was this the plan to give the land to the school all along, why there was never any improvements to the reserve. Putting the wrong Web address on the leaflet doesn't help or install confidence.
Why cant the School use the vacant land on the corner of Adams Road and Lander Road (near the Roundabout to build a carpark that would allow safe access from both Adams and Lander Road. This option would not impact anyone in Sheidow Park and would be a lot safer? Please send me a copy of this survey.
Re-vegetate this area and make it a more inviting space to visit with the family. An area that kids can play, kick the footy etc. Green grass would be nice.
At present, due to the lack of parking, it is causing safety concerns for children.at the school and traffic problems for local residents.
Changing the nature of the reserve will devalue all the properties surrounding it.
Open space is a valuable addition to a suburb & enhances the character & value of surrounding streets, irrespective of whether or not it is developed.
Sell the land to the school
We have discussed this with our children (aged 11 and 9) and they would like to see the reserve kept as open space. They would like to see things like a BMX/riding track or even some exercise equipment for the neighbourhood. We understand that school traffic around St Martins school is a nightmare but keeping some of the reserve open would be great.
Should the council retain the land or sell or lease the land to the school or for residential development there needs to be provisions to create a permanent pathway linking Berrima Road and Spinnaker Circuit as a priority as soon as possible. Currently it is suitable for residents to only walk through and not ride scooters or bikes. Should a permanent path be created this would enable our children easier access to and from school without muddy feet or long grass causing wet shoes, socks and ankles through winter or grass seeds and prickles getting caught in their shoes and socks in summer. Currently this space is not maintained regularly and should the council decide to retain this land they need to invest money into doing something to improve this space for local residents. Mainly a path but also regular watering and maintenance to promote grass and an open space for kids to play and kick a ball.

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EXTRACTS FROM THE DISPOSAL OF LAND AND ASSETS POLICY

Any decision to dispose of land and assets will be made after considering (where applicable):

- the long term plans and strategic direction of the Council
- the remaining useful life and usefulness of the land or asset
- the current market value of the land or asset and annual cost of maintenance
- any alternative future use of the land or asset
- any duplication of the land or asset or the service provided by the land or asset
- any impact the disposal of the land or asset may have on the community
- any impact on Council infrastructure
- any cultural or historical significance of the land or asset
- the positive and negative impacts the disposal of the land or asset may have on the operations of the Council
- any restrictions on the land or asset
- the content of any Community Land Management Plan and other relevant policies of the Council
- the results of any community consultation process
- a benefit and risk analysis of the proposed disposal
- any environmental impacts

1.1.8 If Land is to be disposed of via a select tender or direct sale, then (unless the Council resolves otherwise) a minimum of two independent valuations must be obtained to ensure that an appropriate market value is obtained. The independent valuation must be made no more than 6 months prior to the proposed disposal.

1.1.9 The Council will seek to dispose of Land at or above current market valuation by whichever method is likely to provide the Council with a maximum return, unless there are reasons for the Council to accept a lesser return which is consistent with the Council's overall strategic direction. These reasons must be documented in writing.

1.1.10 If the disposal is not to be on the open market, the disposal should be at or above the current market valuation (with due regard to all associated costs to achieve the transaction or such other amount as the Council resolves).

EXEMPTIONS FROM THIS POLICY

This policy contains general guidelines to be followed by the Council in its disposal activities. There may be emergencies, or disposals in which a tender process will not deliver the best outcome for the Council, and other market approaches may be more appropriate. In certain circumstances the Council may waive application of this policy and pursue a method which will bring the best outcome for the Council. The Council must record its reasons in writing for waiving application of this policy in accordance with the tender exemption process.

CITY OF MARION

Option A - No Sale or Lease and Retain as Open Space

N W E S

Spinnaker Circuit Reserve - East

Map Width: 221.1 m

Created by rates Wednesday, 11 September 2019



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CITY OF MARION

Option B - Sell / Lease the Eastern Section to the School, Dividing the Balance for Residential Purposes for Sale

Spinnaker Circuit Reserve - East

Map Width: 201 m

Created by rates Wednesday, 11 September 2019



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CITY OF MARION

Option C - Sell / Lease the Eastern Section to the School and Retaining the Balance as Open Space

Spinnaker Circuit Reserve - East

Map Width: 201 m

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CITY OF MARION

Option D - Sell / Lease the Northern Section to the School, Dividing the Balance for Residential Purposes for Sale

Spinnaker Circuit Reserve - East

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CITY OF MARION

Option E - Sell / Lease the Whole of the Reserve to the School

Spinnaker Circuit Reserve - East

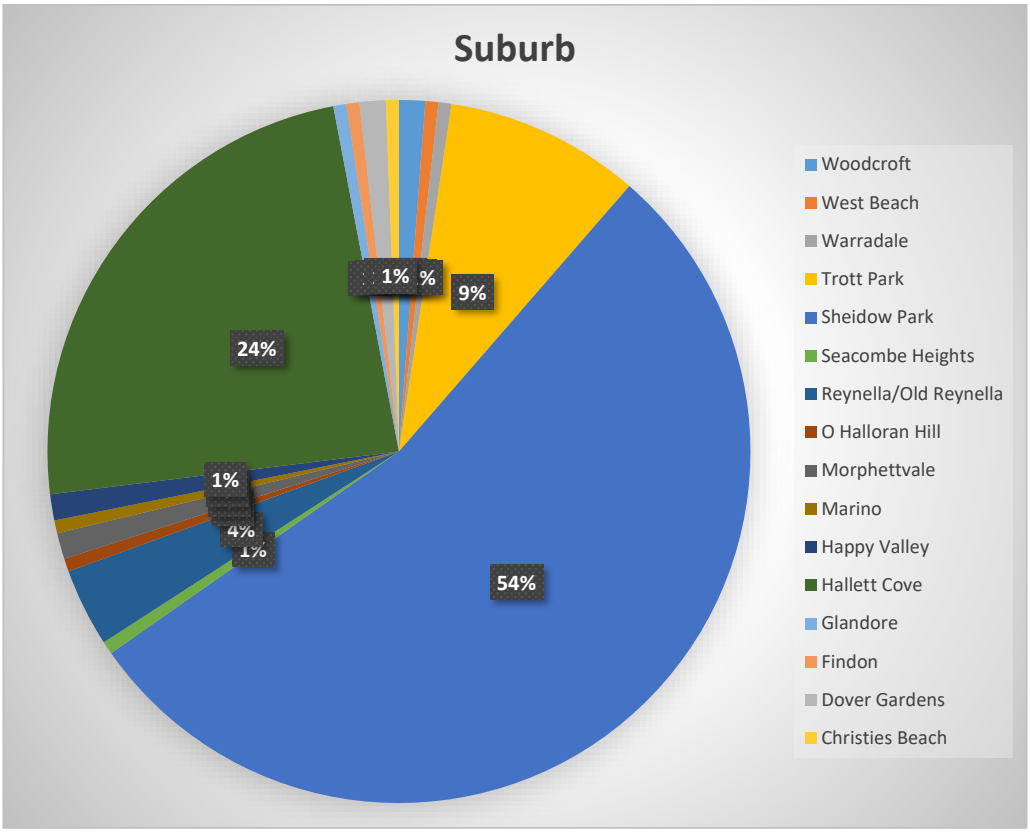
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Created by rates Wednesday, 11 September 2019



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This map has been created for the purpose of showing basic locality information and is a representation of the data currently held by The City of Marion. This information is provided for private use only.	While every effort has been made to ensure the accuracy of the product, Council accepts no responsibility for any errors or omissions. Property boundary line network data is supplied by State Government.

Attachment 4 – Breakdown of Suburb of Residence

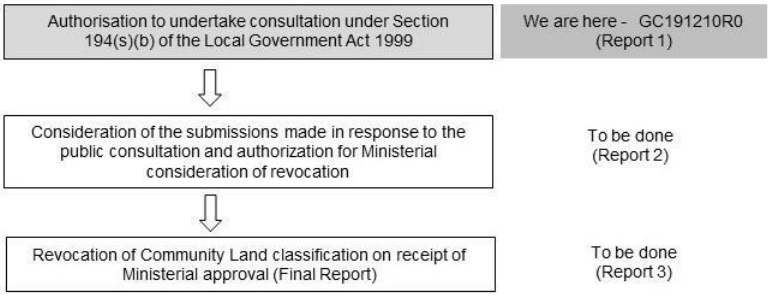


Woodcroft	2
West Beach	1
Warradale	1
Trott Park	15
Sheidow Park	90
Seacombe Heights	1
Reynella/Old Reynella	6
O Halloran Hill	1
Morphettvale	2
Marino	1
Happy Valley	2
Hallett Cove	40
Glandore	1
Findon	1
Dover Gardens	2
Christies Beach	1

SALE PROCESS

The Community Land Classification must be revoked before the Reserve can be sold. This process takes approximately 9 to 12 months to complete and requires community consultation and Ministerial approval.

Council's decision making process to revoke the Community Land Classification for Spinnaker Circuit Reserve East is as follows:



Council cannot enter into any form of agreement either formal or informal, for the sale of the Reserve, enter into an option to purchase or a first right of refusal (if the Reserve is leased to the School in the interim) until such time that the Community Land classification has been revoked.

To consider disposal of the property, Council needs to determine whether retention of the Reserve contributes to Council's strategic objectives or whether the Reserve is surplus to Council's requirements. The criteria for disposal of land is set out in Council's Disposal of Land and Assets Policy and this has formed the basis of the assessment undertaken to date.

The vision and principles within the Open Space Policy sets out Council's commitment to provide open spaces that are accessible and diverse and provide opportunities for community activation. To support accessibility, it is proposed open spaces be provided for the majority of people within 400 metres to 500 metres walking distance of their residence and workplace. The attached map shows other reserves in the locality within a 500 metre radius of the Reserve.

The method of disposal may be, where appropriate and after revocation of the Community Land Classification, by negotiation with the owners of adjoining land.

Unless Council resolves otherwise, a minimum of two independent valuations must be obtained to ensure that the appropriate market value is obtained. The independent valuation must not be made more than six months prior to disposal.

All costs in relation to the revocation of the Community Land Classification, land division (if portion of the Reserve is sold), preparation of a contract of sale and all settlement costs will be paid by the School.

LEASE PROCESS

Council could lease a portion or the whole of the Reserve as an alternative to disposal.

Council's Leasing and Licensing of Council Owned Facilities Policy provides that:

- Council will consider a lease or licence agreement with a school or kindergarten where certain criteria are satisfied
- Rent will be based on the market rate supplied by an external valuer appointed by Council.

The estimated cost of a valuation report for this purpose is $1,900. Given that the lease may be for a short term, it is recommended that a valuer is not engaged in this instance.

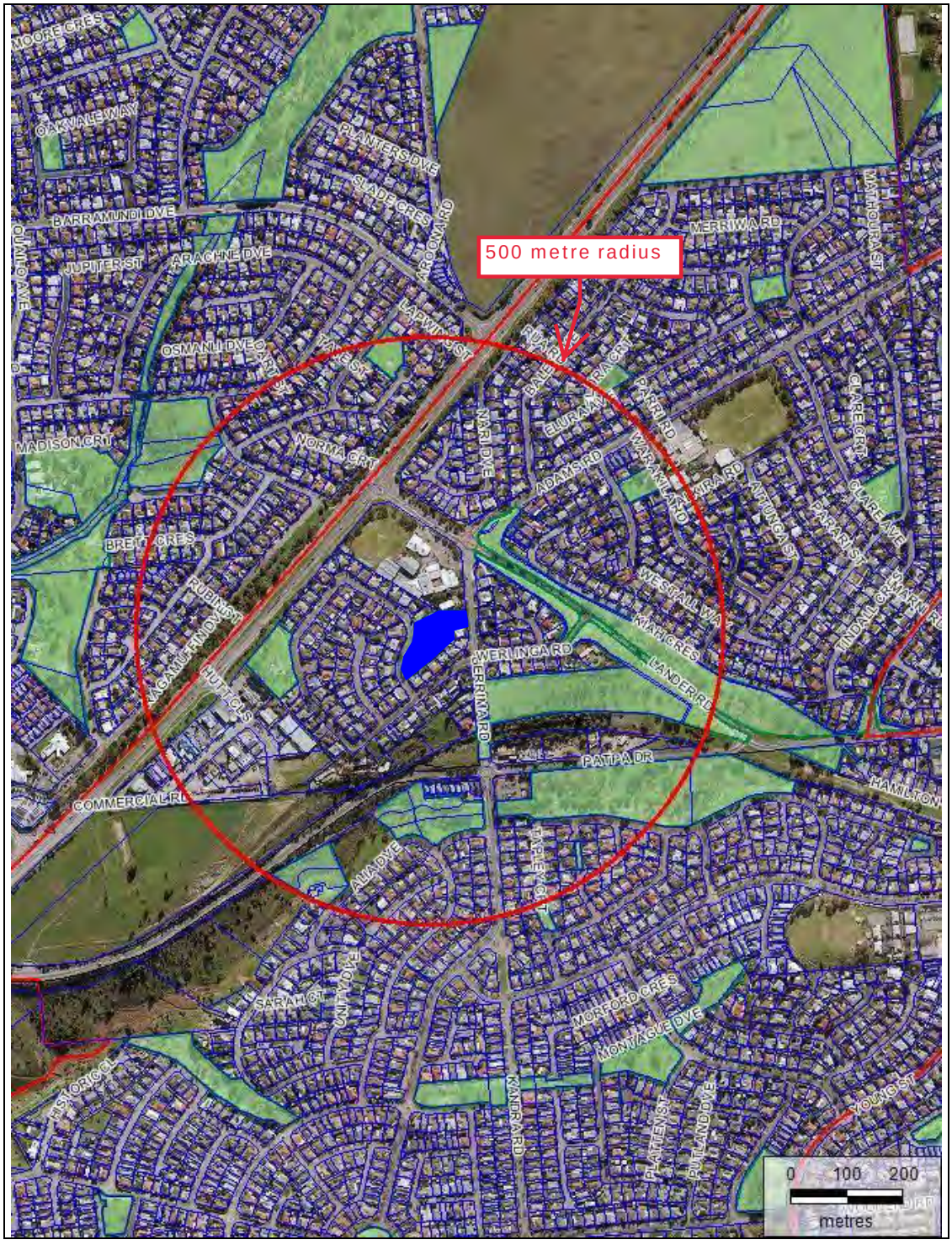
The Local Government Act provides that Council is not obligated to follow the relevant steps set out in its public consultation policy where the term of the lease is five years or less.

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Attachment 6

CITY OF MARION

Spinnaker Circuit Reserve - East
Reserves within a 500m radius

Map Width: 1636 m
Created by rates Wednesday, 11 September 2019



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Kelledy Jones

APPENDIX E

CITY OF MARION

Spinnaker Circuit Reserve - East - Revocation of Community Land Classification

Originating Officer	Land Asset Officer/Registered Conveyancer - Heather Carthew
Corporate Manager	Manager City Property - Thuyen Vi-Alternetti
General Manager	General Manager City Development - Ilia Houridis
Report Reference	GC201013R05

REPORT OBJECTIVE

To provide Council with the outcomes from the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of approximately 6086 square metres of land at Spinnaker Circuit, Sheidow Park being the whole of Spinnaker Circuit Reserve - East (the Reserve). A map of the Reserve is provided as Attachment 1.

The report also seeks approval to progress the revocation of the community land classification with the Minister for Planning.

EXECUTIVE SUMMARY

Community Consultation for the revocation of the Community Land Classification for the whole of the Reserve was undertaken from 13 August 2020 to 3 September 2020 and has concluded. The consultation included a direct mail out to residents, notices to Statutory Authorities, publication of notices in the Government Gazette and The Advertiser and a site specific website was set up.

75 submissions were received. Of the submissions received, 19 respondents live within a 400 metre radius of the Reserve, 53 live outside the 400m radius and the place of residence of the remaining three is unknown.

The outcomes of the consultation are outlined in this Report for consideration. The majority of all respondents (80%) support the proposal to sell the Reserve, however, 68% of respondents who support the proposal live outside of the 400 metre radius from the Reserve.

Spinnaker Circuit Reserve - East is undeveloped. Spinnaker Circuit Reserve - West which is located in close proximity (within 500 metres) provides play equipment and open space.

It is recommended that a submission is made to the Minister for approval of the revocation of the Community Land Classification for the proposed sale of the Reserve. Upon receipt of the determination from the Minister, a further report will be submitted to Council for consideration and noting. The process for the revocation is set out in this report.

RECOMMENDATION

That Council:

1. **Notes the outcome of the community consultation process undertaken for the revocation of the community land classification for the whole of Spinnaker Circuit Reserve - East, Sheidow Park, at Lot 88 in Deposited Plan 17901, Certificate of Title Volume 5546 Folio 484 and for the potential disposal of the reserve.**

2. **Authorises the lodgement of the proposal to dispose of the whole of Spinnaker Circuit Reserve - East, Sheidow Park to the Minister for Planning in accordance with Section 194 of the Local Government Act 1999**

- **with a report on all submissions made as part of the public consultation process**
- **a request to approve the revocation of the Community Land Classification**

3. **Notes a report will be presented to Council upon receipt of the determination from the Minister for Planning in relation to Spinnaker Circuit Reserve - East, Sheidow Park.**

GENERAL ANALYSIS

Background

The Reserve is adjacent St Martin De Porres School (the School). The School has approached Council and shown an interest in using the Reserve as additional parking and potentially for other purposes such as a sealed court area, a garden or a play area. The school currently licences a portion of the Reserve for car parking and storage of site sheds.

Council does not have any plans for additional community facilities on the Reserve and the Reserve is not included in Council's long term plans to provide open space.

There are facilities on the nearby Spinnaker Circuit Reserve - West which includes a wooden multistation featuring circular monkey bars, pommel course, spider climbing net, rock climbing wall and slide. Beneath the multistation there is a bead panel and noughts and crosses.The swing set has a standard swing and baby swing. Bright poles add colour and the chance to create your own games and the rocks placed around the play area offer an opportunity to practice balancing. A sheltered picnic table and seat are placed so you can watch the children while they play.

Community engagement was undertaken in November 2019 on the sale/lease options and included a question about current use and whether the community is supportive of a sale or lease of the Reserve. The submissions received were detailed in GC181219R03.

On 25 February 2020 (GC200225M01) Council resolved:

- That the retention of the land known as Spinnaker Circuit Reserve East at Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484 does not contribute to Council's strategic objectives and is surplus to Council's requirements.
- Authorised Administration to commence the revocation process including the preparation of a report under Section 194(2)(a) and undertake public consultation under Section 194(2)(b) of the Local Government Act 1999.
- Authorised the Chief Executive Officer to negotiate and enter into a lease of the portion of the Reserve.

A summary of the Council Resolutions is provided as Attachment 2.

DISCUSSION

Community consultation for the revocation of the community land classification was undertaken from 13 August 2020 to 3 September 2020 in accordance with Section 194(2)(b) of the Local Government Act 1999 and Council's Community Consultation Policy. The consultation included:

- A direct mail out to 254 residents within a 400m radius of the Reserve
- Notices to Statutory Authorities
- Publication of notices in the Government Gazette and The Advertiser.
- Due to Covid-19 Restrictions, more information was available by post or email or collected from City Services by prior arrangement.

- A site specific website was set up - www.makingmarion.com.au/spinnaker-circuit-reserve-revocation to ensure the community could access information and make submissions in relation to the proposal.

There were 214 unique participants to the Making Marion website with 75 participants making submissions online. Two emails were received from the same respondent who also made an online submission via Making Marion.

No responses were received from the Service Authorities.

The number of responses received per suburb and Council area is:

City of Marion	
Sheidow Park	40
Hallett Cove	23
O'Halloran Hill and Trott Park	2 from each suburb
Dover Gardens, Seacliff Park, Seaview Downs and Marino	1 from each suburb
Outside of the City of Marion	
Reynella	3
Morphett Vale	1

Respondents were asked to indicate their level of support. Their responses are summarised below:

Level of Support	**The number of respondents and percentage comparisons**
Strongly support	51 (68%) of all respondents strongly support the proposal • 2 (2.7%) respondents live within a 400 metre radius • 47 (62.6%) respondents live outside a 400 metre radius • 2 (2.7%) respondents not indicated whether they lived within 400m of the Reserve
Support	9 (12%) of all respondents support the proposal • 5 (6.6%) respondents live within a 400 metre radius • 4 (5.4%) respondents live outside a 400 metre radius

Undecided	1 (1.3%) of all respondents are undecided the proposal. The respondent lives within a 400 metre radius.
Do not support	4 (5.3%) of all respondents do not support the proposal. All four respondents live within a 400 metre radius.
Strongly do not support	10 (13.3%) of all respondents strongly do not support the proposal • 7 (9.3%) respondents live within a 400 metre radius • 2 (2.7%) respondents live outside a 400 metre radius • 1 (1.3%) respondents not indicated whether they lived within 400m of the Reserve

The proposal to sell the reserve is mostly supported by respondents who live outside the 400 metre radius from the Reserve.

A full summary of the response received is in the Community Engagement Outcomes Report (Attachment 3).

Community Land Classification

The Reserve is classified as Community Land under the Local Government Act 1999. This classification must be revoked before the Reserve can be sold and is subject to Ministerial approval.

Council's decision making process to revoke the Community Land classification is:

Authorisation to undertake consultation under Section 194(2)(b) of the Local Government Act 1999	GC190924R03 (Report 1)
Consideration of the submissions made in response to the public consultation and authorisation for Ministerial consideration of revocation	We are here - GC201013R0 (Report 2)
Revocation of Community Land classification on receipt of Ministerial approval (final report)	To be done (Report 3)

Disposal of Land and Assets Policy

If the Reserve is sold to an adjoining owner, unless Council resolves otherwise, a minimum of two independent valuations must be obtained to ensure that the appropriate market value is obtained. The independent valuations must not be made more than six months prior to disposal.

Contamination Investigations

Contamination investigations have been undertaken to determine any future potential liability that may remain with Council as a result of any site contamination. The findings from the investigations have concluded that -

"*Recently imported fill material was encountered in the northern portion of site and generally comprised a mixture of gravels and sands*."

"*Therefore, it is concluded that the soils at the site are unlikely to pose an unacceptable risk to future users of the site in the context of the proposed land use (residential).*"

"*Based on the findings of the historical review and the limited soil investigation, Greencap considers that generally there is a low likelihood of significant contamination at the site that might pose an unacceptable risk to human health or the environment in terms of the proposed residential land use.*

If surface and near surface soils are to be removed from the site, formal classification of soils would be required for appropriate offsite disposal. Greencap can assist with soil classification services."

It is recommended that Council progresses with the Community Land revocation process and writes to the Minister for Planning requesting the Minister to revoke the classification as Community Land for the Reserve.

Attachment

#	Attachment	Type
1	Attachment 1 - Map of Reserve	PDF File
2	Attachment 2 - Summary of Council Resolutions	PDF File
3	Attachment 3 - Community Engagement report - Spinnaker Circuit Reserve East	PDF File

CITY OF MARION

Potential Disposal of the Whole of Spinnaker Circuit Reserve - East

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Map Width: 165.2 m
Created by rates Monday, 28 September 2020



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24 September 2020 (GC190924R03)	
1.	Notes the report.
2.	Undertakes Community Consultation regarding Spinnaker Circuit Reserve East (Allotment 88 in Field Plan 17901) on the following 5 options: i. no sale or lease of land and maintain as reserve; ii. sell/lease the Eastern section , subdividing the remaining land for residential purposes; iii. sell/lease the Northern section, and subdivide the remaining land for residential purposes; iv. sell/ lease all the reserve to the school; v. sell/lease the Eastern section, retaining the remaining as open space.

10 December 2019 (GC191210R03)	
1.	Notes the report.
2.	Acknowledges that Community Consultation regarding leasing the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years is not required.
3.	Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a five year term.

25 February 2020 (GC191210R03)	
	AMENDMENT (PART 1)
1.	Rescinds Motion GC191210R03: 1. Notes the report. 2. Acknowledges that Community Consultation regarding leasing the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years is not required. 3. Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a five year term.
2.	Notes the report GC191210R03.
3.	Notes that the retention of the land known as Spinnaker Circuit Reserve East at Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546. Folio 484 does not contribu.te to Council's strategic objectives and is surplus to Council's requirements.
4.	Authorises Administration to commence the revocation process including the preparation of a report under Section 194(2)(a) and undertake public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.
5.	Notes that Administration will bring a report to Council for consideration of the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.
6.	Authorises the Chief Executive Officer to sell the Reserve in such a way so as to: a. Maximise the financial outcome to Council b. Comply with Council's Disposal of Land and Assets Policy and incorporate professional engineering and planning advice.
	AMENDMENT (PART 2)
7.	Notes that achievement of the above objectives through selling the Reserve is likely to include: a. Selling the portion of the Reserve shown as Option D (Appendix 1) in GC191210R03 (or similar to it) to St Martin de Porres School. b. Subdividing the remaining land to create new residential blocks for sale.
8.	Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of the Reserve shown as Option D in GC19121 0R03 (or similar to it) at an amount that reflects a market rent from February 2020 for a twelve month term (to align with any community land revocation process), noting that a Licenced Valuer will not be engaged to determine the market rent (consistent with Council's Leasing and Licensing of Council Owned Facilities Policy).

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes - November 2019

Community consultation was undertaken between 13 August 2020 and 3 September 2020 and has now concluded.

WHAT IS BEING PROPOSED?

Spinnaker Circuit Reserve East, Sheidow Park (the Reserve) is adjacent St Martin de Porres School (the School), Sheidow Park.

The School has approached Council and shown an interest in using the space as additional parking and potentially for other purposes such as a sealed court area, a garden or a play area.

On 25 February 2020 (GC200225M01) Council:

AMENDMENT (PART 1)
Moved Councillor - Ian Crossland Seconded Councillor - Sasha Mason

That Council:

1. Rescinds Motion GC191210R03:

    1. Notes the report.
    2. Acknowledges that Community Consultation regarding leasing the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years is not required.
    3. Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a five year term.

2. Notes the report GC191210R03.

3. Notes that the retention of the land known as Spinnaker Circuit Reserve East at Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484 does not contribute to Council's strategic objectives and is surplus to Council's requirements.

4. Authorises Administration to commence the revocation process including the preparation of a report under Section 194(2)(a) and undertake public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.

5. Notes that Administration will bring a report to Council for consideration of the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes - November 2019

6. Authorises the Chief Executive Officer to sell the Reserve in such a way so as to:
   a. Maximise the financial outcome to Council
   b. Comply with Council's Disposal of Land and Assets Policy and incorporate professional engineering and planning advice.

AMENDMENT (PART 2)

Moved Councillor - Ian Crossland Seconded Councillor - Bruce Hull

7. Notes that achievement of the above objectives through selling the Reserve is likely to include:

   a. Selling the portion of the Reserve shown as Option D (Appendix 1) in GC191210R03 (or similar to it) to St Martin de Porres School.
   b. Subdividing the remaining land to create new residential blocks for sale.

8. Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of the Reserve shown as Option D in GC191210R03 (or similar to it) at an amount that reflects a market rent from February 2020 for a twelve month term (to align with any community land revocation process), noting that a Licenced Valuer will not be engaged to determine the market rent (consistent with Council's Leasing and Licensing of Council Owned Facilities Policy).

Public consultation was previously undertaken in November 2019 to understand the community's vision for Spinnaker Circuit Reserve East, Sheidow Park. The submissions received were detailed in GC181219R03.

Public consultation pursuant to Section 194(2)(b) of the Local Government Act 1999 for the revocation of the community land classification was undertaken from 13 August 2020 to 3 September 2020 in accordance with Section 194 of the Local Government Act 1999 and Council's Community Consultation Policy.

The disposal of any community land is subject to Ministerial approval. All feedback as a result of the community consultation is considered by the Minister when making a decision about revoking the community land classification. If sold, the proceeds would be paid into the Open Space Reserve Fund for the development of open space as approved by Council. Alternatively, Council may resolve that the funds are to be used for the development of a particular reserve or reserves in the surrounding area.

HOW WE ENGAGED:

The level of support of the proposal to sell the Reserve was sought via:

- A direct mail out to 254 residents within a 400m radius of the Reserve (excluding west of Lonsdale Highway)
- A letter to Statutory Authorities

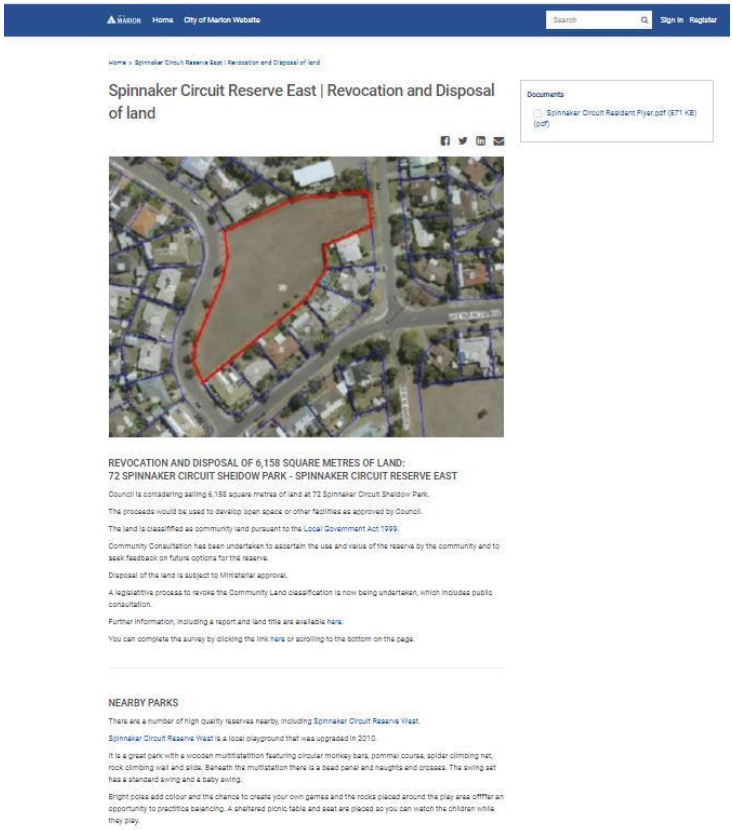
Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes - November 2019

- Publication of notices in the Government Gazette and The Advertiser.
- Due to Covid-19 social distancing measures, more information was available by:
    - A hard copy to be posted or emailed upon request
    - A hard copy may be collected from City Services, 935 Marion Road Mitchell Park, by arrangement
    - Visiting the Making Marion website www.makingmarion.com.au/spinnaker-circuit-reserve-revocation

The engagement asked people to indicate their level of support of the proposal to sell the Reserve.

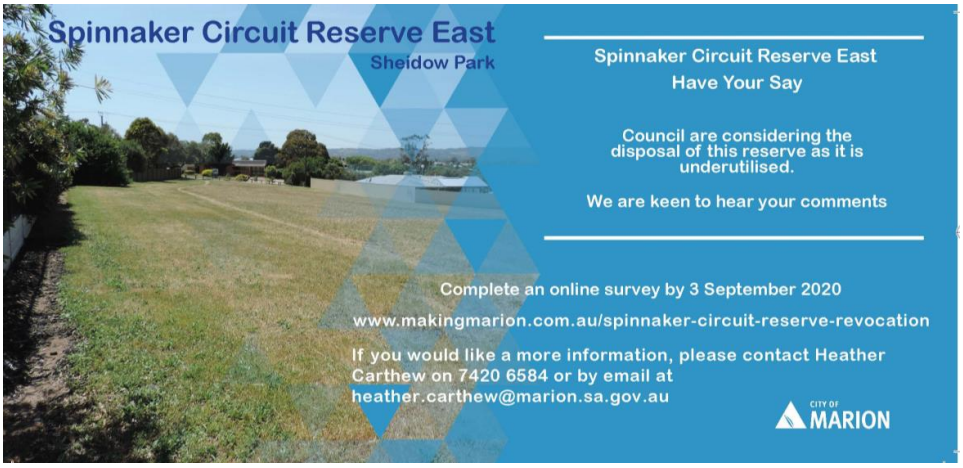
Information about the facilities at the nearby Spinnaker Circuit Reserve – West were provided.

Example of website



Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes - November 2019

Example of Postcard

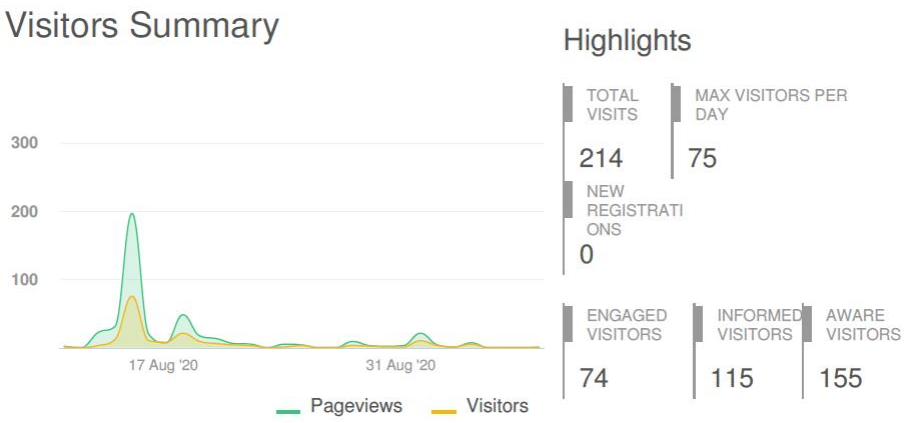


The engagement asked people to indicate their level of support to the proposed sale of the Reserve via a survey tool.

COMMUNITY FEEDBACK STATISTICS

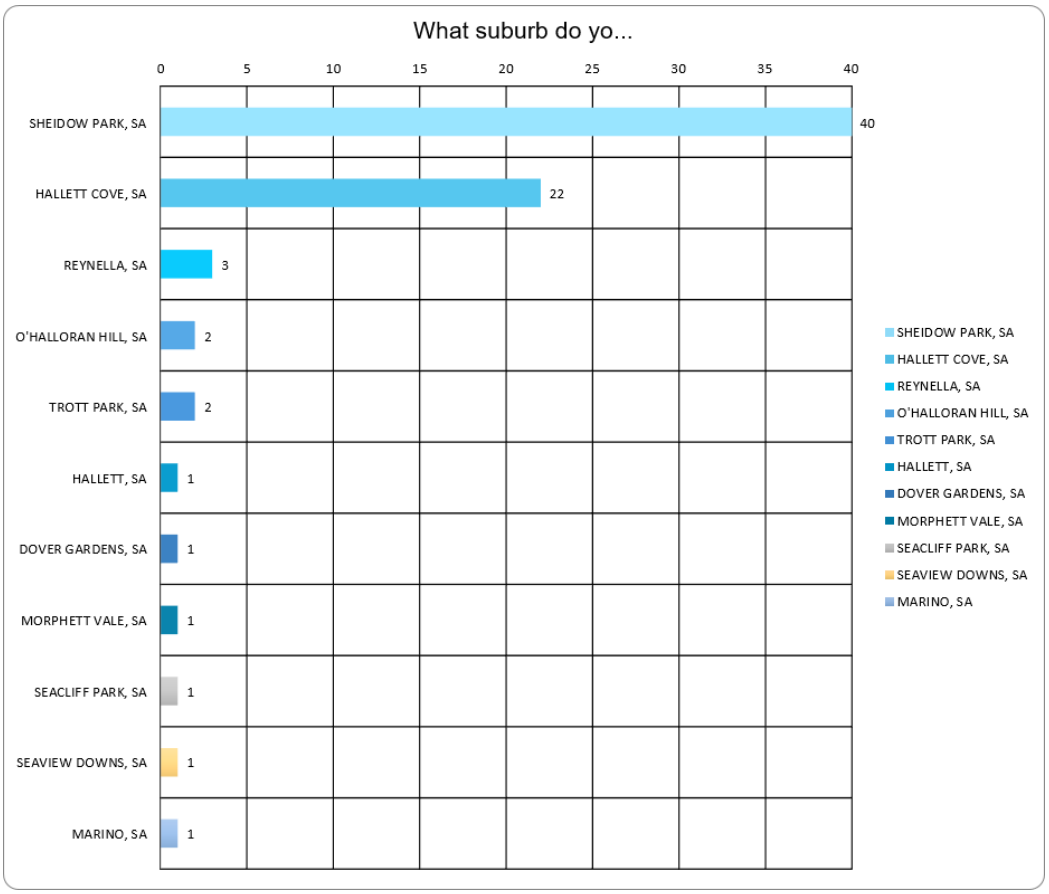
The consultation via Making Marion was viewed by 214 people.

- *A total of 214 unique participants making 75 survey submissions online*
- *The relevant documents were viewed 29 times*
- *Two emails were received from the same respondent who also made an online submission*



Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes - November 2019

The graph below shows the suburbs that the respondents live in.

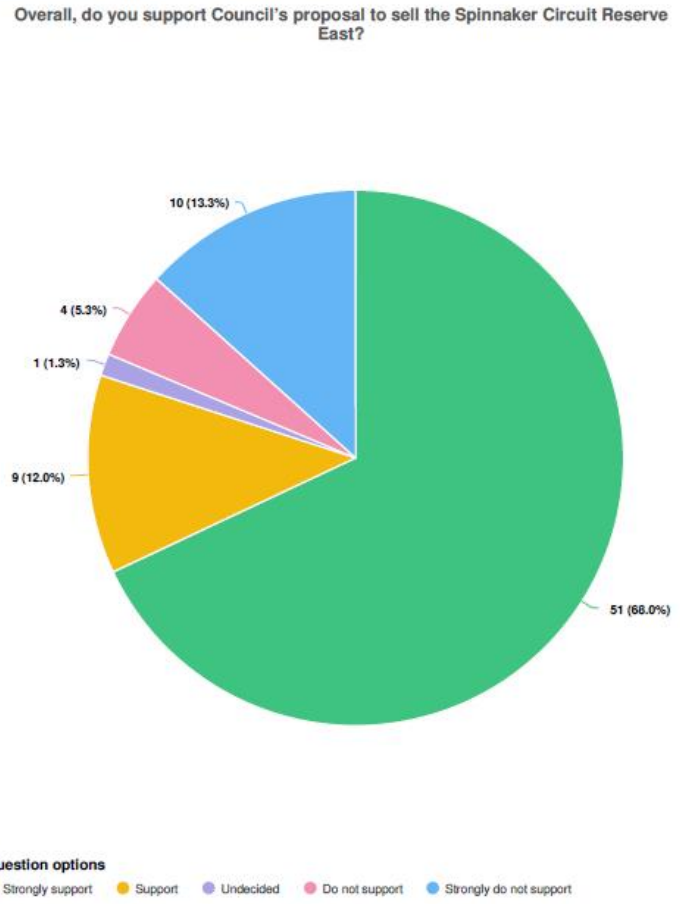


Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes - November 2019

CITY OF MARION

COMMUNITY FEEDBACK

We asked people to indicate their level of support:



Strongly support

51 (68%) of all respondents strongly support the proposal

2 (2.7%) respondents live within a 400 metre radius
47 (62.6%) respondents live outside a 400 metre radius
2 (2.7%) respondents were unclear whether they lived within 400m of the Reserve

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes - November 2019

General commentary included –

- So it can turned into a car park for the school so we don't get the parents parking in surrounding streets causing issues with residents
- The school needs it for safety
- It is a currently under utilised reserve which if sold or leased to the school next door would provide ample car parking opportunities and safer ingress/egress to the school for children

Support

9 (12%) of all respondents support the proposal

5 (6.6%) respondents live within a 400 metre radius
4 (5.4%) respondents live outside a 400 metre radius

General commentary included –

- It is not used as a community space. It becomes a dust bowl in summer and mudpit in winter. It can be better utilised by someone prepared to develop it.
- The proceeds from this sale can help development of other open spaces in Sheidow Park and also as mentioned the reserve is not been utilized at present.
- Unfortunately in today's society schools now require increased traffic management, many schools were not built to deal with today's family's two cars and work requirements , using this land will help the local residents with tragic flow.
- Residents did buy a home near a school so would have been aware of this issue.

Undecided

1 (1.3%) of all respondents are undecided about the proposal

Of those that are undecided about the proposal –
1 (100%) respondents live within a 400 metre radius

General commentary included –

- I would like to keep it as a car Park for the Catholic school and church

Do not support

4 (5.3%) of all respondents do not support the proposal

Of those that strongly do not support the proposal –
4 (100%) respondents live within a 400 metre radius

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes - November 2019

General commentary included –

- Too much land in most suburbs is used up for housing development. The more parks with areas for children to grow up in and parents alike to enjoy the outdoors is something that is lacking today, This are could be developed into Playgrounds and areas to kick the footys around and other sports to utilise the area. Even BBQs etc, Sadly lacking in one of the best parks around Sheidow Park and thats the Hugh Johnson Duck Park adjacent Patpa road is a decent up to date childrens playground and BBQ facilities to enjoy year round.
- There is continued housing development is this area and surrounding suburbs, leading to significant and permanent loss of open space. In addition to the importance of open space for health and wellbeing, and despite the presence of playground space nearby, there is a lack of other valuable outdoor spaces such as quality landscaped spaces for the community to use for a range of purposes.
- Part of the reserve has been sold to St Martin de Pores,not sure what lies for the rest of the reserve
- Would like to see native trees, play ground. Utilizing a reserve that has been highly neglected for many years. 10 plus

Strongly do not support

10 (13.3%) of all respondents strongly do not support the proposal

Of those that strongly do not support the proposal –
7 (9.3%) respondents live within a 400 metre radius
2 (2.7%) respondents live outside a 400 metre radius
1 (1.3%) respondents were unclear whether they lived within 400m of the Reserve

General commentary included –

- Marion Council needs to proving ammenities without selling land.
  You should allow the school to lease the land, put in a car park but don't sell the land. Selling the land will devalue my property value.
- As is likely obvious, I am disapproving of this sale due to the probable lack of ecological development that the reserve will be utilised for.
- I use this area daily for school drop/pick ups. It provides an easy option and keeps the nearby roads less congested which im sure the residents would appreciate. It also allows me to get my 15mo old twins in and out of the car safely without the added danger of high traffic roads. Without this area to safely park school pick ups /drop offs would be very stressful.

A full summary of all comments received is provided as an Appendix.

ATTACHMENT 3
APPENDIX 1

Overall, do you support Council's proposal to sell the Spinnaker Circuit	Please tell us why?	What suburb do you live in?	Please tell us which street you live on?
1	So it can turned into a car park for the school so we don't get the parents parking in surrounding streets causing issues with residents	SHEIDOW PARK, SA	Kiah crescent
4	Too much land in most suburbs is used up for housing development. The more parks with areas for children to grow up in and parents alike to enjoy the outdoors is something that is lacking today, This are could be developed into Playgrounds and areas to kick the footys around and other sports to utilise the area. Even BBQs etc, Sadly lacking in one of the best parks around Sheidow Park and thats the Hugh Johnson Duck Park adjacent Patpa road is a decent up to date childrens playground and BBQ facilities to enjoy year round.	SHEIDOW PARK, SA	Kiah Crescent
2	I walk through it occasionally as a short cut home. Its basically nothing and the school appears to be expanding there now as well, meaning the park will be narrower. I don't see any reason not too allow it for other purposes.	SHEIDOW PARK, SA	Adams road
1	school car park will be a good idea	SHEIDOW PARK, SA	Stern Close
5	We don't have enough open space as it is. You say its underutilized and the reason is because its a paddock. Why don't you develop it into a family park, sheltered bbq area, basketball court/tennis courts etc. It appears its another money grabbing exercise. No to development??	SHEIDOW PARK, SA	Leeward Court
5	We were not asked our opinion or what we thought about or reserve being sold to the school. It has been underhanded and we were not consulted on what they were planning. The last we heard was the were leasing half of the reserve but they are not happy with that they want it all. As for saying we have another reserve which no-one uses tucked away by Hungry Jacks that was never finished to the plans we were given another broken promise. We were never given the chance when that was developed to which reserve we wanted.The council was always going to give the land to the school that is why we were not told what was going on.VERY UNDER HANDED. The school should never have been built there and NEVER been extended on such a small block. Everyone cuts through the reserve to catch public transport and walking. The school kids will have to leaver 10 mins early to catch buses if they have to walk around the block But that won't worry the council as you will have your money and to hell with the people who live here	SHEIDOW PARK, SA	Spinnaker Circuit
5	This could be a key linking park to bring together the greater Sheidow Park area. There is a playground at Sheidow Park West however, it sits at the fringe of Sheidow Park and is heavily under utelised. This peice of land is much more central and is accessible from many more areas. Also with the increased parking being put in next to that park it would be much more utelised. This park could become a local attraction.	SHEIDOW PARK, SA	Spinnaker Circuit
2	Extra parking for the school is vital to ease traffic issues at school drop off and pickup times. Especially in Werlinga Road and Berrima Road.	SHEIDOW PARK, SA	Werlinga Road
1	The school needs it for safety	SHEIDOW PARK, SA	Overland Cres
1	It is not an area that is used currently for any recreational purpose.	SHEIDOW PARK, SA	Worthing drive
1	It is a block of land that is never used and could be used for much better purposes	SHEIDOW PARK, SA	Cornish lane
1	It can be utilised to serve the community like to be used by St Martin de Porres School.	SHEIDOW PARK, SA	Spinnaker CCt
1	It will allow the school to have better parking facilities which will help the locals get access to their own homes. Currently the school pick up and drop is a nightmare.	HALLETT, SA	Nevarc mews
1	It would be better used for the local school as parking or extra land. This would remove the excess traffic on surrounding streets during school drop off and pick up times. The money from the sale can be used in other areas within the council.	SHEIDOW PARK, SA	Signal Court
1	It's not used by the community, the school could use the land to accommodate its expansion.	HALLETT COVE, SA	Ingleton drive

ATTACHMENT 3

APPENDIX 1

1	Vacant land that it is not currently being utilised and the others such as local school could utilise for growing school	SHEIDOW PARK, SA	Navigator Avenue
1	To make school pick up and drop off easier and ultimately safer for our children attending st martins	HALLETT COVE, SA	Elizabeth crescent
1	It's currently a dust bowl that nobody uses and would ease congestion around the school and surrounding streets if it can be repurposed	O'HALLORAN HILL, SA	Sunvalley Rd
1	It could be better used for the near by school or other Purposes.	HALLETT COVE, SA	Rogana Crescent
1	The land is not utilised and we have sufficient parks and open areas in close proximity. This land could be sold to St Martin de Porres and be utilised for the future generation of child, whilst reducing congestion in the area around school pick-up time. Its a family friendly suburb and enhancement to local schools would have a positive impact on the area.	SHEIDOW PARK, SA	Kiah Crescent
1	It is not used at all and could be better utilized by the local school for parking to clear the significant traffic congestion encountered daily at school start and end times	SHEIDOW PARK, SA	Montague
2	It is not used as a community space. It becomes a dust bowl in summer and mudpit in winter. It can be better utilised by someone prepared to develop it.	SHEIDOW PARK, SA	Eurelia Rd
1	It could be better used for car parking for the nearby school to ease the congestion during the school drop Off and pick up times	HALLETT COVE, SA	Toby Crt
1	It is an eyesore for the majority of the year and has no pkayground/ facilities. There is a nice playground and reserve i street over.	REYNELLA, SA	Rockley road
1	The space is currently underutilized.	DOVER GARDENS, SA	Danae Street
1	It's not used and the school requires more land.	HALLETT COVE, SA	Osmanli Drive
1	My daughter goes to St Martin de Poress. The school has grown and is well lived in the community. The traffic at pick up time is busy and disruptive to the residents. I would live to see the land used as permanent parking or school extension.	HALLETT COVE, SA	Columbia Crescent
1	It is a currently under utilised reserve which if sold or leased to the school next door would provide ample car parking opportunities and safer ingress/egress to the school for children.	REYNELLA, SA	Chardonnay Blvd
1	Its use by st.martin de porress is much better. It saves the streets from getting clogged up, makes mornings and afternoons easier to manage for parents, children and residents of the area. Makes the area safer and all round better area. Otherwise its just a patch of overgrown earth and what a waste and pointless use of space.	MORPHETT VALE, SA	Loman street
1	Underutilized land that could be better used by the school to improve traffic and facilities	HALLETT COVE, SA	Luderitz
1	It is not useful as it stands	TROTT PARK, SA	Austin court
1	St Martin de porres families need a safe place to be able to drop off their children. This will help free up traffic in the surrounding roads.	SHEIDOW PARK, SA	Spinnaker
2	The proceeds from this sale can help development of other open spaces in Sheidow Park and also as mentioned the reserve is not been utilized at present.	SHEIDOW PARK, SA	Great Eastern Avenu
1	Desperately needed by st martins school	SHEIDOW PARK, SA	Holdfast drive
1	I have never seen any body use this reserve other than parking for the nearby school.	HALLETT COVE, SA	Kooraweera
1	It's a waste of space and they have never bothered to develop it and make it useable a lot like many other such areas under Marion council. Some nice playgrounds etc would be nice to see like many other councils seem to achieve.	SHEIDOW PARK, SA	Richards crt
1	Reduce parking issues at st martins and on the toads	HALLETT COVE, SA	Kurnabinna terrace
1	It will make the area around the school safer as traffic is increasing with the increasing size of the school, and it is unused land where there is a need for use.	SHEIDOW PARK, SA	Mariner drive
1	It will benefit everyone if the space can be repurposed and potentially improve the traffic conditions.	HALLETT COVE, SA	Fairhill Street
1	There are large amounts of other parkland in the area and resources should be applied to those areas more heavily utilised.	HALLETT COVE, SA	Arachne Drive
1	Better used to ease congestion around the school	SHEIDOW PARK, SA	Bathbank Crescent
1	Unused and would be beneficial to use to minimise the impact of school parking on local residents	HALLETT COVE, SA	Rupara ct
1	It's been a waste land for years offering nothing to the local community but a bare prickle patch. May as well support the local community and school by selling it.	SHEIDOW PARK, SA	Mariner drive

1	The sale of the reserve could really benefit the local community if it was able to be purchased by St Martin de Porres school as it's purchase could be used to ease traffic congestion, especially given the school is now catering for an additional year level, in addition to being a very popular and well respected school in the local community.	HALLETT COVE, SA	Quinvale Road
1	My daughter attends St Martin de Porres school and if the school had the opportunity to purchase some of that land, they would be able to better cater for all the families that have children attend the school with more parking availability . In turn this would support the local community by easing traffic congestion.	HALLETT COVE, SA	Quinvale
1	Not used. Ability to use funds generated by sale for other purposes that value add to the community	SHEIDOW PARK, SA	Platform Avenue
4	There is continued housing development is this area and surrounding suburbs, leading to significant and permanent loss of open space. In addition to the importance of open space for health and wellbeing, and despite the presence of playground space nearby, there is a lack of other valuable outdoor spaces such as quality landscaped spaces for the community to use for a range of purposes.	SHEIDOW PARK, SA	Balee Ave
5	because you already put out a survey and we do not support selling off land as once you take back its gone . We do support the school, taking some for car parks and the one way street on Berrima Road as in last survey. But keep the rest of it green belt	SHEIDOW PARK, SA	Spinnaker Circuit
2	Unfortunately in today's society schools now require increased traffic management, many schools were not built to deal with today's family's two cars and work requirements , using this land will help the local residents with tragic flow. Residents did buy a home near a school so would have been aware of this issue.	HALLETT COVE, SA	Madeline crescent
5	I live opposite the reserve and am appalled at the horrendous increase in road traffic since the council gave the private school (St Matin De Porres) use of public land as a private car park. The council leaflet received last week stated the reserve was ""underutilised." This is completely untrue, I see people using the now diminished reserve every day. I believe the council has a pre set agenda to give the private school exclusive use of the reserve. One of the reasons I bought the block of land was due to the reserve being there. I will continue to object strongly to the sale of the reserve.	SHEIDOW PARK, SA	Spinnaker Circuit Sh
3	I would like to keep it as a car Park for the Catholic school and church	HALLETT COVE, SA	In Hallett cove
1	Would be useful for all parties to help the school of Saint Martin de porres (I have kids at the school) to have access to more parking and help the residents not have to put up with parking in the street	SHEIDOW PARK, SA	Carriage ave
2	it seems a waste of land just sitting there, when the school seems to need hekp with parking	SHEIDOW PARK, SA	Weanda Court
2	To possibly ease traffic around school drop off and pick up time	SHEIDOW PARK, SA	Platform avenue
1	No reason to hold it as surplus to council requirements	SHEIDOW PARK, SA	Mariner Drive
5	I use this area daily for school drop/pick ups. It provides an easy option and keeps the nearby roads less congested which im sure the residents would appreciate. It also allows me to get my 15mo old twins in and out of the car safely without the added danger of high traffic roads. Without this area to safely park school pick ups /drop offs would be very stressful.	HALLETT COVE, SA	Erebus glen
1	The school will make better use of it and assist with the traffic flow in the area. The reserve was under utilised completely	HALLETT COVE, SA	Shamrock Road
5	The reserve is currently being used as an overflow car park for school drop and pick up for children attending St Martins. Not all parents are able to utilise the drop and go zone inside the school car park and need to physically walk their child to their classroom. As a parents with a child with a disability this is a requirement for me and there are often no car pars left within school grounds and the reserve is the only other option. If this reserve is to be diminished can the council please work with the school to come up with a better plan for overflow parking to be inclusive for all. Thanks	TROTT PARK, SA	Bayley Circuit

2	The reserve is underutilized, and has been that way since the area was developed. The St Martin de Porres school is expanding now, and may need more space in the future. An area for car parking, or an improved pick up/drop off procedure, in a larger area than the existing space, would improve traffic movement and local congestion.	SHEIDOW PARK, SA	Spinnaker Circuit
4	This reserve was part of the green areas requirement when the area was subdivided and because of such there were about 7 or 8 less plots available. The cost of this would have been loaded on to all other plots by the developer. Any monies raised from the sale should therefor be divided amongst the local residents not put into Council coffers. We paid for the land not the council, who had it given to them, so we should get the direct monetary benefit of the sale.	SHEIDOW PARK, SA	Spinnaker Circuit
5	Marion Council needs to proving ammenities without selling land. You should allow the school to lease the land, put in a car park but don't sell the land. Selling the land will devalue my property value.	SHEIDOW PARK, SA	Spinnaker Cct
1	Under utilised vacant land that can better serve as carparking for school to resolve traffic congestion and the remainder for house and land packages	HALLETT COVE, SA	Toby Court
1	Wasted space would be much better to be part of the school Part of the reserve has been sold to St Martin de Pores,not sure what lies for the rest of the reserve Would like to see native trees, play ground. Utilizing a reserve that has been highly neglected for many years. 10 plus	SEACLIFF PARK, SA	Ocean Boulevard
4		SHEIDOW PARK, SA	Berrima rd
5	As is likely obvious, I am disapproving of this sale due to the probable lack of ecological development that the reserve will be utilised for.	SHEIDOW PARK, SA	Panache Court
2	I am OK with selling some of the land - not all of it. Some to the primary school for parking would be good, as it is increasing in size by 50%, and selling some land for some housing is also OK. This would raise funds for other projects. Some land needs to be kept for the sake of having a green area for families to use. Also need to maintain a pathway between Berrima road and Spinnaker Circuit for peiple to get to the other side , rather than walking around. Lots of people to get to and from the buses on Lander and Adams roads.	SHEIDOW PARK, SA	Spinnaker Circuit
1	It provides much needed access to st Martin de Porres primary school. Limiting potential dangers and risk to children.	HALLETT COVE, SA	Ragamuffin Drive
1	The added use for the local school would make drop off and pick up much safer for families at the school and also more convenient for the local residents to ease the congestion on the roads.	HALLETT COVE, SA	Thomas Way
1	My daughter attends St Martin de Porres school and we use this space daily to drop off and collect. If it was to be sold to the school, they would be able to continue to use the land positively to ease any traffic and parking issues that must impact upon local residents. Allowing the school to buy the land rather than continuing to lease it would allow them to make more permanent changes, which would benefit both local residents, school kids and their parents. I have two young children and their are lots of green spaces and playgrounds available locally, this Small space will definitely be a greater benefit to the school	HALLETT COVE, SA	Dutchman Drive
1	Land is vacant at present and not being used for anything. Council can use the money if it is sold for other projects. Local school is looking to expand and purchase part or all of the land which will enhance the community. Parking is an issue for the school and they want to use part of the land for a car park which will benefit the locals.	SHEIDOW PARK, SA	Platform Avenue
1	This land is most useful to st Martin de porres school for parking. This frees up the street congestion. The land is just sitting there otherwise and a wasted space that school would be better of using on an everyday basis.	SEAVIEW DOWNS, SA	Kiana
1	It would be very useful for this area to sell the land.	REYNELLA, SA	James Street
1	Allow for the school to purchase and use as a carpark elevating stress on surrounds streets.	MARINO, SA	Jervois terrace
5	Because we still do not know what the proposed buyer of the land wants to use it for. There has been no clear definitive communication with the residents of Spinnaker Circuit about this. WHAT IS THIS LAND GOING TO BE USED FOR IF SOLD.	SHEIDOW PARK, SA	SPINNAKER CIRCU
1	To help the school nearby to obtain for extra parking	O'HALLORAN HILL, SA	Larkdale Crescent

Heather Carthew Email received from Making Marion website respondent

From: [redacted]@gmail.com>
Sent: Thursday, 13 August 2020 3:20 PM
To: Heather Carthew
Subject: spinnaker circuit reserve

Hi Heather
I just received the information about our reserve in Spinnaker Reserve
I see the school is not happy with half of our school they want all of it.
I feel we won't get a fair trial as the council have made up their mind already.
We pay our council rates but we don't get a say in what happens in our street.
I live in the area but I would say all the ones complaining about having to walk don't even live in Sheidow Park so why should the even get a say about what happens here.How would they like it if we went to suburb and started to complain what is going on, they wouldn't like it one bit
It is time the council thought of us residents and not about how much money they can make. We elected them into council to do what is best for us Not for a school that should not have been built there in the first place.
We are very concerned
thanks
[redacted]

Heather Carthew

Email received from Making Marion website respondent

From: [redacted]@gmail.com>
Sent: Wednesday, 19 August 2020 3:01 PM
To: Heather Carthew
Subject: Spinnaker Reserve

Hi Heather

It's [redacted] again
Marion Council have put a sign up in the Spinnaker Reserve about the sale of the land all if it.
What happened to the sale of half of the reserve that was in the last survey.
I can't see everyone around here voting to sell all of the land.
I feel we are just being used and the council have no intention of letting us have half of the reserve at all.
We will be locked in with no way to the bus stop.
I feel the council has all the intention of letting the school get their hands on our reserve all the time. They are a very selfish lot. Who are they working for!
They would not allow this if it was opposite their house. I feel we will all be let down

[redacted]

Kelledy Jones

APPENDIX F

11.3 Spinnaker Circuit Reserve - Revocation of Community Land Classification	
Report Reference	GC210727R11.3
Originating Officer	Unit Manager Land and Property – Michael Collins
Corporate Manager	Manager City Property - Thuyen Vi-Alternetti
General Manager	General Manager City Development - Ilia Houridis

REPORT OBJECTIVE

To acknowledge receipt of the Ministerial response to Council's request to revoke the community land classification for Spinnaker Circuit Reserve – East, Sheidow Park, and to give Council an opportunity to re-visit the proposal to revoke the community land classification of Spinnaker Circuit Reserve East. Should Council wish to proceed, the report seeks Council endorsement of a revised Report for Consultation.

BACKGROUND

Report history

Report Reference	Report Date
GC190924R03	24 September 2019
GC191210R03	19 December 2019
GC200225M01	25 February 2020
GC201013R05	13 October 2020

EXECUTIVE SUMMARY

Council have previously resolved that the Spinnaker Circuit Reserve East was surplus to Council requirements and that a process to revoke the classification of community land be commenced. A Section 194(2)(a) Report for Consultation was prepared in accordance with the requirements of the Local Government Act 1999 (the Act) and a period of community engagement was undertaken in accordance with Councils Community Engagement Policy.

Following the conclusion of the community engagement, a further report was prepared for Council in October 2020, and Council resolved to seek the consent of the Minister for Planning and Local Government to revoke the classification of community land.

A request was made in November 2020 to the Minister to approve Council's proposal to revoke the classification as community land.

The Minister has declined to approve Council's request on the basis that in their view the Section 194(2)(a) Report for Consultation did not meet the requirements of the Act.

The Minister requires that Council undertake its Section 194(2)(a) public consultation process again, with an updated Section 194 Report for Consultation if Council wishes to reapply for their permission to revoke the community land status of the land.

The report is an opportunity for Council to re-consider whether it wishes to proceed with the revocation and sale of the site, and if it does, clearly define, for the purposes of the public consultation, how it will dispose of the land if the revocation process is completed.

RECOMMENDATION

That Council:

1. **Acknowledges the determination by the Minister for Planning and Local Government dated 23 June 2021;**
2. **Confirms its intention is to sell the portion of the reserve indicated as 'Piece A' in Attachment 3 to St Martins De Porres School by negotiation at market value, subject to the outcome of the revocation process;**
3. **Confirms its intention is to sell the portion of the reserve indicated as 'Piece B' in Attachment 3 on the open market in a manner to achieve maximum net financial return to Council, subject to the outcome of the revocation process;**
4. **Endorses the Report for Consultation titled 'Section 194 Report for Consultation - Spinnaker Circuit Reserve' contained in Attachment 1 subject to a period of Community Engagement in accordance with Section 194(2)(b) of the *Local Government Act 1999* and Council's Community Engagement Policy;**
5. **Authorises the 'Chief Executive Officer' or his nominee, to make minor variations to the Report for Public Consultation prior to the commencement of Community Engagement;**
6. **Confirms that should the revocation of community land classification and sale proceed, that net sale proceeds will be paid into the Open Space Reserve Fund for the development of Open Space for the benefit of the community, as approved by Council.**
7. **Requires a further report to be presented for consideration by Council following conclusion of the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential revocation of community land classification of the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484 to enable Council to determine if the revocation and disposal process should proceed.**

DISCUSSION

Background

Spinnaker Circuit Reserve – East, Sheidow Park (the Reserve) is community land adjacent St Martin De Porres School (the School). The land is currently contained in Council's Community Land Management Plan Number 10 (General Reserves).

The School approached Council and expressed an interest in the Reserve as additional parking and potentially for other purposes such as a sealed court area, a garden or a play area.

As an interim arrangement pending the outcome of the process for the revocation of community land classification, Council entered into a license agreement for a portion of the Reserve for an initial period of 12 months for car parking and storage of site sheds, the license expired in June 2021.

Public Consultation under Section 194(2)(b) of the Local Government Act 1999 was undertaken in August / September 2020 for the proposed revocation of the community land classification of the reserve.

On 13 October 2020 (GC201013R05) Council authorised that the consent of the Minister for Planning and Local Government be sought to revoke the community land classification of Spinnaker Circuit Reserve – East, Sheidow Park in accordance with Section 194 of the Local Government Act 1999.

The request and supporting documents were submitted to the Minister for Planning on 4 November 2020.

A summary of the previous Council Resolutions is attached (Attachment 2).

Licence Agreement

The initial 12 month licence agreement with the school to utilise a portion of the reserve expired on 30 June 2021. The school have requested to continue with the current licence arrangement until the matter of the community land revocation is resolved. Council administration are liaising with the school to enter into a new licence agreement for a further 12 months, on similar terms to the previous agreement, to facilitate ongoing use of 'Piece A' of the site by the school while the process to revoke the community land classification is continued.

Ministerial Response

On 23 June 2021 Council received the determination from the Minister for Planning and Local Government (Attachment 4).

The Minister has declined to approve Council's request on the basis that in their view the Section 194(2)(a) Report for Consultation did not meet the requirements of the Act on the basis that the Report did not clearly give a summary of the reasons for the proposal, Council's intention upon revocation, or the potential impact on the community.

Council administration have contacted the Office of the Minister for Planning and Local Government to seek clarification of their concerns. They made clear that they did not have a concern with the community consultation process undertaken by Council, their concerns were only in relation to the contents of the Section 194 Report for Consultation.

The Act requires councils to prepare and make publicly available a report on the proposal containing:

i. A summary of the reasons for the proposal; and

ii. A statement of any dedication, reservation or trust to which the land is subject; and

iii. A statement of whether revocation of the classification is proposed with a view to sale or disposal of the land and, if so details of any Government assistance given to acquire the land and a statement of how the council proposes to use the proceeds; and

iv. An assessment of how implementation of the proposal would affect the area and the local community; and

v. If the council is not the owner of the land a statement of any requirements made by the owner of the land as a condition of approving the proposed revocation of the classification.

The Minister requires that Council undertake its Section 194(2)(a) public consultation process again if it wishes to reapply for their permission to revoke the community land status of the land.

Revised Section 194 Report for Consultation

In accordance with the response from the Minister, the Section 194 Report for Consultation has been revised to include more clear details of Councils intentions for the land should the community land revocation proceed, and the likely impact on the community, refer to Attachment 1

The revised Report makes it clear, in accordance with the resolution of Council on 25 February 2020, that it is Council's intention that the portion of land marked 'Piece A' in Attachment 3 will be sold by negotiation at market value to St Martins De Porres School, and the portion of land marked 'Piece B' in Attachment 3 will be sold on the open market to maximise the financial outcome to Council, which could involve subdividing the land to create new residential allotments.

Should Council resolve that the land be sold in an alternative way, then the Section 194 Report for Consultation will need to be amended prior to the community engagement being undertaken to reflect this. A provision has been included in the Recommendation to allow for minor amendments to be made to the Report for Consultation subsequent to its endorsement by Council if required.

An independent valuation of the land was obtained by Council in May 2020. An updated valuation will need to be obtained in accordance with Council Policy prior to sale.

Stormwater Issues

There has been a history of stormwater run-off issues on the site which Council has been monitoring and addressing.

During the course of their current licence tenure the school have made some alterations to the site including the addition of hard stand base to their licensed area to allow for safe vehicle and pedestrian movement in this area. The works were approved by Council, conditional on the school carrying out works to alleviate the stormwater run-off from their licenced area.

The school has put in place interim measures to reduce the potential impact of their works, however the longer-term solution proposed by the school has not yet been implemented. The new licence agreement will require the school to undertake these works.

It is likely that stormwater treatment will also need to be considered and addressed through the development approval process by any developer / purchaser of the balance (Piece B) of the site.

Options

At this stage Council has several options that it may wish to consider:

Option 1 (Recommended)

Proceed as recommended, and previously resolved by Council by continuing to pursue the revocation and disposal of community land classification, negotiating a sale of Piece A to the School, and selling Piece B on the open market in a manner to maximise the financial return to Council.

Option 2a

Not proceed with the process of revocation of community land classification and lease the site to the school (in part or whole) on a long-term lease agreement, which would be subject to community consultation.

Option 2b

Not continue with either the revocation of community land classification, or the granting of an occupancy agreement to the school and could require the reserve to be re-instated as a passive reserve.

Option 3

Council could decide that it would like to proceed with the revocation of community land classification but may wish to re-consider how the land is disposed of. Council may seek to sell the entire land parcel to St Martins De Porres School for the school to utilise as they see fit. It should be noted that this option would not see the best financial return to Council.

ATTACHMENTS

1. Attachment 1 - Section 194 Report for Consultation - Spinnaker Circuit Reserve - Final [**11.3.1** - 8 pages]
2. Attachment 2 Summary of Council Resolutions [**11.3.2** - 2 pages]
3. Attachment 3 [**11.3.3** - 1 page]
4. Attachment 4 - Correspondence from Minister for Local Government [**11.3.4** - 3 pages]

Proposal to revoke
classification of Community Land

ALLOTMENT 88 IN DEPOSITED
PLAN 17901, 72 SPINNAKER CIRCUIT SHEIDOW PARK
CERTIFICATE OF TITLE VOLUME 5546 FOLIO 484

Report required under Section 194(2)(a) of the Local Government Act 1999

Introduction

What is community land?

Most land that is owned by Council or under its care and control is set aside for the public to use and enjoy.

All local government land (except roads) that is owned by Council or is under the care, control and management of Council is **Community Land** under the *Local Government Act 1999*, unless it has been exempted through legislation, excluded by resolution of Council or the classification has been revoked.

This land is classified as "Community Land" to make sure it is looked after for the benefit of the whole community and to reflect that some land has special meaning to locals because of important cultural or historic features. Council is responsible for actively managing this land.

Council's overall goal is to create a vibrant and attractive city that is well-planned, with safe and healthy places to live, work and play. When it plans ahead, Council takes into account changing population demographics (in particular ageing), changing community needs and shifts in leisure trends such as the increasing demand for structured recreation activities.

Over time community expectations and priorities change about how Community Land should be used and there are competing demands for its use. Council needs to consider all of these demands and the best way to use ratepayers' money in a way that benefits the most people.

Sometimes Council needs to consider whether it is in the long term interests of the community that the protection of a parcel of land under the classification of Community Land should continue. Council (in consultation with the community) may decide that such protection under this classification is no longer required, to enable the land to be sold and the proceeds used for another community purpose, such as the building of a community facility.

How is community land revoked?

The *Local Government Act 1999* contains important restrictions on the ability of Council to revoke and sell its Community Land. Community Land cannot be sold without first consulting with the broader community and giving the public an opportunity to consider any proposal to sell the land. Council must take into account the views and opinions of the public when Council makes its decision as to whether it will revoke the Community Land status of the land.

There is a further step in the process. The Minister for Planning and Local Government must also consider the overall merits of the proposal and decide whether to consent to the revocation and sale and give Council the authority to proceed.

What is the process?

- Section 194 of the *Local Government Act 1999* requires Council to prepare a report on a proposal to revoke the Community Land classification of any land and to place that report on display and follow the steps set out in its public consultation policy before considering any submissions and submitting the proposal to the Minister for Planning and Local Government for decision. The report describes the proposal, the reasons behind it, where the land is located and the possible future use of the land.

What happens to my feedback?

Details about the revocation proposal can be seen on Council's website or at Council's offices.

The public has an opportunity to provide their views and opinions to Council staff about the revocation proposal.

Council staff will submit the proposal and report on consultation to Council for consideration.

A copy of any written feedback is included in the report that will be presented to the elected members of Council. Council's response to the feedback raised is also included in this report.

Council members must consider what the community has to say about the proposal, when they decide whether to make an application to the Minister for his approval.

Council staff may recommend that the classification of the land be revoked at a meeting of Council to enable disposal. Council may decide not to proceed any further. The decision is up to the elected members of Council.

What is the role of the Minister?

If Council decides to apply for the Minister's approval, a report must be provided to the Minister that includes a copy of every public submission made during the course of the public consultation and a report on all submissions. The process of consulting the public and its results is an important factor in the Minister's decision whether to approve the proposal or not. The Minister has the discretion to decide one way or the other.

If the Minister approves Council's application - this consent gives Council the authority to pass a resolution to revoke the classification of the land as Community Land. Once that resolution is made at a meeting of Council, then the sale process can start.

The revocation of the Community Land classification does not take effect unless Council makes a resolution to give effect to the proposal. Council may decide that it does not wish to proceed with the resolution.

If Council resolves to revoke the classification, the land is freed from any dedication, reservation or trust affecting the land (other than under the *Crown Lands Act 1929*).

Report for public consultation

This Report:

- Describes the proposal
- Provides the reasons for the proposal
- Identifies the land and where it is located
- Provides a location plan.

Legal description

The City of Marion is considering a proposal to revoke the Community Land classification of the Council owned land at 72 Spinnaker Circuit Sheidow Park (bordered in red in the below image).

The land has an approximate frontage of 22 metres to Berrima Road and approximately 100 metres to Spinnaker Circuit. The total land area of the reserve is approximately 6,158 square metres

Allotment 88 in Deposited Plan 17901 as contained in Certificate of Title Volume 5546 Folio 484.

The Land is included in Councils community Land Management Plan for General Reserves (Community Land Management Plan Number 10)

The location of the land proposed for revocation and disposal is shown in the **aerial photograph below**.



Reasons for the revocation proposal

It has been identified that the reserve is currently under-utilised by the Community. Council has declared that the reserve does not contribute to Council's strategic objectives and is surplus to Council's requirements.

The adjoining School has approached Council regarding the use of the reserve for parking and potentially for a sealed court area, a garden or a play area. The school have applied to purchase the portion of land (Piece A) for expansion of their activities. Acquisition of Piece A will assist the school to expand and alleviate on street parking issues.

Council previously undertook community consultation in November 2019 in relation to the potential sale or lease of the reserve which included a question about current use and whether the community was supportive of a sale or lease of the reserve. This consultation concluded that there was significant community support for the sale of the whole of the reserve to St Martin De Porres School. It should be noted that the current proposal would see a portion of the reserve sold to the school, and the remainder sold on the open market, and will likely be developed for residential purposes.

It is considered that the revocation and disposal of the subject reserve will not adversely impact upon the leisure opportunities in the locality, as the area in general is well serviced with open space.

Current use

The Reserve is currently accessible for the general public and provides some open space amenity for the local community.

A portion of the reserve is currently occupied under a Licence Agreement by St Martin De Porres School school

How the council proposes to use the proceeds of the sale of the revoked land

Net sale proceeds will be paid into the Open Space Reserve Fund for the development of Open Space for the benefit of the community, as approved by Council.

Government assistance

It does not appear that there has been government assistance to acquire the Reserve. The original reserve was vested to Council in 1986 as part of the original sub-division of the area undertaken by private developers.

How will the proposal affect the local community

The revocation and sale of the land will have some impacts on the local community through the loss of passive open recreation space.

The area marked as Piece A on the Plan is currently occupied under a Licence agreement by St Martin De Porres School.

The area marked as Piece B on the Plan is intended to be sold on the open market, and will likely be developed for residential purposes which will have a visual impact on neighbouring properties, increase security to neighbouring properties if developed and cause an increase in vehicular traffic in the area.

Are there any registered interests over the land

There are no registered interests noted on the Certificate of Title

Dedication, reservation or trust to which the land is subject:

The land is not subject to a dedication, reservation or trust. Council owns the land in fee simple (Reserve).

Intention of Council once revocation has occurred:

Should the proposed revocation of Community Land Classification proceed, it is Councils intention that:

- 'The portion of the reserve indicated as 'Piece A' (which is currently occupied by St Martin De Porres School under a licence agreement) on the plan below will be sold by negotiation to St Martin De Porres School;
- The portion of the reserve indicated as 'Piece B' on the plan below will be sold on the open market and will likely be developed for residential purposes.

Plan showing the two areas of Spinnaker Circuit Reserve East



Certificate of Title for the land being considered for revocation

LAND SERVICES SA

Product	Register Search (CT 5546/484)
Date/Time	11/09/2019 08:49AM
Customer Reference	
Order ID	20190911000786

REAL PROPERTY ACT, 1886 South Australia

The Registrar-General certifies that this Title Register Search displays the records maintained in the Register Book and other notations at the time of searching.

Certificate of Title - Volume 5546 Folio 484

Parent Title(s) CT 4268/77

Creating Dealing(s) CONVERTED TITLE

Title Issued 18/06/1998 **Edition** 1 **Edition Issued** 18/06/1998

Estate Type

FEE SIMPLE (RESERVE)

Registered Proprietor

THE CORPORATION OF THE CITY OF MARION
OF PO BOX 21 OAKLANDS PARK SA 5046

Description of Land

ALLOTMENT (RESERVE) 88 DEPOSITED PLAN 17901
IN THE AREA NAMED SHEIDOW PARK
HUNDRED OF NOARLUNGA

BEING A RESERVE

Easements

NIL

Schedule of Dealings

NIL

Notations

Dealings Affecting Title	NIL
Priority Notices	NIL
Registrar-General's Notes	NIL
Administrative Interests	NIL

Land Services SA Page 1 of 1

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Have Your Say

Council wants to hear what you have to say, good or bad. You are invited to make a submission on the proposed revocation of community land classification.

Your submission must be made in writing and include your name, address and contact information. Please note, all submissions will become public documents upon receipt.

Your feedback is important, it will be reported to a Council Meeting after the close of the consultation, and will be used to guide our decision making in relation to the proposal.

If you need any further information please contact Council's Land & Property Team on 08 7420 6410

Attachment 2 – Summary of Previous Council Resolutions

24 September 2019 (GC190924R03)	
1.	Notes the report.
2.	Undertakes Community Consultation regarding Spinnaker Circuit Reserve East (Allotment 88 in Field Plan 17901) on the following 5 options: i. no sale or lease of land and maintain as reserve; ii. sell/lease the Eastern section , subdividing the remaining land for residential purposes; iii. sell/lease the Northern section, and subdivide the remaining land for residential purposes; iv. sell/ lease all the reserve to the school; v. sell/lease the Eastern section, retaining the remaining as open space.

19 December 2019 (GC191210R03)	
1.	Notes the report.
2.	Acknowledges that Community Consultation regarding leasing the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years is not required.
3.	Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a five year term.

25 February 2020 (GC200225M01)	
	AMENDMENT (PART 1)
1.	Rescinds Motion GC191210R03: 1. Notes the report. 2. Acknowledges that Community Consultation regarding leasing the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years is not required. 3. Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a five year term.
2.	Notes the report GC191210R03.
3.	Notes that the retention of the land known as Spinnaker Circuit Reserve East at Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546. Folio 484 does not contribute to Council's strategic objectives and is surplus to Council's requirements.
4.	Authorises Administration to commence the revocation process including the preparation of a report under Section 194(2)(a) and undertake public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.
5.	Notes that Administration will bring a report to Council for consideration of the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.
6.	Authorises the Chief Executive Officer to sell the Reserve in such a way so as to: a. Maximise the financial outcome to Council b. Comply with Council's Disposal of Land and Assets Policy and incorporate professional engineering and planning advice.
	AMENDMENT (PART 2)
7.	Notes that achievement of the above objectives through selling the Reserve is likely to include: a. Selling the portion of the Reserve shown as Option D (Appendix 1) in GC191210R03 (or similar to it) to St Martin de Porres School. b. Subdividing the remaining land to create new residential blocks for sale.
8.	Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of the Reserve shown as Option D in GC19121 0R03 (or similar to it) at an amount that reflects a market rent from February 2020 for a twelve month term (to align with any community land revocation process), noting that a Licenced Valuer will not be engaged to determine the market rent (consistent with Council's Leasing and Licensing of Council Owned Facilities Policy).

Attachment 2 – Summary of Previous Council Resolutions

13 October 2020 (GC201013R05)	
1.	Notes the outcome of the community consultation process undertaken for the revocation of the community land classification for the whole of Spinnaker Circuit Reserve - East, Sheidow Park, at Lot 88 in Deposited Plan 17901, Certificate of Title Volume 5546 Folio 484 and for the potential disposal of the reserve.
2.	Authorises the lodgement of the proposal to dispose of the whole of Spinnaker Circuit Reserve -East, Sheidow Park to the Minister for Planning in accordance with Section 194 of the Local Government Act 1999 with: • a report on all submissions made as part of the public consultation process • a request to approve the revocation of the Community Land Classification
3.	Notes a report will be presented to Council upon receipt of the determination from the Minister for Planning in relation to Spinnaker Circuit Reserve - East, Sheidow Park.

Indicative Plan showing Piece A & Piece B of Spinnaker Circuit Reserve East



The Hon Vickie Chapman MP

Government of South Australia

Deputy Premier

Attorney-General

Minister for Planning and Local Government

GPO Exchange
10 Franklin Street
Adelaide SA 5000

GPO Box 464
Adelaide SA 5001
DX 336

Tel 08 8207 1723
Fax 08 8207 1736

20MLG0543

22 June 2021

Mr Tony Harrison
Chief Executive Officer
City of Marion

By email: tony.harrison@marion.sa.gov.au

Dear Mr Harrison

I write in response to the letter from the City of Marion (Council) seeking my approval for Council's proposal to revoke the community land classification of Allotment 88 (Reserve) in Deposited Plan 17901, comprised in Certificate of Title Volume 5546 Folio 484 (the Subject Land). I apologise for the delay in response; however, as you would appreciate, this is a complex matter and required extensive investigation.

I am advised that the Office of Local Government (OLG) has been in discussions with Council on this matter, and had notified the former Chief Executive Officer of the delay caused by the need to seek further advice in order to consider Council's application.

I have considered the information provided to me by Council and am of the view that I am not able to approve the application, as the requirements under section 194(2) of the *Local Government Act 1999* (the Act) have not been met.

As you would be aware, before a council revokes the classification of land as community land the council must prepare and make publicly available a report on the proposal containing a number of prescribed matters set out under section 194(2) of the Act.

These steps are a prerequisite to making my decision and I cannot exercise my discretion to approve the proposal until these procedures have been satisfactorily completed.

Section 194(2)(a) of the Act requires councils to prepare and make publicly available a report on the proposal containing:

(i) a summary of the reasons for the proposal; and

(ii) a statement of any dedication, reservation or trust to which the land is subject; and

(iii) a statement of whether revocation of the classification is proposed with a view to sale or disposal of the land and, if so, details of any Government assistance given to acquire the land and a statement of how the council proposes to use the proceeds; and

(iv) an assessment of how implementation of the proposal would affect the area and the local community; and

(v) if the council is not the owner of the land—a statement of any requirements made by the owner of the land as a condition of approving the proposed revocation of the classification;

I am of the view that Council has not complied with the requirements in section 194(2) of the Act. Specifically, statements in Council's report in relation to section 194(2)(a)(i) and section 192(2)(a)(iv) do not provide the community with the information it requires to understand the reasons why Council is seeking to revoke the community land status of the Subject Land, how the land will be used, and how the land use will affect the area and local community.

I am advised Council undertook initial (non-statutory) consultation in November 2019 on possible sale/lease options for the Subject Land. At this time, the lease for part of the Subject Land to St Martin de Porres School (the School) was not yet in place.

The initial consultation highlighted that the Reserve was underutilised by the community. The consultation also included a question about the Reserve's current use and whether the community supported its sale or lease under a number of different options. I understand this initial consultation showed strong support for an option that would sell or lease the Subject Land, or a portion of it, to the School.

The report prepared by Council for the purpose of the community land revocation proposal does not refer to the initial consultation, the School's approach to Council, or the potential sale of the land to the School and/or for residential development. Further, the report does not contemplate that the revocation could have an impact on the area or local community, which may indeed occur if the Subject Land, or a portion of it, is sold for residential development.

After carefully considering the effect of the revocation on the area and the local community, I am of the view that it is not possible to consider the merits of the proposal as the consultation process undertaken by Council does not meet the requirements of the Act. As I have stated above, I cannot exercise my discretion to approve the proposal until the procedures under section 194(2)(a) of the Act have been satisfactorily completed.

It is open to Council to once again undertake its section 194(2)(a) public consultation process if it wishes to reapply for my approval to revoke the community land status of the subject land.

If Council chooses to undertake the section 194(2)(a) public consultation process once again, I would encourage Council to closely consider *Guidance Paper No. 5—Revocation of Community Land Classification*, published by the Office of Local Government, with particular reference to pages 3-6. This can be found at http://www.agd.sa.gov.au/local-government/publications-local-councils.

As set out in *Guidance Paper No. 5*, effective consultation enables communities to fully understand the nature of council proposals and the likely impacts and benefits that may result from a decision to revoke the community land status of land.

Accordingly, I do not approve Council's proposal to revoke the classification as community land of portion of Allotment 88 (Reserve) in Deposited Plan 17901, comprised in Certificate of Title Volume 5546 Folio 484.

Should you wish to discuss this matter further, please contact Ms Alex Hart, Director, Office of Local Government, on telephone (08) 7109 7143 or via email alex.hart@sa.gov.au.

Yours sincerely

VICKIE CHAPMAN MP
DEPUTY PREMIER
MINISTER FOR PLANNING AND LOCAL GOVERNMENT

Kelledy Jones

APPENDIX G

11.9 Spinnaker Circuit Reserve – Revocation of Community Land Classification	
Report Reference	GC211214R11.9
Originating Officer	Heather Carthew – Land Asset Officer
Corporate Manager	Manager City Property - Thuyen Vi-Alternetti
General Manager	General Manager City Development - Ilia Houridis

REPORT OBJECTIVE

To provide Council with the outcomes from the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the revocation of the community land classification of land at Spinnaker Circuit, Sheidow park being the whole of Spinnaker Circuit Reserve – East (the Reserve), for the potential disposal of the Reserve as set out in this report. A map of the Reserve is provided as Attachment 1.

The report also seeks approval to progress the revocation of the community land classification with the Minister for Local Government.

REPORT HISTORY

Report Reference	Report Title
GC190924R03	Spinnaker Circuit Reserve East, Sheidow Park – Potential Sale
GC191210R03	Spinnaker Circuit Reserve East – Community Engagement
GC200225M01	Rescission Motion - Spinnaker Circuit Reserve East
GC201013R05	Spinnaker Circuit Reserve East – Revocation of Community Land Classification
GC210727R11.3	Spinnaker Circuit Reserve – Revocation of Community Land Classification

EXECUTIVE SUMMARY

Community consultation for the revocation of the Community Land classification for the whole of the Reserve was undertaken from 30 September 2021 to 29 October 2021. The consultation included a direct mail out to residents living within 400m of the reserve, with a hard copy survey, reply paid envelope and a reference to the Making Marion website, notices to Statutory Authorities and publication of notices in the Government Gazette and The Advertiser.

61 submissions were received and the overall level of support for Council's proposal to revoke the Community Land Classification of the Reserve is:

- 35 respondents strongly support and support the proposal
- 3 respondents are undecided and
- 22 respondents do not support or strongly support the proposal
- 1 respondent skipped this question.

Of the respondents who strongly support and support the proposal:

- 14 live within the distribution area
- 21 live outside the distribution area

Two submissions were received after the conclusion of the community engagement period and have not been included in the statistics contained in this report. A copy of the submissions are attached to the Community Engagement Report (Attachment 2).

Full details of the number of respondents for each level of support and their place of residence are included in this report.

A summary of the previous Council Resolutions is attached (Attachment 3).

RECOMMENDATION

That Council:

1. **Notes the outcome of the community consultation process undertaken for the revocation of the Community Land Classification for the whole of Spinnaker Circuit Reserve – East, Sheidow Park, at Lot 88 in deposited Plan 17901, Certificate of Title Volume 5546 Folio 484 and for the potential disposal of the approximately 6,158 square metres of land.**
2. **Declares that the retention of the land does not contribute to Council's strategic objectives and is surplus to Council's requirements.**
3. **Authorises the lodgement of the request for consent to revoke the Community Land Classification over the whole of Spinnaker Circuit Reserve – East for the potential disposal of the land with the Minister for Local Government in accordance with Section 194 of the Local Government Act 1999:**
   a. **With a report on all submissions made as part of the public consultation process**
   b. **A request to approve the revocation of the Community Land Classification over Spinnaker Circuit Reserve – East.**
4. **Notes a further report will be presented to Council upon receipt of the determination from the Minister for Local Government in relation to the revocation. Subject to Ministerial approval, the net proceeds from the sale will be paid into the Open Space Reserve Fund for the development of open space as provided by Council.**

GENERAL ANALYSIS

Engaged	Community consultation for the revocation of the Community Land Classification under Section 194(2)(b) of the Local Government Act 1999 concluded on 29 October 2021.
Legal / Legislative / Policy	The Community Land Classification must be revoked under the Local Government Act 1999 to enable the Reserve to be sold. This will satisfy the requirements of the Real Property Act 1999.

BACKGROUND

Spinnaker Circuit Reserve – East, Sheidow Park (the Reserve) is community land adjacent St Martin De Porres School (the School).

The School approached Council and expressed interest in the Reserve as additional parking and potentially for other purposes such as a sealed court area, a garden or a play area. The School currently licences a portion of the Reserve for car parking and storage of site sheds. The Licence expires on 29 June 2022.

Initial community engagement was undertaken in November 2019.The submissions were detailed in GC181219R03. Community consultation for the revocation of the Community Land classification was undertaken in August and September 2020 in accordance with Section 194(2)(b) of the Local Government Act. In accordance with a resolution made on 13 October 2020 (GC201013R05), a

submission was made to the Minister requesting consent to revoke the Community Land classification, however, the Minister declined the request on the basis that the Section 194(2)(a) Report for Consultation did not meet the requirements of the Act. The Minister required that Council undertake the Community Consultation process again with an updated Section 194 Report for consultation should council wish to reapply for their consent to revoke the community land status of the land.

On 27 July 2021 (GC210727R11.3) Council resolved:

That Council:

1. *Acknowledges the determination by the Minister for Planning and Local Government dated 23 June 2021;*
2. *Confirms its intention is to sell the portion of the reserve indicated as 'Piece A' in Attachment 3 to St Martins De Porres School by negotiation, at or close to market value (based on assumed residential zoning value), subject to the outcome of the revocation process;*
3. *Confirms its intention is to sell the portion of the reserve indicated as 'Piece B' in Attachment 3 on the open market in a manner to achieve maximum net financial return to Council, subject to the outcome of the revocation process;*
4. *Endorses the Report for Consultation titled 'Section 194 Report for Consultation – Spinnaker Circuit Reserve' contained in Attachment 1 and resolves that it be subject to a period of Community Engagement, , in accordance with Section 194(2)(b) of the Local Government Act 1999 and Council's Community Engagement Policy;*
5. *Authorises the 'Chief Executive Officer' or his nominee, to make minor variations to the Report for Public Consultation prior to the commencement of Community Engagement;*
6. *Require a Community Engagement Plan to be prepared and referred to the Ward Councillors and Mayor for review prior to the commencement of the consultation period, community consultation to include mail out to residents within a 400 metre radius of the reserve, excluding the area to the west of Lonsdale Road;*
7. *Confirms that should the revocation of community land classification and sale proceed, that net sale proceeds will be paid into the Open Space Reserve Fund for the development of Open Space for the benefit of the community, as approved by Council.*
8. *Requires a further report to be presented for consideration by Council following conclusion of the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential revocation of community land classification of the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484 to enable Council to determine if the revocation and disposal process should proceed.*

DISCUSSION

In accordance with the Resolution, Community Engagement was undertaken from 30 September 2021 to 29 October 2021 for the revocation of the Community Land.

The consultation included:

- A direct mail out which included a flyer to 300 residents within a 400m radius of the Reserve (excluding west of Lonsdale Highway)
- A letter to Statutory Authorities
- Publication of notices in the Government Gazette and The Advertiser.
- More information was available at:
  - Council's Administration Centre, 24 Sturt Road, Sturt
  - Council's City Services building, 935 Marion Road Mitchell Park

- Libraries at the Cove civic Centre, Marion Cultural Centre and Park Holme
- Visiting the Making Marion website www.makingmarion.com.au/spinnaker-circuit-reserve-revocation

- Signs were placed on both the Spinnaker Circuit and Berrima Road street frontages.

The engagement asked people to indicate via a feedback form their level of support for the proposal:

- To revoke the Community Land classification of Spinnaker Circuit Reserve East
- To sell Piece A to St Martin De Porres School
- To sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to council
- For a pathway linking Berrima Road and Spinnaker Circuit

At the conclusion of the consultation period, 40 survey submissions were submitted via Making Marion and 21 hard copy submissions were received.

Two hard copy submissions were received after the community consultation concluded. Copies of the submissions are attached to the Community Engagement Report (Attachment 2) however the results are not included in the statistics detailed in this Report.

No responses were received from the Service Authorities.

The number of respondents received per suburb and Council area is:

City of Marion	
Sheidow Park	45
Hallett Cove	7
Trott Park	1
Seaview Downs	1
Dover Gardens	1
Total within City of Marion	55
Outside City of Marion	
Reynella	2
Happy Valley	1
O'Sullivan Beach	1
Aberfoyle Park	1
Woodcroft	1
Total outside City of Marion	6

The responses are summarised in the Community Engagement Report (Attachment 2).

LEVEL OF SUPPORT FOR EACH PROPOSAL FOR RESPONDENTS WITHIN A 400 METRE RADIUS OF THE RESERVE 38 of the 61 RESPONDENTS LIVE WITHIN THIS RADIUS								
	Q1: Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve?		Q2: Do you support the proposal to: a. Sell piece A to St Martin De Porres School?		Q3: Do you support the proposal to: b. Sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council?		Q4: Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?	
	Number of respondents	Percentage of 38	Number of respondents	Percentage of 38	Number of respondents	Percentage of 38	Number of respondents	Percentage of 38
Strongly Support	7	18.4	7	18.4	6	15.7	19	50.0
Support	7	18.4	11	29.0	5	13.2	6	15.8
Undecided	2	5.3	1	2.6	7	18.4	6	15.8
Do not Support	2	5.3	1	2.6	2	5.3	2	5.3
Strongly do not Support	20	52.6	16	42.1	18	47.4	5	13.1
Respondents who did not answer this question	0	0	2	5.3	0	0	0	0

LEVEL OF SUPPORT FOR EACH PROPOSAL FOR RESPONDENTS OUTSIDE A 400 METRE RADIUS OF THE RESERVE 23 of the 61 RESPONDENTS LIVE OUTSIDE THIS RADIUS								
	Q1: Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve?		Q2: Do you support the proposal to: a. Sell piece A to St Martin De Porres School?		Q3: Do you support the proposal to: b. Sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council?		Q4: Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?	
	Number of respondents	Percentage of 23	Number of respondents	Percentage of 23	Number of respondents	Percentage of 23	Number of respondents	Percentage of 23
Strongly Support	19	82.6	22	95.7	5	21.7	10	43.5
Support	2	8.7	1	4.3	4	17.4	10	43.5
Undecided	1	4.3	0	0	8	34.8	3	13.0
Do not Support	0	0	0	0	2	8.7	0	0
Strongly do not Support	0	0	0	0	4	17.4	0	0
Respondents who did not answer this question	1	4.4	0	0	0	0	0	0

While respondents who live within 400 meters of the Reserve generally do not support the revocation, 47.4% either strongly support or support the sale of Piece A to the School compared to 44.7% who either strong do not support or do not support the sale.

A map showing the respondents by level of support and location is attached (Attachment 4).
When asked the question around the sale of part B, there was an increased percentage of undecided of 18.4% by respondents living within 400 meters of the Reserve, with 52.7% who either strongly do not support or do not support the revocation and sale of Piece B.

Facilities on the Reserve

Council does not have any plans for additional community facilities on the Reserve and the Reserve is not included in council's long term plans to provide open space.

There are a greater range of facilities for the community on the nearby Spinnaker Circuit Reserve – West which includes play equipment and a sheltered picnic table and seat.

Disposal of Land and Assets Policy.

If the Reserve is sold to an adjoining owner, unless Council resolves otherwise, a minimum of two independent valuations must be obtained to ensure that the appropriate market value is obtained. The independent valuations must not be made than six months prior to disposal.

Contamination Investigations

Contamination investigations have been undertaken to determine any future potential liability that may remain with Council as a result of any site contamination. The findings from the investigations have concluded that -

> "*Recently imported fill material was encountered in the northern portion of site and generally comprised a mixture of gravels and sands*."
>
> "*Therefore, it is concluded that the soils at the site are unlikely to pose an unacceptable risk to future users of the site in the context of the proposed land use (residential)*."
>
> "*Based on the findings of the historical review and the limited soil investigation, Greencap considers that generally there is a low likelihood of significant contamination at the site that might pose an unacceptable risk to human health or the environment in terms of the proposed residential land use.*
>
> *If surface and near surface soils are to be removed from the site, formal classification of soils would be required for appropriate offsite disposal. Greencap can assist with soil classification services.*"

Alternative Option Based on Community Feedback

It is recommended that Council progresses with the Community Land revocation process over either the whole of the Reserve, or only over Piece A, and writes to the Minister for Local Government requesting the Minister to consent to the revocation of the classification as Community Land.

Based on the feedback received, particularly from those community members living within 400m of the reserve, Council may wish to consider proceeding with the revocation of the Community Land Classification over Piece A, and selling to the school (subject to Ministerial consent) and retaining Piece B. Alternative potential wording has been included in Attachment 5.

ATTACHMENTS

1. Attachment 1 - Map of Reserve [**11.9.1** - 1 page]
2. Attachment 2 - Community Engagement Report [**11.9.2** - 93 pages]
3. Attachment 3 Summary of Council Resolutions [**11.9.3** - 2 pages]
4. Attachment 4 - Map - Location of Respondents [**11.9.4** - 1 page]
5. Attachment 5 - Potential Alternative Resolution Wording [**11.9.5** - 1 page]

PLAN OF RESERVE

Indicative Plan showing Piece A & Piece B of Spinnaker Circuit Reserve East



Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

Community consultation was undertaken between 30 September 2021 and 29 October 2021 and has now concluded.

WHAT IS BEING PROPOSED?

Spinnaker Circuit Reserve East, Sheidow Park (the Reserve) is adjacent St Martin de Porres School (the School), Sheidow Park.

The School has approached Council and shown an interest in using the space as additional parking and potentially for other purposes such as a sealed court area, a garden or a play area.

Public consultation was previously undertaken in November 2019 to understand the community's vision for Spinnaker Circuit Reserve East, Sheidow Park. The submissions received were detailed in GC181219R03.

From 13 August 2020 to 3 September 2020, public consultation for the revocation of the community land classification was undertaken from 13 August 2020 to 3 September 2020 in accordance with Section 194 of the Local Government Act 1999 and Council's Community Consultation Policy. A request for approval was submitted to the Minister for Planning, however, the request was declined on the basis that in their view, the Section 194 Report did not clearly give a summary of the reasons for the proposal, Council's intention upon revocation or the potential impact on the community.

On 27 July 2021 (GC210727R11.3) Council:

1. Acknowledges the determination by the Minister for Planning and Local Government dated 23 June 2021;
2. Confirms its intention is to sell the portion of the reserve indicated as 'Piece A' in Attachment 3 to St Martins De Porres School by negotiation, at or close to market value (based on assumed residential zoning value), subject to the outcome of the revocation process;
3. Confirms its intention is to sell the portion of the reserve indicated as 'Piece B' in Attachment 3 on the open market in a manner to achieve maximum net financial return to Council, subject to the outcome of the revocation process;
4. Endorses the Report for Consultation titled 'Section 194 Report for Consultation – Spinnaker Circuit Reserve' contained in Attachment 1 and resolves that it be subject to a period of Community Engagement, in accordance with Section 194(2)(b) of the Local Government Act 1999 and Council's Community Engagement Policy;
5. Authorises the 'Chief Executive Officer' or his nominee, to make minor variations to the Report for Public Consultation prior to the commencement of Community Engagement;
6. Require a Community Engagement Plan to be prepared and referred to the Ward Councillors and Mayor for review prior to the commencement of the consultation period, community consultation to include mail out to residents within a 400 metre radius of the reserve, excluding the area to the west of Lonsdale Road;
7. Confirms that should the revocation of community land classification and sale proceed, that net sale proceeds will be paid into the Open Space Reserve Fund for the development of Open Space for the benefit of the community, as approved by Council.
8. Requires a further report to be presented for consideration by Council following conclusion of the public consultation under Section 194(2)(b) of the Local Government

Spinnaker Circuit Reserve East – Community Land Revocation
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Act 1999 for the potential revocation of community land classification of the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484 to enable Council to determine if the revocation and disposal process should proceed.

Further public consultation was undertaken from 30 September 2021 to 29 October 2021 for the revocation of the Community Land Classification as per Council's resolutions made on 27 July 2021 (GC210727R11.3).

The disposal of any community land is subject to Ministerial approval. All feedback as a result of the community consultation is considered by the Minister when making a decision about revoking the community land classification. If sold, the proceeds would be paid into the Open Space Reserve Fund for the development of open space as approved by Council. Alternatively, Council may resolve that the funds are to be used for the development of a particular reserve or reserves in the surrounding area.

HOW WE ENGAGED:

The Community Engagement Plan was distributed to the Mayor and the Ward Councillors for comment prior to commencement of the Community Consultation.

The level of support of the proposal to sell the Reserve was sought via:

- Talking points were created for Elected Members
- A direct mail out which included a flyer and the Section 194 Report, to 300 residents within a 400m radius of the Reserve (excluding west of Lonsdale Highway)
- A letter to Statutory Authorities
- Publication of notices in the Government Gazette and The Advertiser.
- More information was available at:
    - Council's Administration Centre, 24 Sturt Road, Sturt
    - Council's City Services building, 935 Marion Road Mitchell Park
    - Libraries at the Cove civic Centre, Marion Cultural Centre and Park Holme
    - Visiting the Making Marion website www.makingmarion.com.au/spinnaker-circuit-reserve-revocation

The engagement asked people to indicate their level of support of the proposal:

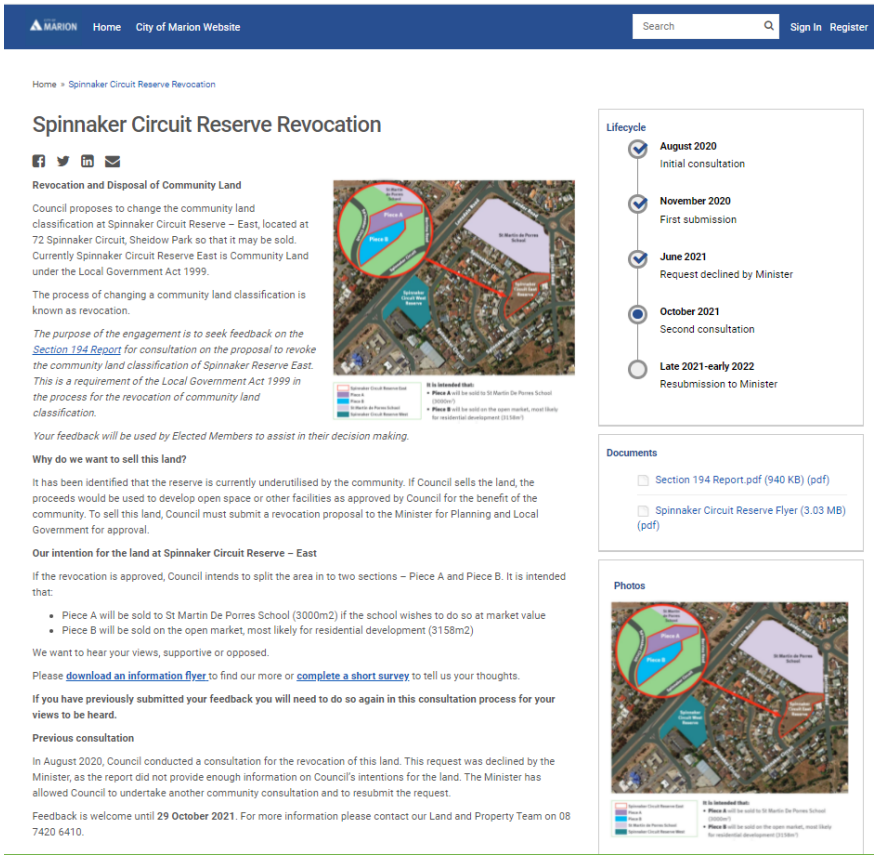
- To revoke the Community Land classification of Spinnaker Circuit Reserve East
- To sell Piece A to St Martin De Porres School
- To sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to council
- For a pathway linking Berrima Road and Spinnaker Circuit

Signs were placed on both the Spinnaker Circuit and Berrima Road street frontages.

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

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Example of website



Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

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Example of the Flyer and Hard Copy Survey

Spinnaker Circuit Reserve – East
Sheidow Park

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Share your feedback

Dear Resident,

Council proposes to revoke the community land classification at Spinnaker Circuit Reserve – East, located at 72 Spinnaker Circuit, Sheidow Park so that it may be sold. Currently Spinnaker Circuit Reserve East is Community Land under the Local Government Act 1999. The process of revoking a community land classification is known as revocation.

Why do we want to sell this land?
It has been identified that the reserve is currently underutilised by the community. If Council sells the land, the proceeds would be used to develop open space or other facilities as approved by Council for the benefit of the community.
To sell this land, Council must submit a revocation proposal to the Minister for Planning and Local Government for approval.

Our intention for the land at Spinnaker Circuit Reserve – East
If the revocation is approved, Council intends to split the area in to two sections – Piece A and Piece B. It is intended that:

- Piece A will be sold to St Martin De Porres School (3000m²) if the school wishes to purchase it at market value
- Piece B will be sold on the open market, most likely for residential development (3158m²)

Previous consultation
In August 2020, Council conducted a consultation for the revocation of this land. This request was declined by the Minister, as the report did not provide enough information on Council's intentions for the land. The Minister has allowed Council to undertake another community consultation and to resubmit the request.

This flyer provides further details on Council's intentions for the land, and Council invites you to provide your feedback.

We want to hear your views, supportive or opposed.
If you have previously submitted your feedback you will need to do so again in this consultation process for your views to be heard.

Please visit the Making Marion website to access the following supporting documents:
- Section 194 Report for Consultation – a report setting out the details of the reserve and reasons for the proposed revocation
- Certificate of Title – Volume 5546 Folio 484

Further information is available from the Making Marion website or visit:
- Council's Administration Centre, 245 Sturt Road, Sturt
- Council's City Services building, 935 Marion Road, Mitchell Park
- Libraries at the Cove Civic Centre, Marion Cultural Centre and Park Holme

Feedback must be lodged on the Making Marion website by 29 October 2021 or made in writing to the City of Marion at PO Box 21 Oaklands Park SA 5047

Visit makingmarion.com.au/spinnaker-circuit-reserve-revocation
For more information:
Please contact Council's Land and Property Team on 08 7420 6410.

Yours faithfully,

Tony Harrison
Chief Executive Officer

Detailed map is on the back of this flyer

Visit makingmarion.com.au/spinnaker-circuit-reserve-revocation

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

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Spinnaker Circuit Reserve – East
Sheidow Park

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Timeline

August 2020 first consultation

November 2020 first submission

June 2021 request declined by Minister

September 2021 new consultation

Late 2021-early 2022 resubmission to Minister



- Spinnaker Circuit Reserve East
- Piece A
- Piece B
- St Martin de Porres School
- Spinnaker Circuit Reserve West

It is intended that:

- **Piece A** will be sold to St Martin De Porres School (3000m²)
- **Piece B** will be sold on the open market, most likely for residential development (3158m²)

Visit makingmarion.com.au/spinnaker-circuit-reserve-revocation

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

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Spinnaker Circuit Reserve – East
Sheidow Park

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Spinnaker Survey

1. Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?

(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☐ Support
- ☐ Strongly support

Tell us why

2. Do you support the proposal to:

a. Sell Piece A to St Martin De Porres School

(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☐ Support
- ☐ Strongly support

Tell us why

b. Sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council

(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☐ Support
- ☐ Strongly support

Tell us why

Visit makingmarion.com.au/spinnaker-circuit-reserve-revocation

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

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Spinnaker Circuit Reserve – East
Sheidow Park

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Spinnaker Survey

3. Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?
(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☐ Support
- ☐ Strongly support

Tell us why

4. Please tell us your name?

5. Please tell us your email address

6. What suburb do you live in?

7. Please tell us which street you live on?

8. Do you have any other feedback?

9. How satisfied are you with this survey?
Satisfied | Dissatisfied | Neutral

Visit makingmarion.com.au/spinnaker-circuit-reserve-revocation

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

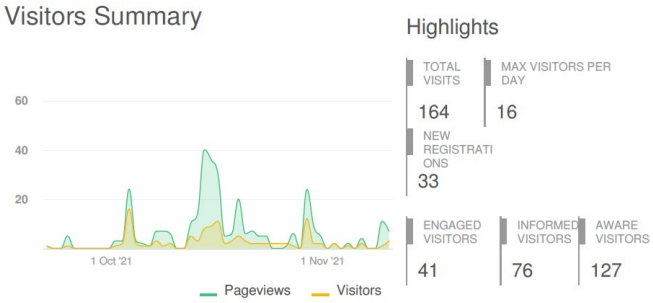
CITY OF MARION

The engagement asked people to indicate their level of support to the proposals for the Reserve via a survey tool.

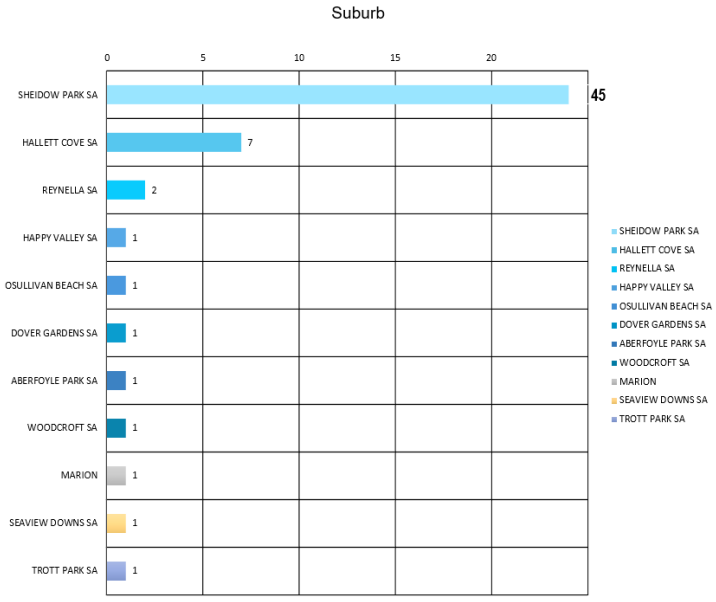
COMMUNITY FEEDBACK STATISTICS

The consultation via Making Marion was viewed by 164 people.

- *A total of 76 informed participants making 40 survey submissions online (one recorded submission was a test)*
- *The relevant documents were downloaded 17 times*
- *21 hard copy submissions were received*



The graph below shows the suburbs that the respondents live in.



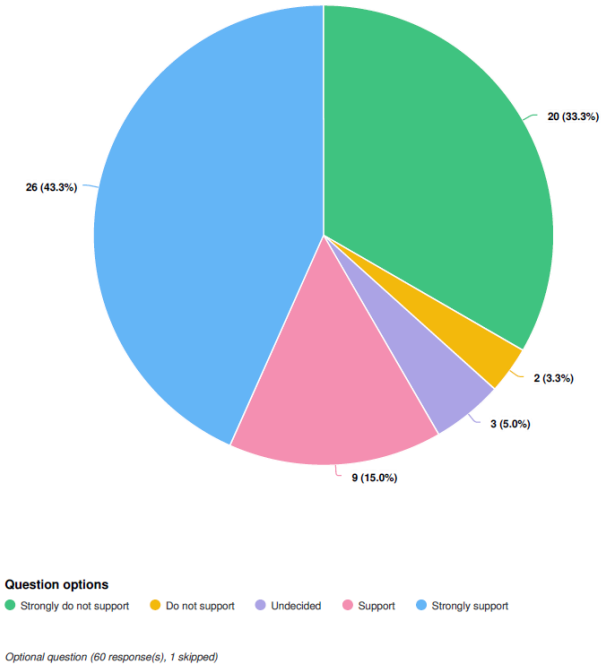
Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

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Two submissions were received after the conclusion of the community engagement period and have not been included in the statistics contained in this report. A copy of the submissions are attached (Attachment 4).

COMMUNITY FEEDBACK

We asked people to indicate their level of support of the proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East:



Optional question (60 response(s), 1 skipped)

Strongly support

26 (43.3%) of all respondents strongly support the proposal

Of those who strongly support the proposal

7 (26.9%) respondents live within a 400 metre radius
19 (73.1%) respondents live outside a 400 metre radius

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

CITY OF MARION

General commentary included –

- I live in Spinnaker Circuit and the reserve is an eyesore. My kids go to St Martins so the car park is required to help the traffic build up and actually allows parents to park and go in to support their children at drop off and pick up.
- There are other far more utilised reserves and playgrounds in this suburb, so this one will not be missed.
- Development of the land will increase the value and make the street more attractive for investors. Please ensure land is divided correctly and no high rise complex

Support

9 (15%) of all respondents support the proposal

Of those who support the proposal -

7 (77.7%) respondents live within a 400 metre radius
2 (22.2%) respondents live outside a 400 metre radius

General commentary included –

- I do not support the sale of community land to private developers, and do not support the proposal in it's current form. I would support the sale of land (Piece A) to the school, however.
- This land has not been used for recreation. It has been unused since the area was established.
- Fortunately doesn't seem to change my circumstances

Undecided

3 (5%) of all respondents are undecided about the proposal

Of those who are undecided about the proposal -

2 (66.7%) respondents live within a 400 metre radius
1 (33.3%) respondents live outside a 400 metre radius

General commentary included –

- This land was set aside to meet with land use regulations, in doing so all residents paid for it when buying land.
  The only reason the land is "under utilised" is because the Council has not spent any money to develop it in any way. Why should the Council now benefit from their lack of support? There will be extra income from the rates of the proposed sale of part B.
  The sale money should be rightly distributed back the local residents as it is their original contribution that paid for it, whereas the council only cut the grass each year.

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

CITY OF MARION

Do not support

2 (3.3%) of all respondents do not support the proposal

Of those who do not support the proposal -

2 (100%) respondents live within a 400 metre radius

General commentary included –

- Research shows more green space benefits health, well being and environment. The area is already quite densly built with diminishing natural spaces and greenery.

Strongly do not support

20 (33.3%) of all respondents strongly do not support the proposal

Of those that strongly do not support the proposal –
20 (100%) respondents live within a 400 metre radius
0 respondent lives outside a 400 metre radius

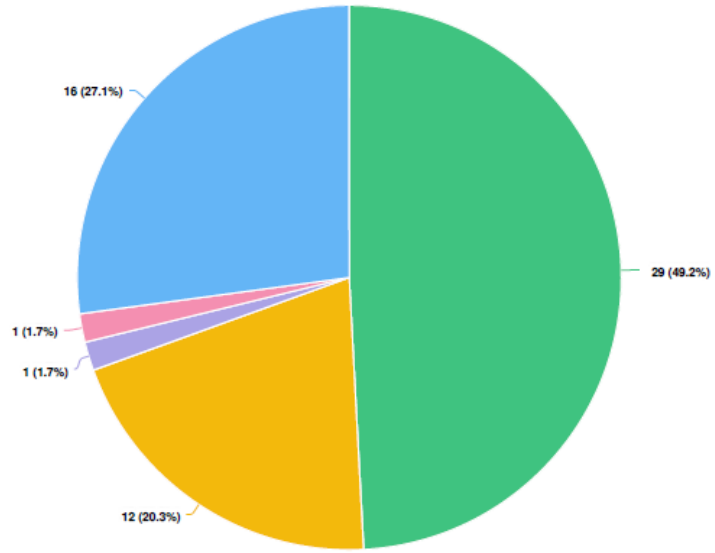
General commentary included –

- One of the attractions of Sheidow Park and in particular the area around Spinnaker Circuit has always been the open space. I have lived in this area for over 30 years and its a quiet, peaceful area. There isnt a high volume of traffic as it is generally only residence that enter the area.
- Your Flyer tells us the reserve is under utilised by the community, this is because you, Marion Council have allowed this. I have lived on Berrima Road for 11 Years, nothing has ever been done to utilise the reserve. I have previously sent you feedback in the past concerning this. Marion Council tells us you are about sustainability and preserving the natural environment, this proposal definitely does not do that.
  Improving the land does not mean building on it, you are not considering local residents.
  Preserve the reserve. Give us a public green space for us all to enjoy.
- It should remain community land council had nothing to do with it until School started utilising for carpark

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

CITY OF MARION

We asked people to indicate their level of support of the proposal to sell Piece A to St Martin De Porres School



Question options

Strongly support Support Undecided Do not support Strongly do not support

Optional question (59 response(s), 2 skipped)

Question type: Radio Button Question

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

CITY OF MARION

Strongly support

29 (49.2%) of all respondents strongly support the proposal

Of those who strongly support the proposal

22 (75.8%) respondents live within a 400 metre radius
7 (24.2%) respondents live outside a 400 metre radius

General commentary included –

- Being a carpark, I can take my kids there on the weekend to ride their bikes so it is more useful as a car park then a dirt, weed infested waste of space.
- Will help with the congestion of traffic if they continue to use it as a car park
- The safety of children is paramount. Currently the existing carpark is inadequate for their needs as the school has grown substantially in enrolments. A designated carpark is preferable to loads of street parking which I imagine would upset residents.

Support

12 (20.3%) of all respondents support the proposal

Of those who support the proposal -

11 (91.7%) respondents live within a 400 metre radius
1 (8.3%) respondents live outside a 400 metre radius

General commentary included –

- If a carpark is to be constructed we would prefer it to be bitumen rather that dirt.
- As mentioned in the 194 and previous reports, the land is underutilised in it's current form. The school taking ownership of part of this land would increase it's usability and profile. I do not think it appropriate to sell the adjoining land to private housing developers.
- Using the area as a car park has eased congestin

Undecided

1 (1.7%) of all respondents are undecided about the proposal

That one respondent lives within a 400 metre radius

General commentary included –

- This land was set aside to meet with land use regulations, in doing so all residents paid for it when buying land.
  The only reason the the land is "under utilised" is because the Council has not spent any money to develop it in any way. Why should the Council now benefit from their lack of support? There will be extra income from the rates of the proposed sale of part B.
  The sale money should be rightly distributed back the the local residents as it is their original contribution that paid for it, whereas the council only cut the grass each year.

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

CITY OF MARION

Do not support

1 (1.7%) of all respondents do not support the proposal

Of those who do not support the proposal -

That one respondent lives within a 400 metre radius

General commentary included –

- As a homeowner and resident of Spinnaker Circuit, it is already a challenge to come in or go out during school pick up and drop off times. There is a fear that the space will be used for drop/pick up which will increase traffic and congestion in the area.

Strongly do not support

16 (27.1%) of all respondents strongly do not support the proposal

Of those that strongly do not support the proposal –
15 (93.7%) respondents live within a 400 metre radius
1 (6.3%) respondent is unclear about their location

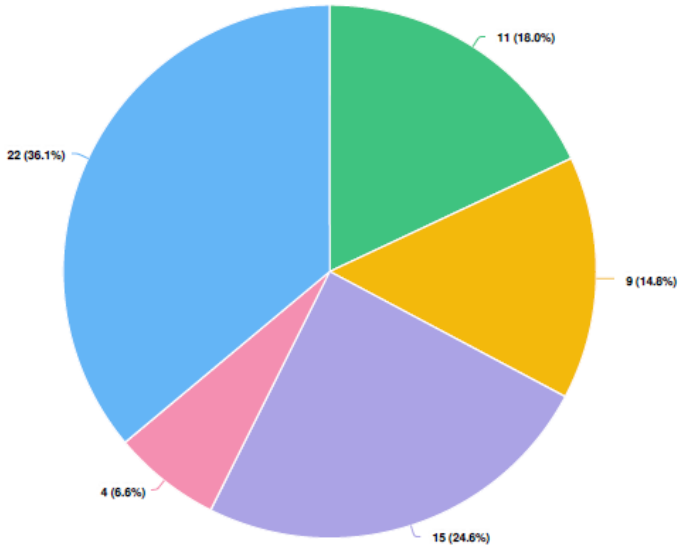
General commentary included –

- The School has mismanaged their current "temporary lease" of the area. It now generates clouds of additional dust that blows into neighbouring houses, reflects extra heat in summer & causes drainage problems in winter, and is an eyesore. The School has essentially turned it into a dustbowl that affects all the neighbouring houses, seemingly for the purpose of convenient parking for less than an hour per day.
- ABSOLUTELY DO NOT SUPPORT! The horrendous traffic is worse than ever. This private institution should provide car parking on its own land, and not block access to all houses in Spinnaker circuit and Berrima Road. Who are the Council officers who have agreed with this school to do this? Do they have a personal involvement with the school? ie do they have children attending this school?
- There is plenty of parking in surrounding streets. The current reserve parking has done nothing to alleviate queuing in Werlinga and Berrimah Roads as parents are too lazy to park and walk their kids a few 100 metres. Making the car park permanent won't change this

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

CITY OF MARION

We asked people to indicate their level of support of the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council



Question options

Strongly support | Support | Undecided | Do not support | Strongly do not support

Optional question (61 response(s), 0 skipped)

Strongly support

11 (18%) of all respondents strongly support the proposal

Of those who strongly support the proposal

6 (54.5%) respondents live within a 400 metre radius
5 (45.5%) respondents live outside a 400 metre radius

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

CITY OF MARION

General commentary included –

- It is currently not used
- There is already enough traffic around Spinnaker Circuit and surrounding streets especially around school times. Additional housing will only increase traffic
- But conditional to residential only (not commercial) (not high rise)

Support

9 (14.8%) of all respondents support the proposal

Of those who support the proposal -

5 (55.5%) respondents live within a 400 metre radius
4 (44.5%) respondents live outside a 400 metre radius

General commentary included –

- This provides opportunity for more housing in the area
- Lovely area for young families to move into - close to schools
- Provided not high density housing! This will not fit with the current area and devalue current house prices

Undecided

15 (24.6%) of all respondents are undecided about the proposal

7 (46.7%) respondents live within a 400 metre radius
8 (53.3%) respondents live outside a 400 metre radius

General commentary included –

- More houses mean more traffic and that is the main issue the area is already having. leaving a bit of 'green' area would make the residents who want to keep the reserve happy. A happy medium.
- It is good for the council's revenue. Don't know what it will have for the current residents
- The land shape and levels are 'awkward'. I feel adding housing would create issues for those residents.

Do not support

4 (6.6%) of all respondents do not support the proposal

Of those who do not support the proposal -

2 (50%) respondents live within a 400 metre radius
2 (50%) respondents live outside a 400 metre radius

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

General commentary included –

- Due to the already limited open space areas in our part of the city of Marion which are not bio diversity or national park we should keep them for community use and not leave them in there current state or dis repair to encourage residents to use them and promote a green active city
- There is already too much traffic in the area with cars parked on both sides of the road in that section. It would also devalue local property. If there is a need to sell land for more housing, consider some of the land in Spinnaker Circuit West Reserve, adjacent to Hungry Jacks

Strongly do not support

22 (36.1%) of all respondents strongly do not support the proposal

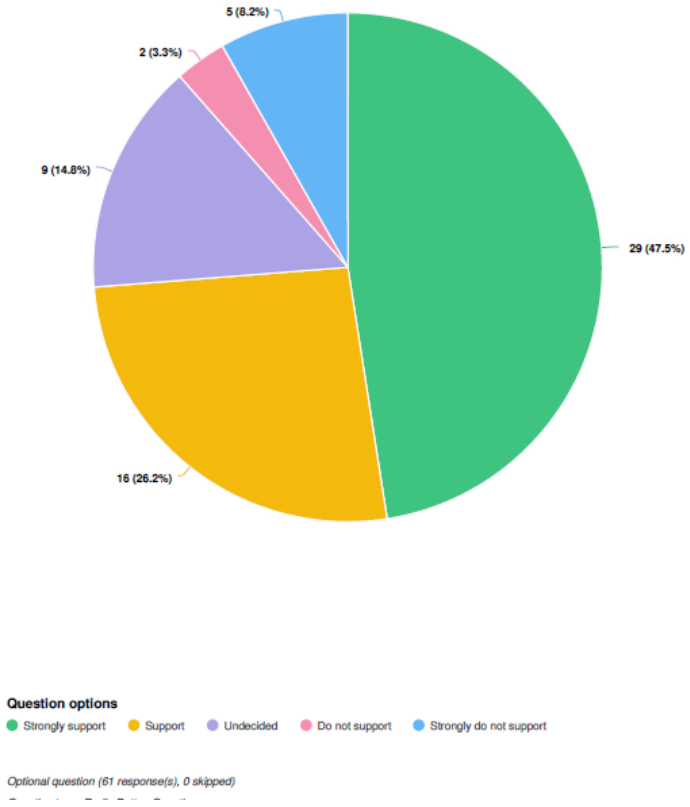
Of those that strongly do not support the proposal –
18 (81.8%) respondents live within a 400 metre radius
4 (18.2%) respondent is unclear about their location

General commentary included –

- Would rather see it revegetated.
- What makes the council think that introducing further traffic will make life better! It's a green space and makes the council appear to be not in consideration of the traffic issue already causing problems.
- I think the land would be better fr the school, in the future.

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

We asked people to indicate whether they would like to see a pathway linking Berrima Road and Spinnaker Circuit



Strongly support

29 (47.5%) of all respondents support the proposal

Of those who support the proposal -

19 (65.5%) respondents live within a 400 metre radius
10 (34.5%) respondents live outside a 400 metre radius

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

CITY OF MARION

General commentary included –

- We walk through the space daily - having a pathway would be great.
- The reserve is a big part with walking my dogs.
- Really useful especially for parents walking their children to school. Personally I often use this as a short cut when I am out walking

Support

16 (26.2%) of all respondents support the proposal

Of those who support the proposal -

6 (37.5%) respondents live within a 400 metre radius
10 (62.5%) respondents live outside a 400 metre radius

General commentary included –

- Walk through to Church
- As a resident easy access is important to the school with a child attending from 2022

Undecided

9 (14.8%) of all respondents are undecided about the proposal

6 (66.7%) respondents live within a 400 metre radius
3 (33.3%) respondents live outside a 400 metre radius

General commentary included –

- The renovation of the school was an upheavel for residents traffic - parking - access and XXXX not supportive of more redevelopment.
- Leave the reserve as is, make it an open space, park for kids, leave some open spaces for our area.

Do not support

2 (3.3%) of all respondents do not support the proposal

Both respondents live within a 400 metre radius

General commentary included –

- Could spend money elsewhere. Bit of a waste.
- If the school uses the area for car parking a access will be provided

Spinnaker Circuit Reserve East – Community Land Revocation
Community Engagement Outcomes – October 2021

CITY OF MARION

Strongly do not support

5 (8.2%) of all respondents strongly do not support the proposal

All respondents live within a 400 metre radius

General commentary included –

- The lack of a pathway acts as a natural deterrent from increasing traffic. Please save the reserve!
- No. A pathway would only be necessary if the reserve is sold. Leave it as a reserve and no path would be needed. The school have shown no regard for the surrounding residents. School, Council and residents should be working together and all points of view need to be heard and considered. Its really feeling like those of us who live here don't matter. The last survey was rigged by the school handing out surveys to parents who don't live here and will obviously vote in favour of the proposal. How do we know the same won't happen again? People who don't live here don't understand or care about the impact on local residents.

A full summary of all comments received is provided as Attachment 5.

Attachment 1 – Summary of responses within 400m radius

Attachment 2 – Summary of responses outside 400m radius

Attachment 3 – Summary of all responses

Attachment 4 – Late submissions

Attachment 5 – A summary of all comments received

LEVEL OF SUPPORT FOR EACH PROPOSAL FOR RESPONDENTS WITHIN A 400 METRE RADIUS OF THE RESERVE
38 of the 61 RESPONDENTS LIVE WITHIN THIS RADIUS

	Q1: Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve?		Q2: Do you support the proposal to: a. Sell piece A to St Martin De Porres School?		Q3: Do you support the proposal to: b. Sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council?		Q4: Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?	
	Number of respondents	Percentage of 38	Number of respondents	Percentage of 38	Number of respondents	Percentage of 38	Number of respondents	Percentage of 38
Strongly Support	7	18.4	7	18.4	6	15.7	19	50.0
Support	7	18.4	11	29.0	5	13.2	6	15.8
Undecided	2	5.3	1	2.6	7	18.4	6	15.8
Do not Support	2	5.3	1	2.6	2	5.3	2	5.3
Strongly do not Support	20	52.6	16	42.1	18	47.4	5	13.1
Respondents who did not answer this question	0	0	2	5.3	0	0	0	0

LEVEL OF SUPPORT FOR EACH PROPOSAL FOR RESPONDENTS OUTSIDE A 400 METRE RADIUS OF THE RESERVE
23 of the 61 RESPONDENTS LIVE OUTSIDE THIS RADIUS

	Q1: Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve?		Q2: Do you support the proposal to: a. Sell piece A to St Martin De Porres School?		Q3: Do you support the proposal to: b. Sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council?		Q4: Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?	
	Number of respondents	Percentage of 23	Number of respondents	Percentage of 23	Number of respondents	Percentage of 23	Number of respondents	Percentage of 23
Strongly Support	19	82.6	22	95.7	5	21.7	10	43.5
Support	2	8.7	1	4.3	4	17.4	10	43.5
Undecided	1	4.3	0	0	8	34.8	3	13.0
Do not Support	0	0	0	0	2	8.7	0	0
Strongly do not Support	0	0	0	0	4	17.4	0	0
Respondents who did not answer this question	1	4.4	0	0	0	0	0	0

LEVEL OF SUPPORT FOR EACH PROPOSAL FOR ALL RESPONDENTS
61 RESPONSES RECEIVED

	Q1: Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve?		Q2: Do you support the proposal to: a. Sell piece A to St Martin De Porres School?		Q3: Do you support the proposal to: b. Sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council?		Q4: Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?	
	Number of respondents	Percentage of 61	Number of respondents	Percentage of 61	Number of respondents	Percentage of 61	Number of respondents	Percentage of 61
Strongly Support – Within 400m	7	11.5	7	11.5	6	9.9	19	31.2
Strongly Support - Outside 400m	19	31.1	22	36.0	5	8.1	10	16.4
Support – within 400m	7	11.4	11	18.0	5	8.1	6	9.8
Support – outside 400m	2	3.3	1	1.7	4	6.6	10	16.4
Undecided – within 400m	2	3.3	1	1.7	7	11.5	6	9.8
Undecided – outside 400m	1	1.7	0	0	8	13.1	3	4.9
Do not Support – within 400m	2	3.3	1	1.7	2	3.3	2	3.3
Do not Support – outside 400m	0	0	0	0	2	3.3	0	0
Strongly do not Support – within 400m	20	32.8	16	26.1	18	29.5	5	8.2
Strongly do not Support – outside 400m	0	0	0	0	4	6.6	0	0
Respondents who did not answer this question – within 400m	0	0	2	3.3	0	0	0	0
Respondents who did not answer this question – outside 400m	1	1.6	0	0	0	0	0	0

Spinnaker Circuit Reserve – East
Sheidow Park

CITY OF MARION

Spinnaker Survey

1. Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?

(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☐ Support
- ☑ Strongly support

Tell us why It is basically a giant weed patch which Council is required to waste money on to maintain it.

2. Do you support the proposal to:

a. Sell Piece A to St Martin De Porres School

(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☐ Support
- ☑ Strongly support

Tell us why It is the smartest option.

b. Sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council

(Choose any one option)

- ☒ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☐ Support
- ☐ Strongly support

Tell us why That would be commercially unviable. The infrastructure costs for 3-4 houses would be prohibitive. Sell A + B to St Martin de Porres.

Visit makingmarion.com.au/spinnaker-circuit-reserve-revocation

Spinnaker Circuit Reserve – East
Sheidow Park

CITY OF MARION

Spinnaker Survey

3. Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?

(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☐ Support
- ☑ Strongly support

Tell us why

~~I use it~~ It would make a useable walking shortcut to get to the Commercial Road businesses.

4. Please tell us your name?

5. Please tell us your email address

6. What suburb do you live in? SHEIDOW PARK

7. Please tell us which street you live on? Werlinga Road.

8. Do you have any other feedback?

Only that this should have been done years ago. A smart move... finally.

9. How satisfied are you with this survey?

Satisfied | Dissatisfied | Neutral

Visit makingmarion.com.au/spinnaker-circuit-reserve-revocation

Spinnaker Circuit Reserve – East
Sheidow Park

CITY OF MARION

Spinnaker Survey

1. Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?

(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☑ Support
- ☐ Strongly support

Tell us why

CAR PARKING IS STILL SO IMPORTANT HERE. THE WORK DONE ON BERRIMA ROAD HAS NOT DONE ANYTHING TO STEM THE FLOW OF BLOCKING OF THE STREET DURING SCHOOL TIMES, IF ANYTHING IT'S MADE IT WORSE.

2. Do you support the proposal to:

a. Sell Piece A to St Martin De Porres School

(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☐ Support
- ☑ Strongly support

Tell us why

FOR CAR PARKING ONLY.

b. Sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council

(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☐ Undecided
- ☑ Support
- ☐ Strongly support

Tell us why

Visit makingmarion.com.au/spinnaker-circuit-reserve-revocation

Spinnaker Circuit Reserve – East
Sheidow Park

CITY OF MARION

Spinnaker Survey

3. Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?

(Choose any one option)

- ☐ Strongly do not support
- ☐ Do not support
- ☑ Undecided
- ☐ Support
- ☐ Strongly support

Tell us why DON'T CARE

4. Please tell us your name?

5. Please tell us your email address

6. What suburb do you live in?

SHEIDOW PARK

7. Please tell us which street you live on?

BERRIMA ROAD

8. Do you have any other feedback?

THE WORK DONE ON BERRIMA ROAD DID NOTHING TO STOP SCHOOL MUMS FROM BLOCKING THE ROAD DURING SCHOOL TIMES. VERY DISATISFIED.

FIX THE BLOCKING OF BERRIMA RD DURING SCHOOL DROP OFF + PICK UPS !!!

9. How satisfied are you with this survey?

Satisfied / Dissatisfied | Neutral

COUNCIL WILL DO WHATEVER THEY WANT ANYWAY. THIS SURVEY IS SOMETHING THAT YOU DO BECAUSE YOU'VE GOT TO BE SEEN TO BE DOING THE RIGHT THING. COUNCIL WILL DO WHAT THEY WANT ANYWAY WASTE OF BLOODY TIME!!

Visit makingmarion.com.au/spinnaker-circuit-reserve-revocation

APPENDIX

Survey Responses

30 August 2011 - 09 November 2021

Spinnaker Survey

Making Marion

Project: Spinnaker Circuit Reserve Revocation

BANG THE TABLE engagementHQ

VISITORS					
81					
CONTRIBUTORS			RESPONSES		
41			63		
41 Registered	0 Unverified	0 Anonymous	63 Registered	0 Unverified	0 Anonymous

Respondent No: 1
Login: Resident10
Email: [redacted]
om

Responded At: Oct 02, 2021 06:56:18 am
Last Seen: Oct 01, 2021 21:16:32 pm
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

One of the attractions of Sheidow Park and in particular the area around Spinnaker Circuit has always been the open space. I have lived in this area for over 30 years and its a quiet, peaceful area. There isnt a high volume of traffic as it is generally only residence that enter the area.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

St Martins is expanding at a rate that this small area cannot handle. The traffic that the school brings into the streets in the mornings, afternoons and Sundays is considerable and makes the streets surrounding the school unsafe. Providing them with more land and with access via Spinnaker Circuit will bring yet more traffic into that area. If the school has outgrown its current space, then perhaps they need to be looking for an alternative location where they will have the space they need to expand, but not at the detriment of the local residence surrounding Spinnaker Circuit.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

Blocks of land these days are sold off as such small lots so can only assume that in the space you are talking about it would be a considerable amount of homes placed into quite a small area. Plus if it goes onto the open market (likely for residential development) it could end up something other than residential development as I am assuming there is no guarantee it will only be for housing.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly do not support

Q8. **Which street do you live on?** Leeward Court

Q9. **How satisfied are you with this survey?** Unhappy

Q10. **Any additional comments.**

not answered



Respondent No: 2
Login: [redacted]
Email: [redacted]

Responded At: Oct 02, 2021 09:55:27 am
Last Seen: Oct 01, 2021 23:49:09 pm
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

The council allowed for an expansion of the Private School without allowance for parking and now wants to sell off community land to fix their mistake. Spinnaker Cct is busy enough without more houses and cars. The side of Landers Rd should be used as parking and the queue for kiss and go for the Private School.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

We are constantly getting storm water runoff into our property because the council did not put storm water draining in the plan for the expansion of the Private School. I have no confidence in the councils ability to allow for building approvals and the sale of community land as they are unable to see the effect on the surrounding area.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

" to achieve maximum net financial return to Council " Are you serious? We pay council rates for a reason.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Spinnaker Cct

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 3
Login: [redacted]
Email: [redacted]

Responded At: Oct 07, 2021 21:47:19 pm
Last Seen: Oct 07, 2021 11:03:28 am
IP Address: [redacted]

Q1.	**Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?**	Undecided

Q2. **Tell us why**

This land was set aside to meet with land use regulations, in doing so all residents paid for it when buying land. The only reason the the land is "under utilised" is because the Council has not spent any money to develop it in any way. Why should the Council now benefit from their lack of support? There will be extra income from the rates of the proposed sale of part B. The sale money should be rightly distributed back the the local residents as it is their original contribution that paid for it, whereas the council only cut the grass each year.

Q3.	**Do you support the proposal to sell Piece A to St Martin De Porres School**	Undecided

Q4. **Tell us why**

See above answer

Q5.	**Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council**	Undecided

Q6. **Tell us why**

See above answer

Q7.	**Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Strongly support
Q8.	**Which street do you live on?**	Spinnaker Circuit
Q9.	**How satisfied are you with this survey?**	Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 4
Login: [redacted]
Email: [redacted]

Responded At: Oct 08, 2021 11:18:03 am
Last Seen: Oct 08, 2021 00:37:17 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

when we built our house we were told by council the land would never ever be built on

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

the school should not have been extended as it was only meant to be a small school. not adding year 6 & 7 when other schools are going to a secondary school in year 7 therefor an extension should not have gone ahead

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

we are told the council wants the money to develop open space But they think taking our open space away from is the way to go I feel this is being greedy and the money is more important than our open space Our street is not wide enough for more houses as it is the school times the cars don't slow down coming around the corners

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Spinnaker Circuit Sheidow Park

Q9. **How satisfied are you with this survey?** Unhappy

Q10. **Any additional comments.**

not answered



Respondent No: 5
Login: [redacted]
Email: [redacted]

Responded At: Oct 11, 2021 11:12:50 am
Last Seen: Oct 11, 2021 00:35:12 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

Recent modifications and efforts to minimise school drop-off and pick-up traffic on Berrima Rd have made ZERO difference. The school needs a new system, NOT USELESS parallel parks. If by revoking Community Land classification leads to "St Martin De Road Block" buying the land and using it for pick-up and drop-off, GREAT!!

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

Recent modifications and efforts to minimise school drop-off and pick-up traffic on Berrima Rd have made ZERO difference. The school needs a new system, NOT USELESS parallel parks. If by revoking Community Land classification leads to "St Martin De Road Block" buying the land and using it for pick-up and drop-off, GREAT!! FREE UP BERRIMA RD!!

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

I don't care what happens to that land, as long as the school drop-off and pick-up issue is ACTUALLY FIXED!! FREE UP BERRIMA RD!! FFS!

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Undecided

Q8. **Which street do you live on?** Leeward Ct

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered

Respondent No: 6
Login: marionresident[redacted]
Email: [redacted]

Responded At: Oct 13, 2021 09:31:06 am
Last Seen: Oct 12, 2021 22:56:55 pm
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

I live in Spinnaker Circuit and the reserve is an eyesore. My kids go to St Martins so the car park is required to help the traffic build up and actually allows parents to park and go in to support their children at drop off and pick up.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

Being a carpark, I can take my kids there on the weekend to ride their bikes so it is more useful as a car park then a dirt, weed infested waste of space.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

More houses mean more traffic and that is the main issue the area is already having. leaving a bit of 'green' area would make the residents who want to keep the reserve happy. A happy medium.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Spinnaker Circuit

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 7
Login: Anonymous[redacted]
Email: [redacted]

Responded At: Oct 13, 2021 16:23:21 pm
Last Seen: Oct 13, 2021 05:51:16 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

It is not utilised

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

There is not enough parking at the school and it keeps the side streets more free.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly support

Q6. **Tell us why**

It is currently not used

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Simon court

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 8
Login: [redacted]
Email: [redacted]

Responded At: Oct 13, 2021 16:23:21 pm
Last Seen: Oct 13, 2021 05:49:07 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

I support it as the land has been left bare.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

Will help with the congestion of traffic if they continue to use it as a car park

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

I would prefer for the whole land to be sold to The school, so they could possibly turn the school into R-12 as we have no Catholic high school in the area.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Kiah crescent

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered

Respondent No: 9
Login: [redacted]
Email: [redacted]
com.au

Responded At: Oct 13, 2021 16:26:13 pm
Last Seen: Oct 13, 2021 05:53:40 am
IP Address: [redacted]

Q1.	**Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?**	Strongly support
Q2.	**Tell us why**	
	It is not being used by council and was very dusty in summer and full of weeds in winter.	
Q3.	**Do you support the proposal to sell Piece A to St Martin De Porres School**	Strongly support
Q4.	**Tell us why**	
	The school is growing as the community grows.	
Q5.	**Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council**	Undecided
Q6.	**Tell us why**	
	not answered	
Q7.	**Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Undecided
Q8.	**Which street do you live on?**	Karyn Cres
Q9.	**How satisfied are you with this survey?**	Happy
Q10.	**Any additional comments.**	
	not answered	

Respondent No: 10
Login: [redacted]
Email: [redacted]
m

Responded At: Oct 13, 2021 16:39:40 pm
Last Seen: Oct 13, 2021 06:04:01 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

It is unused space

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

The school needs a car park. Residents aren't happy with us parking on the roads.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

Would rather see it revegetated.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Liston st

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 11
Login: [redacted]
Email: [redacted]

Responded At: Oct 13, 2021 16:46:23 pm
Last Seen: Oct 13, 2021 06:12:33 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

The space is needed for the school community.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

Education is an important part of life for our children, any way we can support & better this for the future is an asset to all in and around.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

I think the land would be better fr the school, in the future.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Safe walking option, if done correctly

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered

Respondent No: 12
Login: [redacted]
Email: [redacted]

Responded At: Oct 13, 2021 17:04:09 pm
Last Seen: Oct 13, 2021 06:29:08 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

The land is not being used. It will be of great value to St Martins school if part is sold to them. Due to the expansion of the number of students at the school, traffic congestion has become an issue at pick up and drop off times. The use of the land will ease the burden of traffic congestion in the area

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

As above

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Support

Q6. **Tell us why**

The land is not being used and becomes muddy in winter and a dust bowl in summer. There is also plenty of other usable public space around.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Eurelia Rd

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 13
Login: [redacted]
Email: [redacted]

Responded At: Oct 13, 2021 17:04:41 pm
Last Seen: Oct 13, 2021 06:33:10 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

My daughter attends St Martin de Porres and I would like to see the school benefit from the acquisition of the land.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

See comment above

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

The housing would be cramped and small

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Columbia crescent

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 14
Login: [redacted]
Email: [redacted]

Responded At: Oct 13, 2021 18:16:27 pm
Last Seen: Oct 13, 2021 07:19:37 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

There are other far more utilised reserves and playgrounds in this suburb, so this one will not be missed.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

The safety of children is paramount. Currently the existing carpark is inadequate for their needs as the school has grown substantially in enrolments. A designated carpark is preferable to loads of street parking which I imagine would upset residents.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly support

Q6. **Tell us why**

not answered

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Oakvale Way

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered

Respondent No: 15
Login: [redacted]
Email: [redacted]

Responded At: Oct 13, 2021 18:19:19 pm
Last Seen: Oct 13, 2021 07:20:49 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

My children attend this school. Over the years we have parked in various streets. It was often very hard to get a park and the neighbours would often give you death stares if you parked out the front of their house. Parking 200-300 metres away and walking an infant and toddler up hills to collect their sibling from school was a very difficult task. Especially when you add 30-40 degree weather or rain. Not to mention Lander road does not have a school zone limit of 25...which is mind boggling because many kids have to cross the road...so dragging young kids in and out of the car, crossing roads with no speed restrictions, in sometimes terrible weather while copping death stares from neighbours has not been a pleasant experience. Whilst the school has a great kiss n go, I have not been able to use this service due to my children's ages and anxiety issues....so kiss n go doesnt work for everyone, especially for those with little ones. And while I'm here....the current practice of traffic management around the school has been great however, I strongly disagree with the school's instructions to parents to line up along Werlinga Rd curb side to turn up Berrima when there is space to do so. I understand they are trying to allow other road users free passage however this is just an accident waiting to happen. Cars passing you on your right hand side as you turn into Berrima is bound to cause an accident. Why does the council not paint a yellow 'no parking' line along the curb so residents can't park there (they dont usually anyway) and then put a slip lane in for those turning right onto Berrima. That will allow other road users to pass down the left hand side...as per our SA road rules. And again....why no 25km kids zone on Werlinga? I understand that residents on Spinnaker circuit dont want to lose the reserve. But they bought their house near a school knowing there would be an increase in traffic and kids and school bells. Also, I've lived in the southern suburbs all my life and that reserve has never been used for anything. Im sure all the neighbours that have given me death stares for parking in front of their houses appreciate the reserve is now being used for something constructive.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

Please see above point 3.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

It has been an un-used block of land for years. There are plenty of other parks nearby. It should be used for something constructive.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?**	It will assist with traffic foot flow.
Q9. **How satisfied are you with this survey?**	Happy

Q10. **Any additional comments.**

not answered

Respondent No: 16
Login: [redacted]
Email: [redacted]

Responded At: Oct 13, 2021 21:38:07 pm
Last Seen: Oct 13, 2021 10:56:28 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

Yes. Usage was a waste prior to current use. Land was just left unkempt before at least now it has a purpose for the community.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

Its current usage assists with keeping school cars off the road thus less traffic on roads blocking driveways and upsetting the local community.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

Not sure: the school could do with more car parks to get more cars off the road as they increase their pupil numbers at the school. But also in current covid situ, more land availability to build locally would be good for people.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Mathoura Street

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 17
Login: [redacted]
Email: [redacted]

Responded At: Oct 13, 2021 23:31:06 pm
Last Seen: Oct 13, 2021 12:57:28 pm
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

This will assist students and parents st martins de porres school with safe parking and ease congestion. It will also provide residential opportunities on an otherwise unused piece of land.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

This will assist students and parents st martins de porres school with safe parking and ease congestion.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly support

Q6. **Tell us why**

This will provide residential opportunities on an otherwise unused piece of land and provide funding to upgrade other reserve facilities.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Hamilton Court

Q9. **How satisfied are you with this survey?** not answered

Q10. **Any additional comments.**

not answered



Respondent No: 18
Login: [redacted]
Email: [redacted]

Responded At: Oct 14, 2021 13:36:20 pm
Last Seen: Oct 14, 2021 03:04:46 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

It's a dead space full of weeds and only utilised by the school

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

They are growing and supporting the community

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

Why not sell as a whole

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Mckay

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 19
Login: [redacted]
Email: [redacted]

Responded At: Oct 15, 2021 17:51:55 pm
Last Seen: Oct 15, 2021 07:18:46 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?**	Strongly support
Q2. **Tell us why**	
It's currently a dirt/mud bowl. Not used properly.	
Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School**	Strongly support
Q4. **Tell us why**	
I agree with expanding a good school in the area.	
Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council**	Undecided
Q6. **Tell us why**	
I'd prefer St Martin's to buy all of it.	
Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Undecided
Q8. **Which street do you live on?**	Gannet Crt
Q9. **How satisfied are you with this survey?**	not answered
Q10. **Any additional comments.**	
not answered	



Respondent No: 20
Login: [redacted]
Email: [redacted]

Responded At: Oct 16, 2021 09:52:17 am
Last Seen: Oct 15, 2021 23:21:31 pm
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?**	Strongly support
Q2. **Tell us why**	
not answered	
Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School**	Strongly support
Q4. **Tell us why**	
not answered	
Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council**	Do not support
Q6. **Tell us why**	
not answered	
Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Strongly support
Q8. **Which street do you live on?**	Mariner Drive
Q9. **How satisfied are you with this survey?**	Happy
Q10. **Any additional comments.**	
not answered	



Respondent No: 21
Login: [redacted]
Email: [redacted]
m

Responded At: Oct 17, 2021 21:25:24 pm
Last Seen: Oct 17, 2021 10:52:01 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?**	not answered
Q2. **Tell us why**	
not answered	
Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School**	Strongly support
Q4. **Tell us why**	
not answered	
Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council**	Do not support
Q6. **Tell us why**	
not answered	
Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Support
Q8. **Which street do you live on?**	Parsee court
Q9. **How satisfied are you with this survey?**	Happy
Q10. **Any additional comments.**	
not answered	

Respondent No: 22
Login: [redacted]
Email: [redacted].au

Responded At: Oct 18, 2021 11:25:47 am
Last Seen: Oct 18, 2021 00:23:57 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

Your Flyer tells us the reserve is under utilised by the community, this is because you, Marion Council have allowed this. I have lived on Berrima Road for 11 Years, nothing has ever been done to utilise the reserve. I have previously sent you feedback in the past concerning this. Marion Council tells us you are about sustainability and preserving the natural environment, this proposal definitely does not do that. Improving the land does not mean building on it, you are not considering local residents. Preserve the reserve. Give us a public green space for us all to enjoy.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

Due to development and expansion to St Martin de Porres School, this has already caused major blocking and congestion to our area, we still have the heavy line up's during school hours. Selling the land to the school will allow for further expansion.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

This development could impact on privacy to my home, especially if 2 storey homes are built. I also have concerns regarding the effect that this could have on my solar power.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly do not support

Q8. **Which street do you live on?** [redacted] Berrima Road

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 23
Login: [redacted]
Email: [redacted]

Responded At: Oct 18, 2021 16:12:06 pm
Last Seen: Oct 18, 2021 05:38:54 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

Wasted space, not used as a reserve, would benefit the adjoining school

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

The school would use the space effectively

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Support

Q6. **Tell us why**

Houses are already on the street, few more would make no difference

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Horseshoe drive

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 24
Login: [redacted]
Email: [redacted]

Responded At: Oct 18, 2021 16:59:15 pm
Last Seen: Oct 18, 2021 06:07:58 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

When we purchased our home in 2000 the above reserve was classified as green space not a future car park or further housing. Our belief is that this green space was never to be built on. The school, I believe, is already leasing the land. They chain it off so residents are not able to park there to ease street parking issues.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

Using this land as a temporary car park has made accessing our property slightly easier as long as the families dropping/collecting children deem to respect that the residents on Spinnaker Circuit have rights of using our road. Many of the residents walk through the car park for access to buses on Adams Rd. Many of us also walk dogs through and find it extremely dangerous with the extra traffic. I have nearly been hit twice now with people exiting the carpark both on Spinnaker and the school on Berrimah.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

What makes the council think that introducing further traffic will make life better! It's a green space and makes the council appear to be not in consideration of the traffic issue already causing problems.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Undecided

Q8. **Which street do you live on?** Spinnaker Cct. We have 2 reserves on Spinnaker. Both WERE used. East reserve is a nightmare with the cars. West is a lovely reserve except for the gravel path. It is also difficult to use when snakes come in spring and birds attack to protect their nests

Q9. **How satisfied are you with this survey?** Unhappy

Q10. **Any additional comments.**

not answered



Respondent No: 25
Login: [redacted]
Email: [redacted]

Responded At: Oct 19, 2021 13:33:24 pm
Last Seen: Oct 19, 2021 02:56:34 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

The land is under used and the traffic congestion is terrible around St Martin's De Porres.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

The school has grown exponentially and needs more car parking to ease local traffic congestion.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly support

Q6. **Tell us why**

The is currently not used and an eyesore.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** [redacted]Wooding Ave Woodcroft

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 26
Login: [redacted]
Email: [redacted]

Responded At: Oct 20, 2021 13:09:16 pm
Last Seen: Oct 20, 2021 02:36:44 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

It is under-used and not easy to access

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

It will allow the school to expand, as well as take away the congestion it currently experiences.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly support

Q6. **Tell us why**

not answered

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Gannet Court, Hallett Cove

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered

Respondent No: 27
Login: [redacted]
Email: [redacted]

Responded At: Oct 21, 2021 10:43:57 am
Last Seen: Oct 21, 2021 00:11:50 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

My children attend SMDPS and we need the car parking. I have never observed the reserve being used for other purposes

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

School needs the parking so pressure can be relieved on residents

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

Could potentially be kept as reserve

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Gawler st, Seaview downs

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 28
Login: [redacted]
Email: [redacted]

Responded At: Oct 21, 2021 17:46:39 pm
Last Seen: Oct 21, 2021 07:00:00 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Do not support

Q2. **Tell us why**

There has been no maintenance or asset upgrade to this area for many years if the council was serious about their reserves for residents they would have done more to improve the usability of their asset and not look for an option to hand it over to a developer This area is highly utilised by the community via pedestrian access for local services and business also being used to access public transport on Lonsdale highway by residents

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

This is public housing zones land and should be used for either residential use or open space This area has been poor used by this business with a failing traffic management plan and complete disregard for surrounding residents by the lack empathy and communication with their community This area since being leased to this business has been poorly maintained and has now caused resident to endure traffic hazards which will result in an injury to a resident or school user

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Do not support

Q6. **Tell us why**

Due to the already limited open space areas in our part of the city of Marion which are not bio diversity or national park we should keep them for community use and not leave them in there current state or dis repair to encourage residents to use them and promote a green active city

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Spinnaker circuit

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 29
Login: [redacted]
Email: [redacted]

Responded At: Oct 21, 2021 18:48:08 pm
Last Seen: Oct 21, 2021 08:13:04 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

So St Martin de Porres can use the land for parking to safely walk children to school and cause less traffic problems for local residents.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

Safety for students to be walked from car to school and less disruptions and traffic jams for local residents.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Support

Q6. **Tell us why**

This provides opportunity for more housing in the area

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Thomas Way but my family live on Spinnaker Circuit

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 30
Login: [redacted]
Email: [redacted]

Responded At: Oct 22, 2021 08:52:35 am
Last Seen: Oct 21, 2021 22:20:43 pm
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?**	Strongly support
Q2. **Tell us why**	
It is under-utilised	
Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School**	Strongly support
Q4. **Tell us why**	
They need it for parking and other uses	
Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council**	Strongly support
Q6. **Tell us why**	
It needs to be used properly	
Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Strongly support
Q8. **Which street do you live on?**	Werlinga Road
Q9. **How satisfied are you with this survey?**	Happy
Q10. **Any additional comments.**	
not answered	



Respondent No: 31
Login: [redacted]
Email: [redacted]

Responded At: Oct 24, 2021 08:52:08 am
Last Seen: Oct 23, 2021 22:13:24 pm
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Support

Q2. **Tell us why**

Support it with considerations. The open space is good, but it is not a proper space - nothing there. A path between Berrima Road and Spinnaker Circuit must be included in whatever is decided for this space

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Support

Q4. **Tell us why**

The school has increased in size. Parking is a problem, along with congestion at school times. As a resident of Spinnaker Circuit, near the park, it is very difficult to get home at the end of the school day due to all the traffic.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Do not support

Q6. **Tell us why**

There is already too much traffic in the area with cars parked on both sides of the road in that section. It would also devalue local property. If there is a need to sell land for more housing, consider some of the land in Spinnaker Circuit West Reserve, adjacent to Hungry Jacks

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Spinnaker Circuit, [redacted] along from the reserve

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 32
Login: [redacted]
Email: [redacted]
com

Responded At: Oct 27, 2021 19:19:07 pm
Last Seen: Oct 27, 2021 08:28:27 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

We would like to see the land utilised for the Community - playground / bike track etc

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Support

Q4. **Tell us why**

If a carpark is to be constructed we would prefer it to be bitumen rather that dirt.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly support

Q6. **Tell us why**

There is already enough traffic around Spinnaker Circuit and surrounding streets especially around school times. Additional housing will only increase traffic

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Children accessing a path to the nearby schools and bus stops need a safe thoroughfare. Currently there isn't one with the amount of traffic

Q9. **How satisfied are you with this survey?** not answered

Q10. **Any additional comments.**

not answered

Respondent No: 33
Login: [redacted]
Email: [redacted]

Responded At: Oct 28, 2021 20:17:08 pm
Last Seen: Oct 28, 2021 09:37:17 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

It should remain community land council had nothing to do with it until School started utilising for carpark

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Support

Q4. **Tell us why**

It will help with issues with traffic as it is banked up on our street everyday and it would be good to keep dust and water run-off from coming into our properties.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

We don't need more housing, people use this land to walk dogs etc. Would be nice if it was made into parkland as the park near Hungry Jacks is pathetic in terms of community needs. As council have said it is all about money for them. Would be great to have volunteers develop land into a nice place to use for recreation. As residents we have had enough of dust and water runoff from construction. More housing construction will prolong this.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Berrima Road

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 34
Login: [redacted]
Email: [redacted]

Responded At: Oct 28, 2021 20:58:41 pm
Last Seen: Oct 28, 2021 10:23:54 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?**	Undecided

Q2. **Tell us why**

not answered

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School**	Strongly support

Q4. **Tell us why**

The school is keen to purchase the land, it will assist with traffic management and the safety of school pupils and local residents.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council**	Undecided

Q6. **Tell us why**

not answered

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Support
Q8. **Which street do you live on?**	Woodend Road
Q9. **How satisfied are you with this survey?**	not answered

Q10. **Any additional comments.**

not answered

Respondent No: 35
Login: [redacted]
Email: [redacted]

Responded At: Oct 28, 2021 22:06:24 pm
Last Seen: Oct 28, 2021 11:18:47 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

We originally purchased our block of land to build our family home on because it had a reserve opposite and we had lovely views of the hills that we would always have because houses couldn't be built to block the views because of the reserve. We looked forward to having a playground, etc on the reserve for our children to play on. The council over the last 30+ years has completely ignored this reserve except for mowing it. To say it is not being used as a reserve is because of the council's negligence and not because the community didn't want a reserve there. The reserve has been used over the years for activities including kite flying, bike riding and dog walking and as a thorough fare for foot traffic. Now, because of council approval for the school to cover half of it with rubble, and put up bunting, those activities are no longer viable. The rubbled half of the reserve is now used for 15 mins in the morning and 15 mins in the afternoon as a carpark. The rest of the time it is a bare desolate piece of ground. The grey dust it creates blows into our house and over anything outside including our cars. When cars drive on the reserve, the dust billows up after them. The rest of the 23 ½ hours the wind blows the dust everywhere and the reserve is in a designated high wind zone. When the reserve was covered in green living plants, there was no issue with dust. For the sake of the school parents not having to park in the street for 15 mins twice a day we have been given an eyesore. We had no issues when cars parked in our street for that small amount of time. Now with the warmer weather approaching, we will still not be able to open our windows because the dust will just be blown in or float in, which is not good for the inside of our house or for those members of our family that have asthma. The school now has a much enlarged carpark, the building of which was when the school was allowed access, albeit temporarily, to use the reserve. That enlarged carpark spends most of its days mostly empty and the parents refuse to give up access to the reserve, driving their cars up the curb to park on it if they find the chain is across the driveway access. The council planted trees to hopefully stop this but there is still a car-width gap between a tree and one of the driveway chain posts accessible at an angle from the driveway, that is now used if the chain is up. Spinnaker Circuit road itself from the reserve driveway going down the hill is permanently grey not black due to the amount of rubble dust the cars leave on the road as they drive off the reserve. Also, a change to the classification of the reserve will reduce the value of all the surrounding properties. I strongly disagree with the council's proposal to change the classification of the reserve, and request it be restored as a green environment. If council puts in a playground, I'm sure there would be no cause in the future to label the reserve as "underutilised".

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

We originally purchased our block of land to build our family home on because it had a reserve opposite and we had lovely views of the hills that we would always have because houses couldn't be built to block the views because of the reserve. We looked forward to having a playground, etc on the reserve for our children to play on. The council over the last 30+ years has completely ignored this reserve except for mowing it. To say it is not being used as a reserve is because of the council's negligence and not because the community didn't want a reserve there. The reserve has been used over the years for activities including kite flying, bike riding and dog walking and as a thorough fare for foot traffic. Now, because of council approval for the school to cover half of it with rubble, and put up bunting, those activities are no longer viable. The rubbled half of the reserve is now used for 15 mins in the morning and 15 mins in the afternoon as a carpark. The rest of the time it is a bare desolate piece of ground. The grey dust it creates blows into our house and over anything outside including our cars. When cars drive on the reserve, the dust billows up after them. The rest of the 23 ½ hours the wind blows the dust everywhere and the reserve is in a designated high wind zone. When the reserve was covered in green living plants, there was no issue with dust. For the sake of the school parents not having to park in the street for 15 mins twice a day we have been given an eyesore. We had no issues when cars parked in our street for that small amount of time. Now with the warmer weather approaching, we will still not be able to open our windows because the dust will just be blown in or float in, which is not good for the inside of our house or for those members of our family that have asthma. The school now has a much enlarged carpark, the building of which was when the school was allowed access, albeit temporarily, to use the reserve. That enlarged carpark spends most of its days mostly empty and the parents refuse to give up access to the reserve, driving their cars up the curb to park on it if they find the chain is across the driveway access. The council planted trees to hopefully stop this but there is still a car-width gap between a tree and one of the driveway chain posts accessible at an angle from the driveway, that is now used if the chain is up. Spinnaker Circuit road itself from the reserve driveway going down the hill is permanently grey not black due to the amount of rubble dust the cars leave on the road as they drive off the reserve. Also, a change to the classification of the reserve will reduce the value of all the surrounding properties. I strongly disagree with the council's proposal to change the classification of the reserve, and request it be restored as a green environment. If council puts in a playground, I'm sure there would be no cause in the future to label the reserve as "underutilised".

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

We originally purchased our block of land to build our family home on because it had a reserve opposite and we had lovely views of the hills that we would always have because houses couldn't be built to block the views because of the reserve. We looked forward to having a playground, etc on the reserve for our children to play on. The council over the last 30+ years has completely ignored this reserve except for mowing it. To say it is not being used as a reserve is because of the council's negligence and not because the community didn't want a reserve there. The reserve has been used over the years for activities including kite flying, bike riding and dog walking and as a thorough fare for foot traffic. Now, because of council approval for the school to cover half of it with rubble, and put up bunting, those activities are no longer viable. The rubbled half of the reserve is now used for 15 mins in the morning and 15 mins in the afternoon as a carpark. The rest of the time it is a bare desolate piece of ground. The grey dust it creates blows into our house and over anything outside including our cars. When cars drive on the reserve, the dust billows up after them. The rest of the 23 ½ hours the wind blows the dust everywhere and the reserve is in a designated high wind zone. When the reserve was covered in green living plants, there was no issue with dust. For the sake of the school parents not having to park in the street for 15 mins twice a day we have been given an eyesore. We had no issues when cars parked in our street for that small amount of time. Now with the warmer weather approaching, we will still not be able to open our windows because the dust will just be blown in or float in, which is not good for the inside of our house or for those members of our family that have asthma. The school now has a much enlarged carpark, the building of which was when the school was allowed access, albeit temporarily, to use the reserve. That enlarged carpark spends most of its days mostly empty and the parents refuse to give up access to the reserve, driving their cars up the curb to park on it if they find the chain is across the driveway access. The council planted trees to hopefully stop this but there is still a car-width gap between a tree and one of the driveway chain posts accessible at an angle from the driveway, that is now used if the chain is up. Spinnaker Circuit road itself from the reserve driveway going down the hill is permanently grey not black due to the amount of rubble dust the cars leave on the road as they drive off the reserve. Also, a change to the classification of the reserve will reduce the value of all the surrounding properties. I strongly disagree with the council's proposal to change the classification of the reserve, and request it be restored as a green environment. If council puts in a playground, I'm sure there would be no cause in the future to label the reserve as "underutilised".

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Strongly support
Q8. **Which street do you live on?**	Spinnaker Circuit
Q9. **How satisfied are you with this survey?**	Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 36
Login: [redacted]
Email: [redacted]

Responded At: Oct 28, 2021 22:33:29 pm
Last Seen: Oct 28, 2021 10:27:36 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

Value of adjacent & surrounding properties will be reduced. A variety of open green spaces is important to the overall feel & nature of a community. Apart from the mental health & environmental benefits, it is used by kids, dog-walkers, kite-flyers etc. We should be encouraging development of more green space, not killing off the existing ones.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

The School has mismanaged their current "temporary lease" of the area. It now generates clouds of additional dust that blows into neighbouring houses, reflects extra heat in summer & causes drainage problems in winter, and is an eyesore. The School has essentially turned it into a dustbowl that affects all the neighbouring houses, seemingly for the purpose of convenient parking for less than an hour per day.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

Value of adjacent & surrounding properties will be reduced. A variety of open green spaces is important to the overall feel & nature of a community. Apart from the mental health & environmental benefits, it is used by kids, dog-walkers, kite-flyers etc. We should be encouraging development of more green space, not killing off the existing ones. Any residential development would most likely be medium/high density style as this seems to be the current normality for most developers. This would definitely increase traffic & create more parking issues (even in the unlikely event that the school would share their under-utilised carpark).

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Spinnaker Circuit

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered

Respondent No: 37
Login: [redacted]
Email: [redacted]

Responded At: Oct 29, 2021 11:52:12 am
Last Seen: Oct 29, 2021 01:13:29 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Support

Q2. **Tell us why**

This land has not been used for recreation. It has been unused since the area was established.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Support

Q4. **Tell us why**

The land is not used. The school needs land to try and solve the school traffic problem.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

The land shape and levels are 'awkward'. I feel adding housing would create issues for those residents.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Undecided

Q8. **Which street do you live on?** Spinnaker Circuit

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 38
Login: [redacted]
Email: [redacted]

Responded At: Oct 29, 2021 13:59:00 pm
Last Seen: Oct 29, 2021 03:13:57 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

We prefer that this land be kept as a reserve and the appropriate trees and plants be introduced and the whole area be kept as a park as previously promised when this area was originally developed.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

We prefer that this land be kept as a reserve and the appropriate trees and plants be introduced and the whole area be kept as a park as previously promised when this area was originally developed.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

We prefer that this land be kept as a reserve and the appropriate trees and plants be introduced and the whole area be kept as a park as previously promised when this area was originally developed.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Because we live on Spinnaker Circuit we prefer that this land be kept as a reserve and the appropriate trees and plants be introduced and the whole area be kept as a park as previously promised when this area was originally developed with an added pathway

Q9. **How satisfied are you with this survey?** Unhappy

Q10. **Any additional comments.**

not answered

Respondent No: 39
Login: [redacted]
Email: [redacted]

Responded At: Oct 29, 2021 14:34:43 pm
Last Seen: Oct 29, 2021 04:01:45 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Support

Q2. **Tell us why**

I do not support the sale of community land to private developers, and do not support the proposal in it's current form. I would support the sale of land (Piece A) to the school, however.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Support

Q4. **Tell us why**

As mentioned in the 194 and previous reports, the land is underutilised in it's current form. The school taking ownership of part of this land would increase it's usability and profile. I do not think it appropriate to sell the adjoining land to private housing developers.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

As above.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Undecided

Q8. **Which street do you live on?** Workmaster Avenue

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 40
Login: [redacted]
Email: [redacted]
.net

Responded At: Oct 30, 2021 11:44:07 am
Last Seen: Oct 30, 2021 00:52:22 am
IP Address: [redacted]

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

As a parent at St Martin De Porres School this reserve is so valuable and important as a safe car park location for children and the community who attend the school. The school has been using this as a make-shift car park and has already proven to be valuable and well used. The land is otherwise vacant and I would imagine not otherwise utilised by the local community as it does not have a playground, walking trail, flat open green space etc. We are fortunate in the City of Marion that there are numerous other parks and open spaces with in close proximity, many of which have had a recent investment to provide great facilities and become places for the community to gather and enjoy.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

As a parent at St Martin De Porres School this reserve is so valuable and important as a safe car park location for children and the community who attend the school. Given the school is situated on the corner of two main roads with no car parking available (along Lonsdale Highway and Lander Road) and Berrima road already utilised for parking and 'kiss and go' line there is very limited car parking available close by within reasonable walking distance and that doesn't require crossing a busy road. A visit to the school during school pick up and drop off times will show the staff are already committed to helping families, residents and the community and keeping students safe by assisting with traffic management at several locations. The school is an important part of the local community and should be provided with the opportunity to purchase the land to help contribute to the school community. I also imagine that many local residents would appreciate a more structured and formal car park being available for school families to free up traffic parking and lining up in nearby streets.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

I don't have a view either way on this particular part of the proposal. I can however see great benefit in the school having an opportunity to purchase the land.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** School Parent

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

not answered



Respondent No: 41
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 14:08:34 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

not answered

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

The school has enough land/area this is a residential area, the traffic is already extensive in the mornings nad pickup afternoon expansion of the school will make it worse.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly support

Q6. **Tell us why**

not answered

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Undecided

Q8. **Which street do you live on?** Kian Crescent

Q9. **How satisfied are you with this survey?** not answered

Q10. **Any additional comments.**

Leave the reserve as is, make it an open space, park for kids, leave some open spaces for our area.



Respondent No: 42
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 14:15:37 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

Too much traffic. Can this not be a green play area space for kids and parents.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

To much traffic currently. Cars block surrounding residnetial area

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

Do not want redevelopment due to noise and XXXX and inconvenience to residence.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Undecided

Q8. **Which street do you live on?** Werlinga Road Sheidow Park

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

The renovation of the school was an upheavel for residents traffic - parking - access and XXXX not supportive of more redevelopment.

Respondent No: 43
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 14:41:31 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

ABSOLUTELY DO NOT SUPPORT! A Private Institution taking over Public Amenity for its Private Use. This Land was always for all people to use, not a greedy private institute in collusion with members of council for its own vested interest and greed.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

ABSOLUTELY DO NOT SUPPORT! The horrendous traffic is worse than ever. This private institution should provide car parking on its own land, and not block access to all houses in Spinnaker circuit and Berrima Road. Who are the Council officers who have agreed with this school to do this? Do they have a personal involvement with the school? ie do they have children attending this school?

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

ABSOLUTELY DO NOT SUPPORT! The council for the City of Marion clearly desires to make as much money as possible from this greedy land deal and will no doubt put as many, small area housing blocks on an irregular shaped sloping block of land, with probablye double story town house bunched together

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** [redacted] Spinnaker Circuit Sheidow Park

Q9. **How satisfied are you with this survey?** not answered

Q10. **Any additional comments.**

I have had personal correspondence with parents of the students of the private school, who have told me of the school's long held desire to take over the reserve for its own private benefit, now the Council is clearly colluding with the school, Has there been any corrupt bribery and or payment from the school to enable this. This should be made public. The Council states that the reserve is "underutilized". What evidence is there for this? When were any accurate surveys taken? Show us the evidence, and who did these surveys? and were they associated with this school?

Respondent No: 44
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 14:45:10 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

The reserve is still used by residents of Spinnaker Circuit. It also acts as place for the community to get together and lastly adds to the aesthetic beauty of Spinnaker Circuit and as a homeowner this was a feature that influenced my decision to buy here

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Do not support

Q4. **Tell us why**

As a homeowner and resident of Spinnaker Circuit, it is already a challenge to come in or go out during school pick up and drop off times. There is a fear that the space will be used for drop/pick up which will increase traffic and congestion in the area.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly support

Q6. **Tell us why**

It is a beautiful residential area and more houses in a free empty space is always welcome

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly do not support

Q8. **Which street do you live on?** Spinnaker Circuit Sheidow Park

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

The lack of a pathway acts as a natural deterrant from increasing traffic. Please save the reserve!



Respondent No: 45
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 14:50:14 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

Because I want a park left there. You said there was going to be a playground built there!!

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

Because too many rough driving (ie) fast and aggressive drivers pass our house @ XX Spinnaker Cct. People in this street should not have to be affected by the School's Pupils and the Pupils parents.

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

There will be more traffic in oru street. Afternoon sunlight missing as if there is a double story building built. less flat of XXX. There needs to be an open area there as aobve. You mentioned a playground to be here.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Spinnaker Circuit Sheidow Park

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 46
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 14:55:30 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

We need some open spaces left as they are

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

Leave it as it is ! ! ! ! !

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

Theres enough built up areas now. Need to leave it as it is. ENOUGH is ENOUGH. Poor wildlife will lose their home. The council has enough with council rates on subdivisions. Our rates still go up but you are getting 2 rates on 1 Block now or 3 and 4

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly do not support

Q8. **Which street do you live on?** Landers Road Sheidow Park

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

LEAVE IT ALONE



Respondent No: 47
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 14:57:43 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

St Martin School is already a busy area for local residents. Nobody wants them to develop more land.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

As above

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Support

Q6. **Tell us why**

Provided not high density housing! This will not fit with the current area and devalue current house prices

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Undecided

Q8. **Which street do you live on?** Spinnaker Circuit Sheidow Park

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

not answered



Respondent No: 48
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 15:03:59 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

We disagree with any development of the reserve. It should be retained as a public green space and landscaped. There has been nothing done to the reserve for years and the school parking has turned it into a dust bowl so little wonder it's under utilised by local residents.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly do not support

Q4. **Tell us why**

There is plenty of parking in surrounding streets. The current reserve parking has done nothing to alleviate queuing in Werlinga and Berrimah Roads as parents are too lazy to park and walk their kids a few 100 metres. Making the car park permanent won't change this

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

We don't need more housing in this area. There is plenty of land available without cutting up reserves. We have already experienced around 3 years of hell with school construction and reserve parking, noise, rubbish, lack of privacy and safety concerns. We don't want to have to deal with another 2 plus years of the same.

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly do not support

Q8. **Which street do you live on?** Spinnaker Circuit Sheidow Park

Q9. **How satisfied are you with this survey?** Unhappy

Q10. **Any additional comments.**

No. A pathway would only be necessary if the reserve is sold. Leave it as a reserve and no path would be needed. The school have shown no regard for the surrounding residents. School, Council and residents should be working together and all points of view need to be heard and considered. Its really feeling like those of us who live here don't matter. The last survey was rigged by the school handing out surveys to parents who don't live here and will obviously vote in favour of the proposal. How do we know the same won't happen again? People who don't live here don't understand or care about the impact on local residents.

Respondent No: 49
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 15:14:22 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Do not support

Q2. **Tell us why**

Research shows more green space benefits health, well being and environment. The area is already quite densly built with diminishing natural spaces and greenery.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Support

Q4. **Tell us why**

If it is to be sold, investment as an education space is a good compromise (albeit a private school).

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

We do not need denser building in this area

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Balee Avenue Sheidow Park

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

Improves safety and useability. I was previously 'strongly opposed', but the Council's commitment to Hugh Boulevard Reserve upgrade has made me slightly less opposed to the Spinnaker Cir East Proposal. Please keep investing in green space - quality and quantity.



Respondent No: 50
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 15:16:29 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly do not support

Q2. **Tell us why**

not answered

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Support

Q4. **Tell us why**

Being used for carparking currently anyway

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly do not support

Q6. **Tell us why**

- tiny houses, no backyard, no parking space, roads are busy/full enough - takes away recreational space we use

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Do not support

Q8. **Which street do you live on?** Leeward Court Sheidow Park

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

Could spend money elsewhere. Bit of a waste.



Respondent No: 51
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 15:17:25 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?**	Undecided
Q2. **Tell us why**	
not answered	
Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School**	Support
Q4. **Tell us why**	
not answered	
Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council**	Strongly do not support
Q6. **Tell us why**	
not answered	
Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Support
Q8. **Which street do you live on?**	Spinnaker Circuit Sheidow Park
Q9. **How satisfied are you with this survey?**	Neutral
Q10. **Any additional comments.**	
Walk through to Church	

Respondent No: 52
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 15:19:19 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Support

Q2. **Tell us why**

Fortunately doesn't seem to change my circumstances

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Support

Q4. **Tell us why**

School might need more room for extra students

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

It is good for the council's revenue. Don't know what it will have for the current residents

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Spinnaker Circuit Sheidow Park

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

Some walking ways should be retained (exercise) Good to have a survey before such changes

Respondent No: 53
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 15:20:16 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?**	Support
Q2. **Tell us why**	not answered
Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School**	Support
Q4. **Tell us why**	not answered
Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council**	Support
Q6. **Tell us why**	not answered
Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Support
Q8. **Which street do you live on?**	Berrima Road (the other one)
Q9. **How satisfied are you with this survey?**	Happy
Q10. **Any additional comments.**	not answered



Respondent No: 54
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 15:22:54 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Support

Q2. **Tell us why**

This parcel of land is not used for anything apart from a short cut for people to get through from Spinnaker Circuit to Berrima Road

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

The school has been in this area for nay years and provides a choice for the local community. With an increase of students likely it will need opportunity to increase its buildings / educational resources

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Support

Q6. **Tell us why**

As long as Council uses the money to improve facilities / parks for its residents

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Westall Way Sheidow Park

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

Really useful especially for parents walking their children to school. Personally I often use this as a short cut when I am out walking. Great that the public are asked about their views. Thank you.



Respondent No: 55
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 15:25:30 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Support

Q2. **Tell us why**

Seems to be wasted land, which can be used by teh School nad build more homes.

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

The school needs more space as it is growing in size

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Support

Q6. **Tell us why**

Lovely area for young families to move into - close to schools

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Weanda Court Sheidow Park

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

We walk through the space daily - having a pathway would be great. I think selling to school is a move in the right direction for the area.



Respondent No: 56
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 15:32:48 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Support

Q2. **Tell us why**

- please turn over

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

- please turn over

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Support

Q6. **Tell us why**

Please turn over

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Alia Drive Sheidow Park

Q9. **How satisfied are you with this survey?** Happy

Q10. **Any additional comments.**

It isn't currently being utilised and the opportunity of growth for the local primary school is a major positive, with many families moving into the area. It's a positive for the area and will help attract young families to the area, which is a health thing for the neighbourhood.



Respondent No: 57
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 16:10:39 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Support

Q2. **Tell us why**

its not used effectively as a reserve

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Support

Q4. **Tell us why**

Using the area as a car park has eased congestin

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Support

Q6. **Tell us why**

makes sense to use the land. selling for residential build would be good

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Support

Q8. **Which street do you live on?** Spinnaker Circuit Sheidow Park

Q9. **How satisfied are you with this survey?** not answered

Q10. **Any additional comments.**

As a resident easy access is important to the school with a child attending from 2022

Respondent No: 58
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 16:11:46 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1.	**Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?**	Strongly do not support
Q2.	**Tell us why**	not answered
Q3.	**Do you support the proposal to sell Piece A to St Martin De Porres School**	not answered
Q4.	**Tell us why**	not answered
Q5.	**Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council**	Strongly do not support
Q6.	**Tell us why**	not answered
Q7.	**Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?**	Strongly support
Q8.	**Which street do you live on?**	Spinnaker Circuit Sheidow Park
Q9.	**How satisfied are you with this survey?**	not answered
Q10.	**Any additional comments.**	The reserve is a big part with walking my dogs.



Respondent No: 59
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 16:14:07 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

The school intends (if permitted) to use the area to aleviate the problems of traffic to and from the school which of course is very desirable. This is provided that drainage for stor water is included to prevent flooding in surrounding properties

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** not answered

Q4. **Tell us why**

not answered

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Undecided

Q6. **Tell us why**

not answered

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Do not support

Q8. **Which street do you live on?** Spinnaker Circuit Sheidow Park

Q9. **How satisfied are you with this survey?** not answered

Q10. **Any additional comments.**

If the school uses the area for car parking a access will be provided

Respondent No: 60
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 16:16:35 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

Development of the land will increase the value and make the street more attractive for investors. Please ensure land is divided correctly and no high rise complex

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Support

Q4. **Tell us why**

Good option as schools are important for the growth of the community PS I would not send my children there though

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly support

Q6. **Tell us why**

Correctly alocated plots will be attractive for increasing the value of the land and surrounding area

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** sp

Q9. **How satisfied are you with this survey?** not answered

Q10. **Any additional comments.**

not answered



Respondent No: 61
Login: City of Marion
Email: communityengagement@marion.sa.gov.au

Responded At: Nov 09, 2021 16:19:40 pm
Last Seen: Nov 10, 2021 00:41:05 am
IP Address: 203.28.47.1

Q1. **Do you support Council's proposal to revoke the Community Land classification of Spinnaker Circuit Reserve East?** Strongly support

Q2. **Tell us why**

Wasted land not maintained not used

Q3. **Do you support the proposal to sell Piece A to St Martin De Porres School** Strongly support

Q4. **Tell us why**

But as use for car park, not to add an addition to the school then having the same parking issues as before

Q5. **Do you support the proposal to sell Piece B on the open market (likely for residential development) – to achieve maximum net financial return to Council** Strongly support

Q6. **Tell us why**

But conditional to residential only (not commercial) (not high rise)

Q7. **Would you like to see a pathway linking Berrima Road and Spinnaker Circuit?** Strongly support

Q8. **Which street do you live on?** Spinnaker Circuit Sheidow Park

Q9. **How satisfied are you with this survey?** Neutral

Q10. **Any additional comments.**

Access That the car park is professionally built, not the current gravel!! Appropriate signage ie give way sign at entry exit point. This depends on if these surveys are considered!!

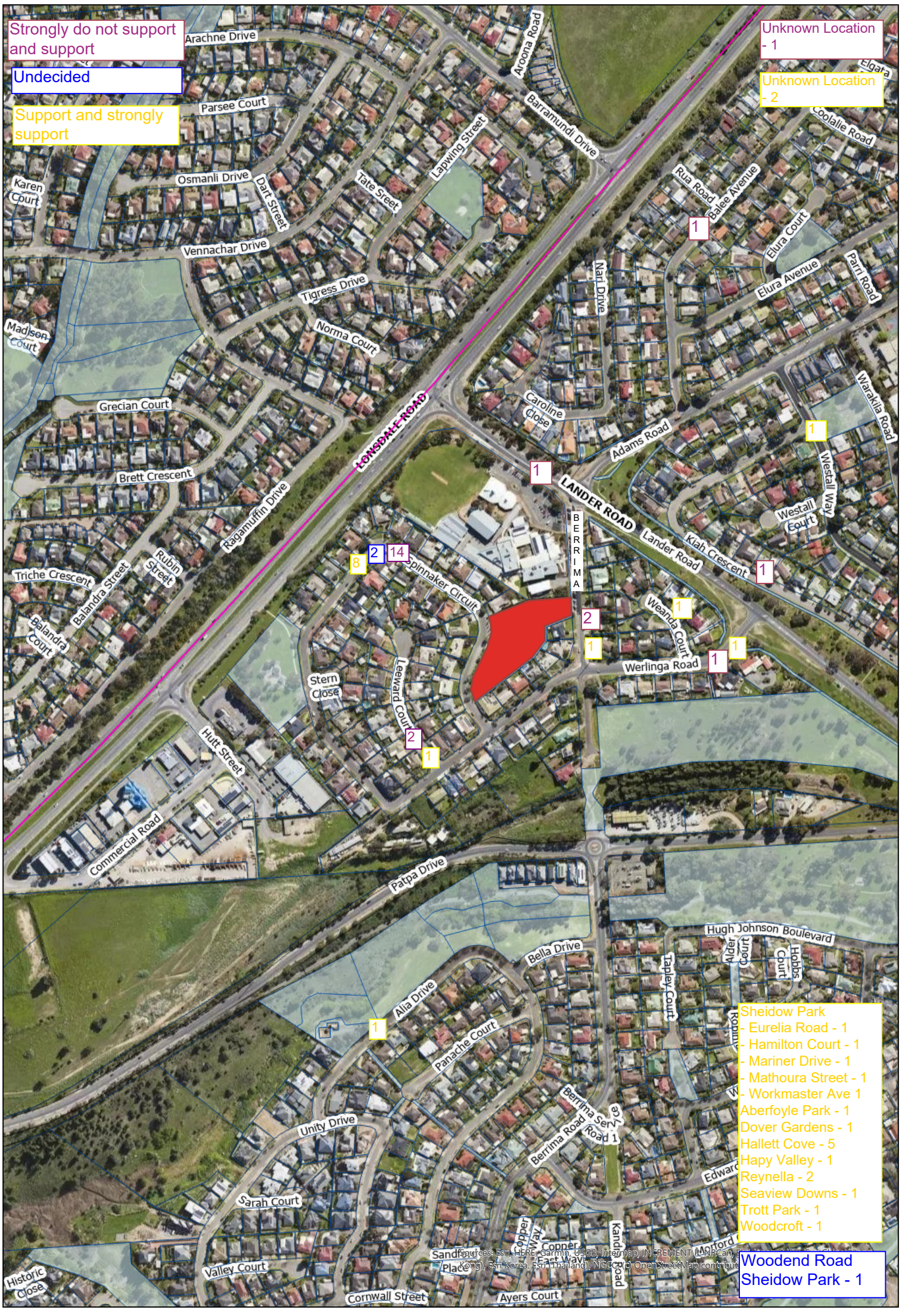
	24 September 2019 (GC190924R03)
1.	Notes the report.
2.	Undertakes Community Consultation regarding Spinnaker Circuit Reserve East (Allotment 88 in Field Plan 17901) on the following 5 options: i. no sale or lease of land and maintain as reserve; ii. sell/lease the Eastern section , subdividing the remaining land for residential purposes; iii. sell/lease the Northern section, and subdivide the remaining land for residential purposes; iv. sell/ lease all the reserve to the school; v. sell/lease the Eastern section, retaining the remaining as open space.

	10 December 2019 (GC191210R03)
1.	Notes the report.
2.	Acknowledges that Community Consultation regarding leasing the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years is not required.
3.	Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a five year term.

	25 February 2020 (GC200225M01)
	AMENDMENT (PART 1)
1.	Rescinds Motion GC191210R03: 1. Notes the report. 2. Acknowledges that Community Consultation regarding leasing the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East to the St Martin de Porres School for a period of five years is not required. 3. Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of land adjacent to Berrima Road of Spinnaker Circuit Reserve East at an amount that reflects a market rent from January 2020 for a five year term.
2.	Notes the report GC191210R03.
3.	Notes that the retention of the land known as Spinnaker Circuit Reserve East at Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546. Folio 484 does not contribute to Council's strategic objectives and is surplus to Council's requirements.
4.	Authorises Administration to commence the revocation process including the preparation of a report under Section 194(2)(a) and undertake public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.
5.	Notes that Administration will bring a report to Council for consideration of the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential disposal of the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484.
6.	Authorises the Chief Executive Officer to sell the Reserve in such a way so as to: a. Maximise the financial outcome to Council b. Comply with Council's Disposal of Land and Assets Policy and incorporate professional engineering and planning advice.
	AMENDMENT (PART 2)
7.	Notes that achievement of the above objectives through selling the Reserve is likely to include: a. Selling the portion of the Reserve shown as Option D (Appendix 1) in GC191210R03 (or similar to it) to St Martin de Porres School. b. Subdividing the remaining land to create new residential blocks for sale.
8.	Authorises the Chief Executive Officer to negotiate and enter into a lease of the portion of the Reserve shown as Option D in GC191210R03 (or similar to it) at an amount that reflects a market rent from February 2020 for a twelve month term (to align with any community land revocation process), noting that a Licenced Valuer will not be engaged to determine the market rent (consistent with Council's Leasing and Licensing of Council Owned Facilities Policy).

13 October 2020 (GC201013R05)	
1.	Notes the outcome of the community consultation process undertaken for the revocation of the community land classification for the whole of Spinnaker Circuit Reserve - East, Sheidow Park, at Lot 88 in Deposited Plan 17901, Certificate of Title Volume 5546 Folio 484 and for the potential disposal of the reserve.
2.	Authorises the lodgement of the proposal to dispose of the whole of Spinnaker Circuit Reserve -East, Sheidow Park to the Minister for Planning in accordance with Section 194 of the Local Government Act 1999 with: • a report on all submissions made as part of the public consultation process • a request to approve the revocation of the Community Land Classification
3.	Notes a report will be presented to Council upon receipt of the determination from the Minister for Planning in relation to Spinnaker Circuit Reserve - East, Sheidow Park.

27 July 2021 (GC210727R11.3)	
1.	Acknowledges the determination by the Minister for Planning and Local Government dated 23 June 2021;
2.	Confirms its intention is to sell the portion of the reserve indicated as 'Piece A' in Attachment 3 to St Martins De Porres School by negotiation, at or close to market value (bas
3.	Confirms its intention is to sell the portion of the reserve indicated as 'Piece B' in Attachment 3 on the open market in a manner to achieve maximum net financial return to Council, subject to the outcome of the revocation process;
4.	Endorses the Report for Consultation titled 'Section 194 Report for Consultation - Spinnaker Circuit Reserve' contained in Attachment 1 and resolves that it be subject to a period of Community Engagement, , in accordance with Section 194(2)(b) of the Local Government Act 1999 and Council's Community Engagement Policy;
5.	Authorises the 'Chief Executive Officer' or his nominee, to make minor variations to the Report for Public Consultation prior to the commencement of Community Engagement;
6.	Require a Community Engagement Plan to be prepared and referred to the Ward Councillors and Mayor for review prior to the commencement of the consultation period, community consultation to include mail out to residents within a 400 metre radius of the reserve, excluding the area to the west of Lonsdale Road;
7.	Confirms that should the revocation of community land classification and sale proceed, that net sale proceeds will be paid into the Open Space Reserve Fund for the development of Open Space for the benefit of the community, as approved by Council.
8.	Requires a further report to be presented for consideration by Council following conclusion of the public consultation under Section 194(2)(b) of the Local Government Act 1999 for the potential revocation of community land classification of the whole of the land known as Spinnaker Circuit Reserve East, Allotment 88 in Filed Plan 17901 comprised in Certificate of Title Volume 5546 Folio 484 to enable Council to determine if the revocation and disposal process should proceed.


Strongly do not support and support
Undecided
Support and strongly support
Unknown Location - 1
Unknown Location - 2
Sheidow Park
- Eurelia Road - 1
- Hamilton Court - 1
- Mariner Drive - 1
- Mathoura Street - 1
- Workmaster Ave 1
Aberfoyle Park - 1
Dover Gardens - 1
Hallett Cove - 5
Hapy Valley - 1
Reynella - 2
Seaview Downs - 1
Trott Park - 1
Woodcroft - 1
Woodend Road Sheidow Park - 1
Arachne Drive
Parsee Court
Osmanli Drive
Karen Court
Dart Street
Tate Sreet
Lapwing Street
Aroona Road
Barramundi Drive
Elgara
Coolalie Road
Rua Road
Balee Avenue
Elura Court
Elura Avenue
Parri Road
Nari Drive
Vennachar Drive
Tigress Drive
Norma Court
Madison Court
Grecian Court
Brett Crescent
Ragamuffin Drive
LONSDALE ROAD
Caroline Close
Adams Road
Warakila Road
Westall Way
Westall Court
LANDER ROAD
Lander Road
Klah Crescent
BERRIMA
Triche Crescent
Balandra Street
Rubin Street
Balandra Court
Spinnaker Circuit
Weanda Court
Werlinga Road
Stern Close
Leeward Court
Hutt Street
Commercial Road
Patpa Drive
Hugh Johnson Boulevard
Alder Court
Hobbs Court
Tapley Court
Bella Drive
Alia Drive
Panache Court
Berrima Road Service Road 1
Unity Drive
Sarah Court
Valley Court
Historic Close
Cornwall Street
Ayers Court
Copper Way
Copper Crescent
Kandara Road
Edward
Sandford Place
Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contribut

Attachment 5 – Potential Alternative Resolution Wording

For Revocation of Community Land Classification over Piece A and selling to the School and retaining Piece B

That Council:

1. Notes the outcome of the community consultation process undertaken for the revocation of the Community Land Classification for the whole of Spinnaker Circuit Reserve – East, Sheidow Park, at Lot 88 in deposited Plan 17901, Certificate of Title Volume 5546 Folio 484 and for the potential disposal of the approximately 6,158 square metres of land.
2. Declares that the retention 'Piece A'of the land does not contribute to Council's strategic objectives and is surplus to Council's requirements.
3. Authorises the lodgement of the request for consent to revoke the Community Land Classification over the 'Piece A' Portion of Spinnaker Circuit Reserve – East for the potential disposal of the land with the Minister for Local Government in accordance with Section 194 of the Local Government Act 1999:
   a. With a report on all submissions made as part of the public consultation process
   b. A request to consent to the revocation of the Community Land Classification over Spinnaker Circuit Reserve – East.
4. Notes a further report will be presented to Council upon receipt of the determination from the Minister for Local Government in relation to the revocation. Subject to Ministerial approval, the net proceeds from the sale will be paid into the Open Space Reserve Fund for the development of open space as provided by Council.
5. Resolves to retain the 'Piece B' portion of Spinnaker Circuit Reserve – East as open space.

11.2 Marion Arena Proposal to Grant Lease - Update	
Report Reference	GC220823R11.2
Originating Officer	General Manager City Development – Tony Lines
Corporate Manager	N/A
General Manager	General Manager City Development – Tony Lines

REPORT OBJECTIVE

The objective of the report is for Council to note additional information received about the Marion Arena and to approve a ground lease over 262A Sturt Road, Marion for a term of 42 years to Cruachan Investments trading as Ice Rinks Adelaide and the Pelligra Group (the Consortium) for the purpose of constructing and operating the Marion Arena indoor ice sports and rock-climbing recreational facility.

REPORT HISTORY

Report Reference	Report Title
GC220524R12.4	Marion Arena Proposal 262A Sturt Road, Marion – Community Consultation
GC220628R11.1	Marion Arena Community Land Management Plan
GC220628R11.2	Marion Arena Proposal to Grant Lease

EXECUTIVE SUMMARY

Council has received an Unsolicited Proposal to develop an indoor ice sports and rock-climbing recreational facility on Council owned land at 262A Sturt Road, Marion to be known as the Marion Arena. This land is classified as community land.

Council undertook a period of public consultation for the adoption of a proposed Community Land Management Plan under Section 197 of the Act and the alienation of community land by a lease for more than 5 years under Section 202. This was noted at the General Council meeting of 28 June 2022 (GC220628R11.1 and GC220628R11.2).

Subsequent to discussion at the General Council meeting of 28 June 2022, additional information has been obtained about the development (from the Consortium) and about site traffic management (from an independent traffic consultant). Key matters from this information include:

- A commitment from Pelligra to meet all site car parking requirements as identified by the independent traffic consultant, including replacing the 39 car parks that are already on the site.
- A master plan design from Pelligra that includes 270 car parks in a three level park (ground plus two decks above), which exceeds the minimum number of carparks.
- A commitment from Pelligra to meet (as a minimum) all planning regulation requirements for development, including those regarding overshadowing, sound and light, and will, to the best of their ability, accommodate additional measures to mitigate any disturbance to neighbouring residents.
- An endeavour from Pelligra to hold ongoing public consultation meetings at key project milestones, and ongoing / periodic consultations with neighbouring residents during the construction process.

It is recommended that Council authorise Administration to issue a notice to Marion Croquet Club to vacate the site, and to finalise lease negotiations with the Consortium for the lease of the land.

RECOMMENDATION

That Council:

1. **Notes that the feedback received from the Marion Arena community consultation process was noted at the General Council meeting of 28 June 2022.**
2. **Notes the additional information received about the Marion Arena from the Consortium, including a site Master Plan, a letter of commitment from Pelligra, and agreement to undertake stakeholder engagement during the planning phase.**
3. **Notes the independent report on traffic management for the Marion Arena and the broader site.**
4. **Notes that all Marion Arena car parking requirements, as identified by the independent traffic consultant, including replacing the 39 car parks that are already on the site, will be achieved in a three level (ground plus two decks above) 270 car park.**
5. **Notes that several options exist for improving site access arrangements on Sturt Road and that the Consortium will need to negotiate an access outcome with the Department of Infrastructure and Transport (DIT) and Council as part of their planning approval.**
6. **Authorises Administration to negotiate and agree final terms and make further amendments to the draft lease agreement as reasonably required, for the lease between Council and the Consortium over 262A Sturt Road Marion currently described as Allotment 100 in Filed Plan 147234 comprised in Certificate of Title Volume 5794 Folio 420.**
7. **Authorises the Mayor and Chief Executive Officer to attest to the affixation of the Common Seal of the Corporation of the City of Marion to a ground lease agreement with the Consortium or their related entity nominee for a term of 42 (forty two) years for an indoor ice sports and rock climbing recreational facility to be constructed and operated.**
8. **Authorises Administration to serve the required notice to Marion Croquet Club to terminate their occupancy agreement of the site which is currently operating on a month-to-month basis with no written agreement in place.**

DISCUSSION

Background

Council received an unsolicited proposal from Cruachan Investments trading as Ice Rinks Adelaide and the Pelligra Group (the Consortium) looking to develop an indoor ice sports and rock-climbing recreational facility on Council owned land at 262A Sturt Road, Marion to be known as the Marion Arena.

The land is classified as Community Land and has been occupied by the Marion Croquet Club since 1981. Marion Croquet Club currently occupy the site on a month-to-month basis and have no written agreement. The land is adjacent Club Marion, a short distance from Westfield Marion and the SA Aquatic and Leisure Centre.

Pursuant to the Local Government Act 1999 (the Act), this parcel has previously been included in ‘Community Land Management Plan 6 – Principal Sporting or Recreational Facilities’. Council has now separately adopted an individual management plan applicable to only this parcel titled ‘Marion Arena Community Land Management Plan’ due to the unique and specific nature of the proposed development.

Both the previous and new management plans include provisions for the development of the site as a Principal Sporting or Recreational Facility and allow for leases to be entered into by Council. The new management plan further reflects the unique and prominent position of this site by envisaging a long-term ground lease to allow a private developer the opportunity to fully develop the site as a Principal Sporting or Recreational Facility, subject to the standard Development Approval process, noting that no capital investment from Council will be required.

A ground lease is an agreement in which a tenant is permitted to develop the land during the lease term including the construction of buildings and infrastructure. Under Section 202 of the Act, a Council may grant a lease or licence over community land so long as it is consistent with the provisions of its adopted Community Land Management Plan and if the lease is for more than 5 years, the Council must follow the relevant steps set out in its public consultation policy and consult with the community before entering into the lease.

The lease term will be for 42 years, there will be no capital or operating investment from the City of Marion, and the agreement will include discounts for City of Marion residents between 5% and 10% on services provided at the Marion Arena. The lessee will pay a rent amount on the ground lease and will be responsible for the cost of their own separately metered utilities.

Community Consultation

Community consultation for a long-term lease of the land was run concurrently with but separately from the consultation on the Marion Arena Community Land Management Plan. It was open for a period commencing 25 May 2022 and closing on 20 June 2022.

The consultation activities included:

- A Notice in the Advertiser Newspaper
- A section on Council's Making Marion website
- Newsletter sent to all relevant Making Marion subscribers
- Direct Mail to 507 neighbouring properties
- Social media posts on Council social media accounts

The consultation activities were designed to raise awareness, inform the community and to give the public an opportunity to express their opinions, provide information and suggest alternatives to Council's proposed use of the land.

A total of 94 responses were received during the consultation; 56 were supportive of the proposal to grant the lease, 26 were not supportive of the proposal, and 12 were supportive of the proposal subject to amendments. Overall there was overwhelming support for the proposal to grant the lease.

Those opposed to the granting of the lease included comments from community members who would prefer to see the area retained as open space, or had concerns in relation to traffic impacts of the development. Traffic matters are addressed within this report and will also be considered as part of the Development Approval process.

Council noted the feedback received from the Marion Arena community consultation process at the General Council meeting of 28 June 2022.

Further information received from the Consortium

The Consortium (Pelligra) has provided a letter of commitment to the project (refer Attachment 1) and a Marion Ice Arena Master Plan Update (refer Attachment 2).

Key matters from this information include:

- A commitment from Pelligra to meet all site car parking requirements as identified by the

independent traffic consultant, including replacing the 39 car parks that are already on the site.
- A master plan design from Pelligra that includes 270 car parks in a three level park (ground plus two decks above), which exceeds the minimum number of carparks.
- A commitment from Pelligra to meet (as a minimum) all planning regulation requirements for development, including those with regard to overshadowing, sound and light, and will, to the best of their ability, accommodate additional measures to mitigate any disturbance to neighbouring residents.
- An endeavour from Pelligra to hold ongoing public consultation meetings at key project milestones, and ongoing / periodic consultations with neighbouring residents during the construction process.

Further information received regarding Traffic Management

Traffic management consultant CIRQA was engaged to undertake a traffic and parking study for the Marion Sports Precinct at 262-264 Sturt Road, Marion.

The report (refer Attachment 3) considered the following:
- review of the existing parking provision and peak parking demands of the site
- review of the existing access arrangement and operation
- assessment of the forecast parking demands associated with Marion Ice Arena and the potential implications for the broader Marion Sports Precinct
- analysis of the future conditions at the existing Sturt Road access point
- review of public transport provisions for the site
- review of walking and cycling provisions for the site (both internal and external).

The report concluded that:
- Adequate parking is (generally) available within the Marion Sports Precinct to accommodate demands associated with its existing operation. However, based upon current demands (including demand envisaged with other existing site users), no parking surplus is available for use by additional users or surrounding land uses.
- The concept plan provided by Pelligra illustrates that appropriate parking provisions will be able to be provided on-site (solely within the leasable area) to accommodate the Marion Ice Arena's requirement, as well as reinstate spaces removed from the Precinct's southern parking area (whilst also allowing additional provision to compensate for spaces lost to achieve Australian Standard compliance).
- The co-location of the two access points associated with the Marion Sports Precinct in a side-by-side nature is considered to be of a poor design. This is due to the interaction and influence of the two access points on one-another.
- Safety improvements to the Marion Sports Precinct's Sturt Road access should be explored to reduce and/or mitigate the risk of conflict associated with its location on an arterial road. This is further evidenced by the report 'right turn'/'right angle' crash history within the immediate vicinity of the access.
- Treatments to assist with the accommodation of additional traffic movements (associated with the Marion Ice Arena proposal) may include:
    - Signalisation of a single access point on Sturt Road (this could be an isolated signal for the site's access point only, or include a side street such as Duncan Street to maximise use of the infrastructure investment).
    - Relocation of the left-out only egress further east along Sturt Road to reduce the number of movements within the vicinity of the existing access.
    - Separation of right-turn movements in to and out of the Marion Sports Precinct via two access locations. This would provide additional capacity for the right-out movements as they would no longer be required to give way to right-turn movements entering the site.
- It is noted that peak traffic demands associated with sporting precincts typically occur over

short period of time (i.e. an intense traffic peak would typically occur before and/or after a match/training). Outside of these periods, traffic generated by sporting precincts is generally low.

There are a number of treatments for Sturt Road access, and the Consortium would need to negotiate an access outcome with the Department of Infrastructure and Transport (DIT) and Council as part of their planning approval.

Summary

In view of:

1. The community support for the Marion Arena proposal and for Council's proposal to grant a ground lease to facilitate this
2. The additional development and traffic information received,

it is recommended that Council authorises Administration to negotiate and agree final terms and make any further amendments to the draft lease agreement as reasonably required, for the lease between Council and the Consortium over 262A Sturt Road Marion, and authorises the Mayor and Chief Executive Officer to attest to the affixation of the Common Seal of the Corporation of the City of Marion to a ground lease agreement with the Consortium or their related entity nominee for a term of 42 years for an indoor ice sports and rock climbing recreational facility to be constructed and operated.

Prior to the new lease agreement being executed the required notice to Marion Croquet Club to terminate their occupancy agreement of the site, which is currently operating on a month-to-month basis with no written agreement in place, will need to be served in order that vacant possession may be provided to the consortium.

ATTACHMENTS

1. Pelligra Letter to CoM CEO 05.08.22 [**11.2.1** - 2 pages]
2. Pelligra - Marion Ice Arena Master Plan ISSUE 10.08.22 [**11.2.2** - 15 pages]
3. Cirqa - Marion Sports Precinct Parking and Access Study 17.08.22 [**11.2.3** - 48 pages]

16A KEILOR PARK DVE KEILOR 3033 VICTORIA AUSTRALIA
T +61 3 9307 4555 F +61 3 8358 5465 W PELLIGRA.COM

Pelligra

6th August 2022

Mr Tony Harrison
Chief Executive Officer - City of Marion
245 Sturt Road
Sturt, SA, 5047

Mr Tony Harrison,

We write to you in response to a formal 'Request For Information' issued to Pelligra on the 1st of August, with regard to our proposal to the City of Marion to develop an Ice Arena facility on the site of 262-264 Sturt Road, Marion.

As a fourth-generation family company, Pelligra is committed and enthusiastic of the opportunity to work with the City of Marion, elected members and the community to develop what will become a prominent piece of community / recreational infrastructure in the council area and a legacy asset in the Pelligra family portfolio.

To provide both certainty and clarity to council's elected, we wish to provide the below additional information, firming our commitment to deliver a piece of infrastructure that reflects the demands and responds to the concerns of the broader Marion community.

Pelligra acknowledge that carparking is limited within the broader sporting precinct adjacent to the site of the proposed Ice Arena, in which a traffic/carparking investigation is currently being undertaken by council (and their appointed consultants) to determine a resolution.

i. Pelligra highlight that as part of its proposal, we will provide 100% self-sufficiency of carparking within the title covenanted by the subject lease, through the most financially and practically efficient solution. Though this, Pelligra will ensure that carparking ingress and egress occurs immediately via the Sturt Road crossover and immediately within the precinct, alleviating the prospectus of end-users parking on private, residential streets.
ii. We further exercise our commitment to work with council to resolve any additional carparking deficits realised through its independently commissioned traffic report within the precinct, of which can be achieved through a subsequent agreement and subject to further negotiation / discussion. Pelligra offer our consultancy / advice as a builder/developer to council, in a bid to realise the most practical outcome in response any additional parking requirements/solutions required within the precinct.

Pelligra acknowledges that the subject property poised for developed adjoins residential land uses which raises sensitivities with regard to overshadowing, sound and light pollution. Pelligra advises that we will meet all planning regulation requirements for development – at a minimum, and will, to the best of our abilities, accommodate additional measures, that address mitigating disturbance to the neighbouring residents. Pelligra (in this preliminary position) is actively working with a team of architects and planners who are reviewing building orientation and solutions to improve setbacks,

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positioning of activity zones and landscaping to mitigate any public interface concerns, above and beyond minimum state planning requirements. Should we granted the ability to proceed with the development, we will be in a position to allocated further resources to provide detailed master plans, delivery schedule, and additional reports to representatives of councils planning team.

Pelligra adopts a strict policy to ensure the safety of the end-users / tenants of its facilities as well as the assets themselves. Pelligra is committed to working with council to investigate solutions including but not limited to, precinct wide security, restricted and monitored access, surveillance, independent facility access and security. All major events held at the facility themselves will incur the presence of security personnel and appropriate individual screening. Further, all staff members of the facility will be appropriately trained and screened for child safety and protection given the nature of the facilities use.

Throughout the town planning and construction process, Pelligra will endeavour to hold ongoing public consultation meetings at key project milestones, and ongoing / periodic consultations with neighbouring residents during the construction process. This will ensure transparency and mutual understanding between stakeholders, and allow Pelligra to accommodate any major concerns of residents should they arise during the construction process. Pelligra, as an experienced builder and developer, maintains an acknowledgement that the community is a critical stakeholder to the ongoing success of the facility and its operations. Pelligra will continue to uphold its position to work with council and the community to realise the best possible current and ongoing outcome of the facility.

Tony, we thank council, their elected members, and the broader community for their support of Pelligra's proposition as we continue to commit significant capital and resources to deliver community and recreational based facilities in prominent council areas across the state and nation.

Best Regards,

Steve Wren

General Manager (SA) - Pelligra Group Pty. Ltd.

Managing Director – Pelligra Group Sports and Entertainment

LEVEL 1, 300 RUNDLE STREET ADELAIDE SA 5000
M +61 433 288 373 E STEVE.WREN@PELLIGRA.COM
T +61 3 9307 4555 F +61 3 8358 5465 W PELLIGRA.COM

MARION ICE ARENA
MASTER PLAN UPDATE



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Pelligra | City Collective | Marion Ice Arena
Master Plan Update
AUGUST 2022

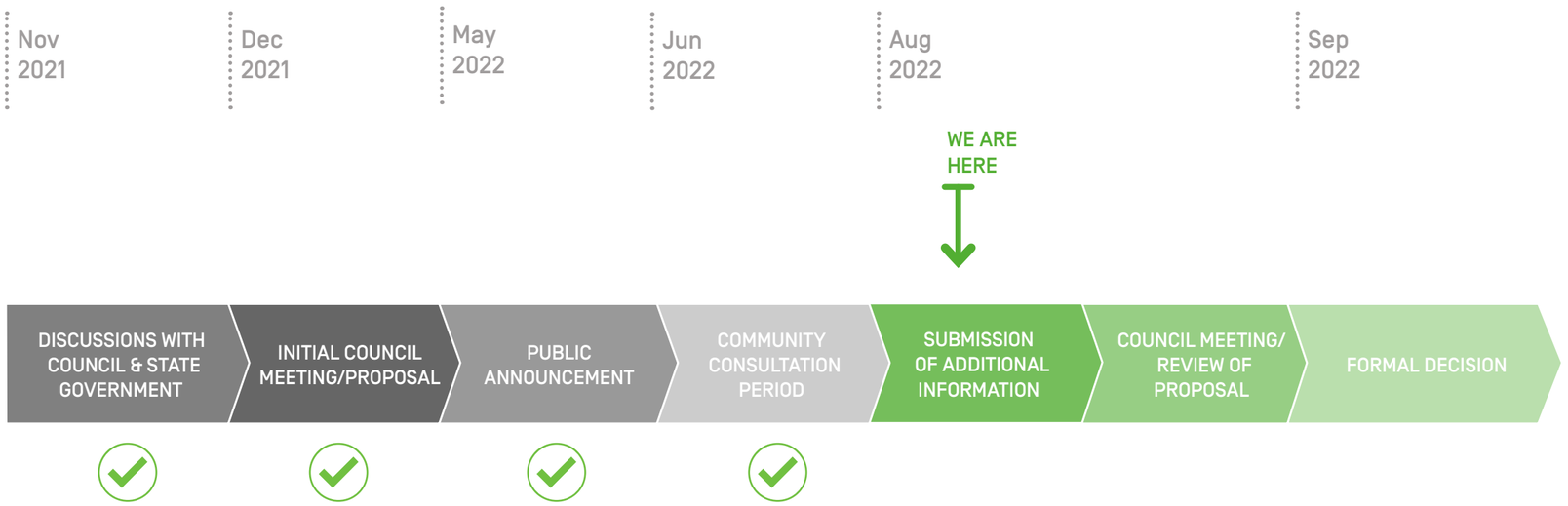
OBJECTIVES FOR TODAY

1. OUR JOURNEY TO DATE
2. WHAT WE'VE HEARD FROM COUNCIL
3. MASTER PLAN FRAMEWORKS
4. MASTER PLAN UPDATES
5. NEXT STEPS: COMMENTS & QUESTIONS

Acknowledgement of Country

City Collective acknowledge the Kaurna People, the Traditional Custodians of the land of the Adelaide Plains and recognise their continuing connection to land, waters and culture. We pay our respects to their Elders past, present and emerging.

OUR JOURNEY TO DATE



WHAT WE HEARD FROM **CITY OF MARION**

ITEMS TO CONSIDER IN THE MASTER PLAN REFINEMENT:

- SETBACKS FROM STURT ROAD AND RESIDENTIAL STREETS
- ARRIVAL AND CONNECTION TO PRECINCT
- TRAFFIC MANAGEMENT & CAR PARKING
- INTERFACE TO ADJOINING PROPERTIES
- ACOUSTIC ATTENUATION
- LIGHT SPILL
- CPTED (SAFETY)



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DELIVERING AN **INTEGRATED PRECINCT:** 4 KEY **MASTER PLAN STRATEGIES**

1. ESTABLISH SETBACKS TO THE SOUTH (STURT ROAD), WEST (RESIDENTIAL) AND NORTH (SHELLEY AVENUE)



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DELIVERING AN **INTEGRATED PRECINCT:** 4 KEY **MASTER PLAN STRATEGIES**

1. **ESTABLISH SETBACKS** TO THE SOUTH (STURT ROAD), WEST (RESIDENTIAL) AND NORTH (SHELLEY AVENUE)
2. POSITION FRONT DOOR TO **CAPITALISE ON CONNECTION** TO ADJOINING **SPORTS PRECINCT**



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7|

DELIVERING AN **INTEGRATED PRECINCT:** 4 KEY **MASTER PLAN STRATEGIES**

1. **ESTABLISH SETBACKS** TO THE SOUTH (STURT ROAD), WEST (RESIDENTIAL) AND NORTH (SHELLEY AVENUE)
2. POSITION FRONT DOOR TO **CAPITALISE ON CONNECTION** TO ADJOINING **SPORTS PRECINCT**
3. LOCATE CARPARKING TO THE NORTH TO **INCREASE BUFFER AND SOFTEN RESIDENTIAL INTERFACE**



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DELIVERING AN **INTEGRATED PRECINCT:** 4 KEY **MASTER PLAN STRATEGIES**

1. **ESTABLISH SETBACKS** TO THE SOUTH (STURT ROAD), WEST (RESIDENTIAL) AND NORTH (SHELLEY AVENUE)
2. POSITION FRONT DOOR TO **CAPITALISE ON CONNECTION** TO THE REST OF THE **SPORTS PRECINCT**
3. LOCATE CARPARKING TO THE NORTH TO **INCREASE BUFFER AND SOFTEN RESIDENTIAL INTERFACE**
4. **ARTICULATE AND EMPHASISE STURT ROAD ENTRANCE** TO DEFINE AND ADDRESS THE CORNER



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MASTER PLAN UPDATE: **SITE PLAN**

1. **MAIN VEHICLE ACCESS** VIA PRECINCT CARPARK
2. **ENTRY FORECOURT** CONNECTED TO EXISTING SPORTS PRECINCT
3. EXISTING ABOVE GROUND **WATER TANK**
4. **LANDSCAPE BUFFER**



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MASTER PLAN UPDATE: **GROUND FLOOR**

1. ICE RINK
2. ROCK CLIMBING
3. LOAD / PLANT / STORE
4. CHANGEROOMS & BATHROOMS
5. SKATE STORE
6. CAFE / RECEPTION / FOYER
7. ENTRY FORECOURT
8. DROP OFF ZONE
9. CAR PARK
10. EXISTING WATER TANK
11. RAMP UP TO LEVEL 1
12. LANDSCAPE BUFFER
13. ACOUSTIC / CPTED WALL TREATMENTS

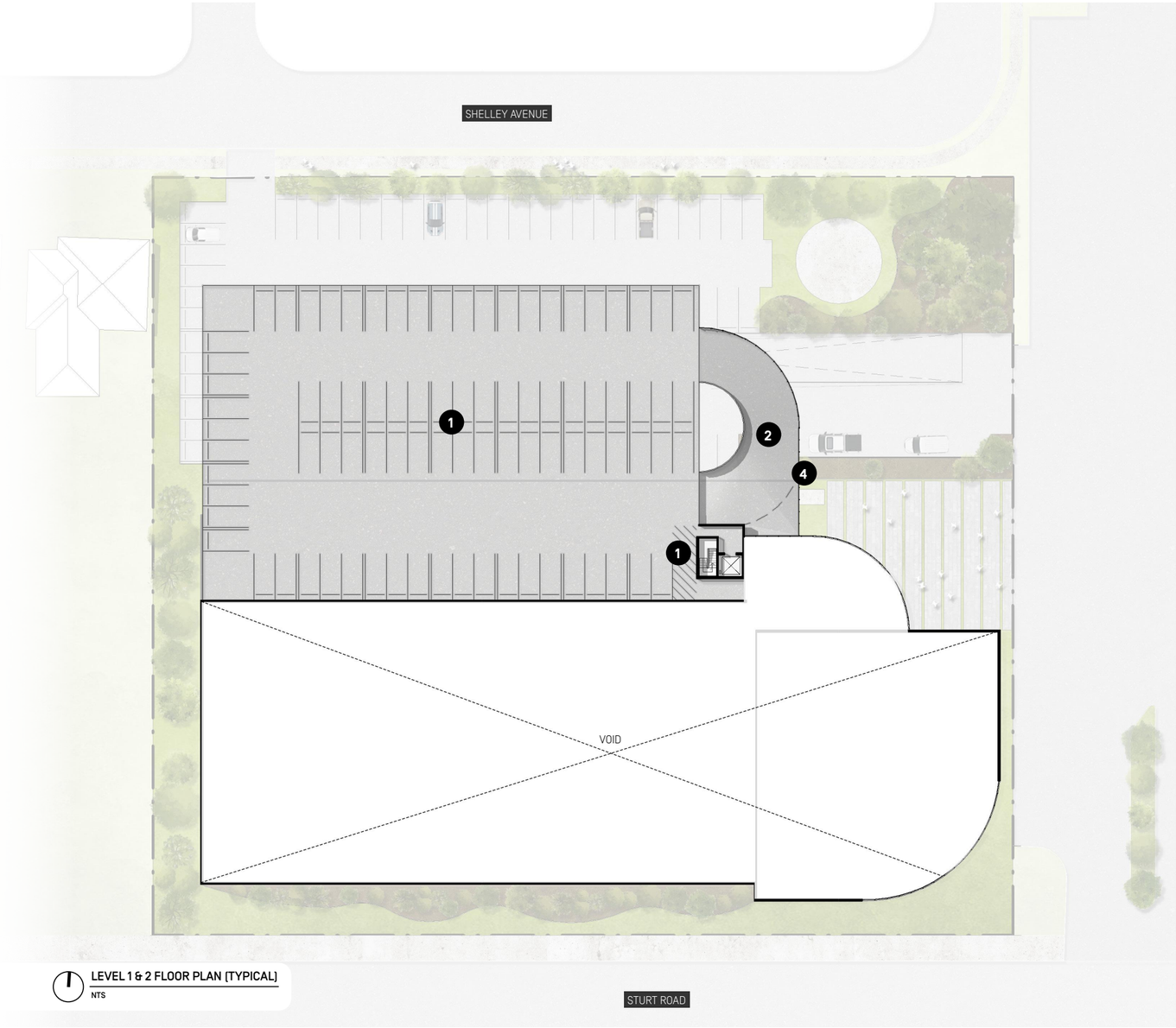


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MASTER PLAN UPDATE:
LEVEL 1 & 2 (TYPICAL)

1. CAR PARK
2. RAMP ACCESS BETWEEN LEVELS 1 & 2 CARPARKING
3. LIFT / STAIR ACCESS
4. FACADE SCREENING



LEVEL 1 & 2 FLOOR PLAN (TYPICAL)
NTS

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THE OPPORTUNITY TO DELIVER **COUNCIL'S REQUESTS**

ITEMS TO CONSIDER IN THE MASTER PLAN REFINEMENT:

- SETBACKS FROM STURT ROAD AND RESIDENTIAL STREETS
  - SETBACKS AS PER PLANNING & DESIGN CODE ACHIEVED
- ARRIVAL AND CONNECTION TO PRECINCT
  - PRIMARY ENTRANCE THROUGH EXISTING CARPARK
- TRAFFIC MANAGEMENT & CAR PARKING
  - 270 CARPARKS PROVIDED WHICH MEETS REQUIREMENT
- INTERFACE TO ADJOINING PROPERTIES
- ACOUSTIC WALL TREATMENTS & ATTENUATION
  - SOLID ELEMENTS POSITIONED TOWARDS RESIDENTIAL PROPERTIES
- LIGHT SPILL
  - SCREENING TO CARPARK FACADE TO MITIGATE LIGHT SPILL
- CPTED (SAFTEY)
  - VISUALLY PERMEABLE FENCING BETWEEN BUILDING AND BOUNDARY AT BOTH ENDS, WITH NO POINTS OF ENTRAPMENT



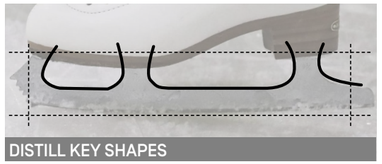
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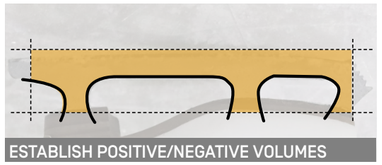
HOW WE HAVE CREATED AN **ARTICULATED & ACTIVATED** FACADE DESIGN BEFORE

- THE BUILDING HAS THE OPPORTUNITY TO ADD TO THE **URBAN IDENTITY** OF THE SPORTS PRECINCT
- THE **ICE ARENA PROGRAM** CAN BE USED TO **INSPIRE AND INFORM THE ARCHITECTURAL FORM** OF THE BUILDING DESIGN RESPONSE
- THE **ICE SKATE BLADE** CAN BE REFERENCED TO ESTABLISH POSITIVE & NEGATIVE VOLUMES WITHIN THE FACADE, DRAWING UPON THE SWEEPS AND CURVES TO DETERMINE THE GEOMETRY.
- THE BLADE MOTIF CAN EXTENDED FURTHER TO ESTABLISH A FACADE TREATMENT, CREATING A FENESTRATION THAT IN PARTS CAN BE **PERMEABLE AND OPEN** TO THE PRECINCT, WHILE ALSO PERFORMING TO **MINIMISE LIGHT SPILL**.

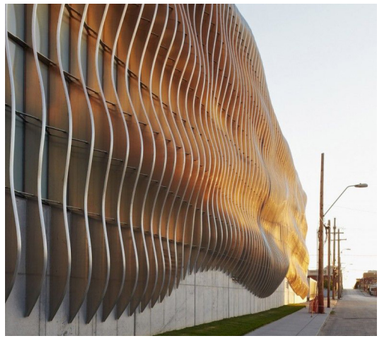


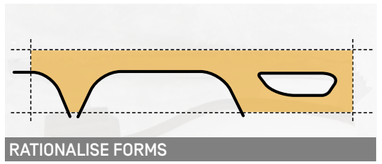


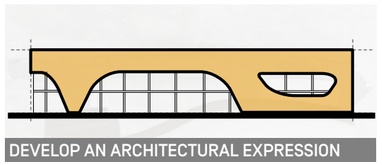












NEXT STEPS: COMMENTS & QUESTIONS

- INCORPORATE **FEEDBACK**
- FURTHER REFINE **MASTER PLAN**
- **PRE-PLANNING DISCUSSIONS** WITH COUNCIL & STAKEHOLDERS
- PREPARE **PLANNING APPLICATION**

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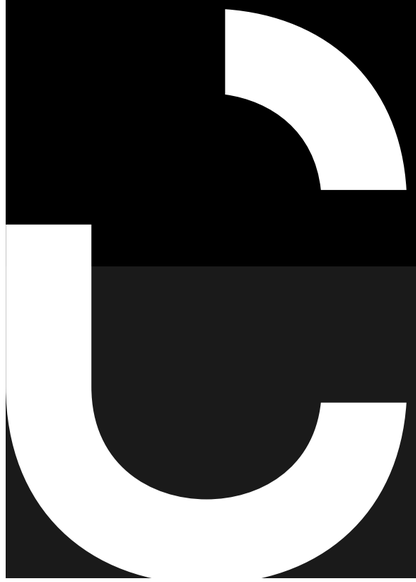
City Collective

+61 8 8182 1270
hello@citycollective.com.au

Adelaide
Suite 115 Epworth Building,
33 Pirie Street
Adelaide, SA, 5000

Melbourne
Ground Level
23 Kerr Street
Fitzroy VIC, 3065

citycollective.com.au





MARION SPORTS PRECINCT
262-264 STURT ROAD, MARION

PARKING AND ACCESS STUDY

CIRQA™

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Client:	City of Marion
Client contact:	Warwick Deller-Coombs

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CIRQA Pty Ltd
ABN 12 681 029 983
PO Box 144, Glenside SA 5065
150 Halifax Street, Adelaide SA 5000
(08) 7078 1801
www.cirqa.com.au

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APPENDIX D: AUSTRAFFIC THURSDAY & SATURDAY PARKING DATA

1. EXECUTIVE SUMMARY

CIRQA has been engaged to undertake a traffic and parking study for the Marion Sports Precinct at 262-264 Sturt Road, Marion. This report summarises investigations undertaken in respect to the traffic and parking aspects of the site's existing operation, as well as the impacts of the potential lease of the western portion of the site to a third-party (for the development of 'Marion Ice Arena', an ice rink, play café and rock-climbing facility).

Specifically, this report contains findings and recommendations in respect to the following matters:

- existing on-site parking provision – review of the existing parking provision and peak parking demands of the site;
- existing site access arrangement – review of the existing access arrangement and operation;
- future parking demands – assessment of the forecast parking demands associated with Marion Ice Arena and the potential implications for the broader Marion Sports Precinct;
- site access impacts – analysis of the future conditions at the existing access point. This will include high level access concepts to accommodate the proposal;
- public transport – review of public transport provisions for the site; and
- walking and cycling – review of walking and cycling provisions for the site (both internal and external).

Discussions have been held with both the City of Marion (Council) and Pelligra (the proponent for the Marion Ice Arena) in respect to the precinct and the proposed facility. CIRQA's investigations have taken into account comments provided by both Council and Pelligra.

Consideration should be given to the improvement of active transport facilities both within the Marion Sports Precinct, and externally adjacent the site. This should include connectivity to existing pedestrian and cycling networks, as well as the provision of on-site infrastructure. The proposed Marion Ice Arena should also include provision for on-site bicycle parking (for both staff and patrons).

With regard to parking, it is considered that an appropriate solution can be determined and accommodated on-site to facilitate expected parking demands (associated with all users of the site, including the Marion Ice Arena). Based upon existing survey data and known future development (i.e. the redevelopment of the Basketball Stadium), the site is expected to generate demand for in the order

of 480 parking spaces. Such demands would be accommodated within the future provision of 501 spaces. Demands associated with the Marion Ice Arena would therefore be required to be accommodated in addition to those associated with the existing site, given negligible surplus parking is available.

Opportunities are available to consolidate on-site parking through multi-deck parking, thereby reducing the need for additional overflow parking areas proposed as part of the Basketball Stadium redevelopment.

Serviceability of the Marion Sports Precinct's existing uses should also be considered with any changes to the existing parking, circulation and/or access arrangements. Similarly, the Marion Ice Arena's parking area design should ensure appropriate design and interaction between various users of the site.

The site's existing access points on Sturt Road currently operate within capacity, however, high delays currently occur for right turn movements from the Marion Sports Precinct and the Council's access points (located directly opposite). The co-location of the two access points associated with the Marion Sports Precinct in a side-by-side nature is considered to be a poor design. This is due to the interaction and influence of the two access points on one-another. Safety improvements to the Marion Sports Precinct's Sturt Road access should be explored to reduce and/or mitigate the risk of conflict associated with its location on an arterial road. This is further evidenced by the report 'right turn'/'right angle' crash history within the immediate vicinity of the access.

The additional traffic generated by the Marion Ice Arena will increase delays at the site's existing access points, particularly for the right turn movements to/from the site. The right-out movement out of the Marion Sports Precinct is forecast to become over capacity at times and experience excessive delays.

The modelling has indicated that a solution will be required to mitigate the impact of the proposed Marion Ice Arena. Potential options to accommodate the additional movement include (but are not limited to):

- the signalisation of an access point on Sturt Road; and/or
- provision of an additional access, separating right-turn movements in to and out of the Marion Sports Precinct (i.e. one right turn movement at each access location).

Further detailed parking and traffic investigations (including liaison with the relevant road authorities) will be required as the project progresses (i.e. during design development of the Marion Ice Arena).

2. BACKGROUND

2.1 SUBJECT SITE

The Marion Sports Precinct is located on the northern side of Sturt Road, and comprises four allotments, namely:

- Allotment 100 (262A) Sturt Road, Marion (CT 5794/420);
- Allotment 1 (262-264) Sturt Road, Marion (CT 5491/469);
- Allotment 2 (262C) Sturt Road, Marion (CT 6063/665);
- Allotment 7 (262-264) Sturt Road, Marion (CT 6063/666); and
- Allotment 20 (2A) Jasmine Avenue, Marion (CT 5562/639).

The Precinct is bound by Norfolk Road to the north, Jasmine Avenue and residential dwellings to the east; Sturt Road to the south; and Christina Street and residential dwellings to the west.

The Planning and Design Code identifies that the site is located within a Recreation Zone, with the following Overlays applicable:

- Airport Building Heights (Regulated) (All structures over 110 metres);
- Advertising Near Signalised Intersections;
- Future Road Widening;
- Hazards (Flooding);
- Hazards (Flooding - General);
- Major Urban Transport Routes;
- Prescribed Wells Area;
- Regulated and Significant Tree; and
- Traffic Generating Development.

Figure 1 illustrates the Marion Sports Precinct (highlighted in blue) and the adjacent road network. Of note (and the primary subject of this report), Allotment 100 is illustrated highlighted in yellow.

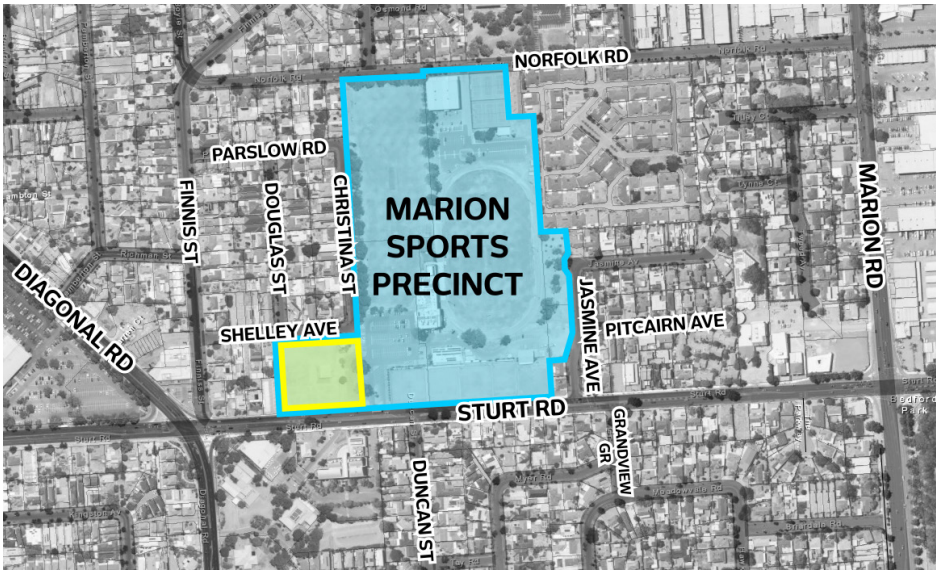


Figure 1 - The Marion Sports Precinct (blue), the proposed location of the Marion Ice Arena (yellow) and the adjacent road network

The Marion Sports Precinct is home to a large range of sporting facilities including ovals, basketball courts, tennis courts and lawn bowl greens. These facilities allow a range of sports to be played within the precinct including (but not limited to):

- Australian Rules Football;
- Soccer;
- Cricket;
- Croquet;
- Basketball;
- Tennis;
- Lawn bowls; and
- Gridiron.

The Marion Sport Precinct facilitates competition matches as well as associated club trainings throughout a seven-day week (i.e. inclusive of Saturdays and Sundays). While use by various sporting clubs varies throughout the year (i.e. a number of sports are seasonal), the facilities are generally used at all times. This is due to most facilities (with the exception of the lawn bowls rinks, tennis courts and basketball courts) being 'multi-purpose' pitches/fields.

In addition to the above sports facilities, the site also accommodates Club Marion (the Marion Sports and Community Club). Club Marion comprises amenities for the sports clubs, as well as hotel type offerings for the general public (i.e. food, bar, gaming and function facilities). Club Marion operates seven days per week.

The site is serviced by two separate formalised parking areas, with further informal parking opportunities currently provide around the oval and (on-site) adjacent Jasmine Avenue.

The northern parking area comprises 147 parking spaces, with vehicle access provided via a two-way crossover on Norfolk Road. All movements are accommodated at the access point.

The southern parking area comprises 262 parking spaces. Access to the parking area is provided via the following access points:

- a two-way access point on Sturt Road (westernmost access point), at which all turning movements are accommodated;
- a one-way egress only on Sturt Road, at which turning movements are restricted to left out by a solid median on Sturt Road; and
- a two-way access point on Jasmine Avenue (providing informal access to the parking area across a gravel portion of the site), at which all turning movements are accommodated.

2.2 BACKGROUND DEVELOPMENT

It is understood that development approval was recently granted for the redevelopment and expansion of the Precinct's basketball facilities (located adjacent the northern site boundary and accessed via Norfolk Road). Specifically, the proposal comprised the addition of two basketball courts and associated amenities, and the refurbishment of the existing facilities. Of note, CIRQA was previously engaged to provide parking and traffic advice for the proposed basketball facility's redevelopment.

As part of the proposal, the northern parking area will be reconfigured to accommodate 112 parking spaces (reduced from 147 parking spaces due to the expansion). An additional 127 informal parking spaces are nominated to be provided within an overflow parking area located immediately east of the Precinct's primary oval (adjacent Jasmine Avenue). These parking spaces will be accessed via a connection internally within the Marion Sports Precinct around the outside edge of the oval (i.e. accessed via the existing, now redundant, circulation area surrounding the oval).

The proposed expansion of the basketball facilities and northern parking area (and overflow) will not impact the existing parking and access arrangements for the southern parking area.

2.3 ADJACENT ROAD NETWORK

Sturt Road is an arterial road (bordering the southern side of the site) under the care and control of DIT. Sturt Road generally comprises two through traffic lanes in each direction separated by a solid median treatment. Directly adjacent the site, channelised right turn lanes are provided into the Marion Sports Precinct, City of Marion Council offices, and Duncan Street. Traffic data obtained from DIT indicates that this section of Sturt Road has an Annual Average Daily Traffic (AADT) volume in the order of 39,000 vehicles per day (vpd). Adjacent the site, a 60 km/h speed limit applies on Sturt Road.

Diagonal Road is an arterial road under the care and control of DIT. Adjacent the site, Diagonal Road generally comprises two through traffic lanes in each direction separated by a solid median treatment. Traffic data obtained from DIT indicates that this section of Diagonal Road has an AADT volume in the order of 30,100 vpd. Adjacent the site, a 60 km/h speed limit applies on Diagonal Road.

Marion Road is an arterial road under the care and control of DIT. North of Sturt Road, Marion Road generally comprises two through traffic lanes in each direction separated by a solid median treatment. South of Sturt Road, Marion Road generally comprises three through traffic lanes in each direction separated by a solid median treatment. Traffic data obtained from DIT indicates that this section of Marion Road has an AADT volume in the order of 43,800 vpd. Adjacent the site, a 60 km/h speed limit applies on Marion Road.

Norfolk Road is a collector road (bordering the northern boundary of the site) under the care and control of the City of Marion. Norfolk Road comprises a 7.2 m (approximate) wide carriageway with a single marked traffic lane in each direction. Adjacent the site, parking is restricted on the southern side of Norfolk Road with yellow linemarking. Part-time parking restrictions (6:00 pm to 11:00 pm, Monday to Friday) are in place on the northern side of the Norfolk Road. A default urban speed limit of 50 km/h applies on Norfolk Road. Traffic data recorded by Council indicates that Norfolk Road currently accommodates in the order of 2,210 vpd.

Christina Street is a local street (bordering the western side of the site) under the care and control of the City of Marion. Christina Street comprises a 7.8 m wide carriageway (approx.) facilitating two-way vehicle movements. On-street parking (unrestricted) is accommodated on both sides of Christina Street along its length. Traffic data is unavailable for Christina Street. Traffic data recorded by Council

indicates that Christina Street currently accommodated in the order of 78 vpd. A default urban 50km/h speed limit applies on Christina Street.

Shelley Avenue is a local street (bordering the northern portion of the proposed leasable area) under the care and control of the City of Marion. Adjacent the site, Shelley Avenue comprises a 7.8 m wide carriageway (approx.) facilitating two-way vehicle movements. On-street parking is generally permitted (unrestricted) on both sides of Shelley Avenue however is prohibited from 8:00 am 5:00 pm, Monday to Friday, and from 8:00 am to 12:00 noon on Saturday. Traffic data is unavailable for Shelley Avenue. A default urban 50km/h speed limit applies on Shelley Avenue.

Jasmine Avenue is a local 'no through' road under the care and control of the City of Marion. Adjacent the site, Jasmine Avenue comprises an 8.0 m wide carriageway (approx.) accommodating two-way traffic movements. Unrestricted on-street parking is accommodated on both sides of Jasmine Avenue. Traffic data recorded by Council indicates that Jasmine Avenue currently accommodated in the order of 220 vpd. The default urban speed limit of 50 km/h applies on Jasmine Avenue.

2.4 WALKING AND CYCLING

Sealed footpaths are provided on both sides of Sturt Road, Shelley Avenue, Christina Street, Norfolk Road, and Jasmine Avenue, accommodating both pedestrian and cyclist movements. Where no on-street bicycle lanes are provided (or outside of operational hours), bicycle movements are accommodated on-street under standard shared arrangements.

In addition, part-time bicycle lanes (7:30 am to 9:00 am and 4:30 pm to 6:00 pm, Monday to Friday) are located on both sides of Sturt Road east of the site, however cease on approach to, and departure from, the signalised intersection of Sturt Road and Diagonal Road.

Similarly, part-time bicycle lanes are also provided on both sides of Marion Road (operational from 7:00 am to 10:00 am and 3:00 pm to 7:00 pm, Monday to Friday), albeit cease on approach to, and departure from, the signalised intersection of Sturt Road and Marion Road.

Finnis Street is identified as a 'Secondary Road with Bike Lane' as part of the BikeDirect network. However, bicycle lanes are part-time (as opposed to full time) and only operational from 7:00 am to 8:30 am, and 3:30 pm to 5:30 pm, Monday to Friday. Outside of these times, on-street parking is permitted, thereby requiring cyclists to share the adjacent carriageway.

The Sturt River Linear Path is also located within relatively close proximity (approximately 825 m) to the Marion Precinct, however, is not directly connected

via continuity of shared path infrastructure. Instead, users are required to utilise the existing (standard) footpath network or cycle on-street under a standard shared arrangement.

2.5 PUBLIC TRANSPORT

Numerous public transport services operate within close vicinity to the Marion Sports Precinct. Specifically, frequent bus services operate along Sturt Road, Finnis Street, Diagonal Road and Marion Road with bus stops (in both directions) located within 400 m of the site.

Bus stops are located immediately adjacent the Marion Sports Precinct on Sturt Road. These stops are serviced by the following bus routes:

- Route 300, 300H, 300J, 300G – Suburban Connector;
- Route 320 – Aberfoyle Hub to Marion Centre Interchange;
- Route 600 – Old Reynella Interchange to Marion Centre Interchange;
- Route 600A – Old Reynella Interchange/Marion Centre Interchange to Aberfoyle Hub;
- Route 600B – Aberfoyle Hub/Marion Centre Interchange to Blackwood Interchange;
- Route 601 – Old Reynella Interchange to Marion Centre Interchange;
- Route 601A – Marion Centre Interchange to Aberfoyle Park;
- Route 601B – Old Reynella Interchange to Aberfoyle Hub;
- Route 640 – Marino to Marion Centre Interchange;
- Route 681 – Hallett Cove Beach Station to Flinders University;
- Route 720, 720H – Old Reynella Interchange to City;
- Route 973 – Springbank Secondary College to Marion Centre Interchange;
- Route 982 – Sacred Heart Senior College to St Marys;
- Route 996 – Marion Centre Interchange to Blackwood High School;
- Route AO8 – Hallett Cove Shops to Adelaide Ovals;
- Route G10 – Marion Centre Interchange to Blair Athol;
- Route N10 – After Midnight Saturday PM – Sunday AM Marion Centre Interchange;
- Route N21 – After Midnight Saturday PM – Sunday AM City to Aberfoyle Hub;
- Route N721 – After Midnight Saturday PM – Sunday AM Seaford Centre to City; and

- Route W90, W90M – Marion Centre Interchange to Paradise Interchange/Marden.

The above bus routes provide easily accessible and convenient access between the Marion Sports Precinct and nearby bus interchanges increasing the connectivity of the subject site beyond the destinations listed above.

3. LEASE PROPOSAL

The City of Marion are currently in discussions with Pelligra in relation to the lease of Allotment 100 (the westernmost portion of the Marion Sports Precinct, highlighted in yellow in Figure 1) to facilitate the development of 'Marion Ice Arena'.

The subject leasable area is currently home to the Marion Croquet Club and its three (3) playing fields. The leasable area also comprises grassed area bordering each playing field as well as the club's clubhouse.

Used by the Croquet Club and the broader Marion Sports Precinct, the leasable area also comprises 39 existing parking spaces and irrigation infrastructure (the latter of which must be maintained in its current form and location).

Based upon preliminary information provided by Pelligra, the Marion Ice Arena is anticipated to facilitate the following key components:

- 2,200 m^2 of 'ice rink' floor area;
- 850 m^2 of 'rock climbing/bouldering' floor area;
- 200 m^2 of 'café/reception' floor area;
- 450 m^2 of amenities and back-of-house/storage floor area; and
- 272 vehicle parking spaces (excluding dedicated disabled parking spaces and required turnaround facilities).

Additional information has also been sought from Pelligra in relation to the proposed operation of the facility. The information provided identifies that:

- the facility will operate from 6:00 am to 10:00 pm, Monday to Sunday;
- peak visitations to the facility are expected to occur on Saturday afternoons;
- during typical weekday operation (Monday to Friday), the facility is expected to generate up to approximately 25% of the facility's Saturday peak;
- on Friday evenings, up to 50% of the facility's Saturday peak is expected; and
- on Sunday afternoons, the facility is expected to generate up to 85% of the Saturday peak.

To assist with further understanding of Pelligra's intention for the subject allotment during their lease, a high-level concept plan of the site master plan has been provided. The concept plan is attached in Appendix A of this report.

It should be noted that the concept plan is of a high-level nature and may change slightly as part of a refined development proposal. However, it is considered that the concept provides an appropriate indication of the intent of Pelligra's proposal.

As illustrated on the attached concept plan, vehicle access to the 'Marion Ice Arena' is proposed via the Marion Sports Precinct's southern parking area and, therefore, Sturt Road. Further refinement of the concept proposal will however be required to be undertaken to ensure that the Precinct's access points have adequate capacity to accommodate additional vehicle movements, without creating undue safety impacts on the surrounding vehicle, cycling and/or pedestrian networks.

Similarly, parking demands associated with the proposal will be required to be accommodated within parking provisions constructed as part of Pelligra's 'Marion Ice Arena'. The 272 parking spaces proposed across three parking levels (ground, first and second floors, as shown on the attached concept plans in Appendix A) will also be required to accommodate demands for parking space demands lost as a result of the removal of the 39 spaces currently located on the lease allotment. The site's parking design (including ramp gradients and transitions) will need to comply with the requirements of relevant Australian Standards.

Whilst not shown on the concept plans, it is also recommended that the proposal include bicycle parking provisions for users of the Marion Ice Arena. Such an accommodation will enable access to the facility by an increased number of users and will also assist in reducing the site's dependency on private vehicles.

The concept plans also illustrate a vehicle access door (to a plant/storage area) accessed from the indicative parking area. The design of the parking area will need to ensure that appropriate service and refuse vehicle access can be permitted, without detrimentally impacting upon users of the parking area. This also includes consideration of increase operating heights associated with commercial vehicles within covered areas (i.e. beneath the first-floor parking area).

Of particular note, reversing movements by commercial vehicles within the parking area are generally discouraged during regular operation hours (when visitors may also be using the site's parking area). Service vehicle activities should, regardless, be limited to occur outside of peak periods.

Aside from the initial conceptual information provided by Pelligra to date, detailed traffic and parking assessments would be required to be submitted as part of a future Development Application. The assessments will need to demonstrate the appropriateness of traffic and parking aspects proposed as well as adequacy and suitability of existing infrastructure relied upon by the proposal (for example, the existing access points' capacities to accommodate additional vehicle movements). In the event that inadequate parking and/or traffic capacity is identified, or existing infrastructure is determined to be unsuitable, appropriate solutions will be required to be developed to ensure the proposal's safe and efficient operation.

Notwithstanding the above, in order to assist Council with consideration of Pelligra's proposal, CIRQA has undertaken preliminary parking and traffic investigations (on behalf of Council) for the Marion Sports Precinct. The assessments have firstly considered the Marion Sports Precinct's existing operational demands, including parking provisions and access requirements. This has then allowed identification of areas of concern which may be exacerbated by the proposal (from either a capacity perspective, or in regard to operational safety). Further assessment has then been undertaken taking into consideration Pelligra's proposal, and its forecast traffic and parking requirements. This report therefore outlines the findings and recommendations of CIRQA's investigations.

4. EXISTING OPERATIONAL DEMANDS

Given CIRQA's previous involvement in the Basketball Stadium redevelopment, it is considered that CIRQA has an appropriate understanding of the operation of the Marion Sports Precinct's northern parking area. However, in order to gain further understanding of existing parking demands and traffic movements associated with the Precinct's southern parking area, existing parking demand and traffic count data has been collected.

Specifically, Austraffic (a third-party data collection specialist) was engaged directly by Council to undertake turning movement surveys at the southern parking area's access points on Sturt Road and Jasmine Avenue. The data then enabled calculation of parking demands within the southern parking area using recorded ingress and egress movements.

In order to capture peak demand data associated with the adjacent road network's operation and the subject site, data was collected on both a Thursday (being a typical weekday, with late-night trading at the nearby Marion Shopping Centre and sport training within the Precinct) and on a Saturday (representing a typical weekend 'match day' within the Precinct). Specifically, data was recorded during the following periods:

- Thursday 28 July – 7:00 am to 9:00 pm; and
- Saturday 30 July – 12:00 pm (noon) to 4:00 pm.

It should be noted that due to time constraints associated with the project, limited survey dates were available. This is due to the scheduling of sporting matches for various sports clubs (and grades) altering throughout a given year. The Thursday period surveyed is however considered to represent the typical weekday operation of the Marion Sport Precinct, noting that regular trainings were held during the survey, whilst Club Marion was also operational.

While the Saturday period surveyed was considered a typical weekend period (i.e. with senior football matches occurring), the Saturday was not a 'Super Saturday' period. This was due to football and soccer matches not being played simultaneously at the facility on the day of which data was collected. As such, consideration should be given to potential demands associated with the use of soccer facilities within the site, in addition to that identified by the Saturday survey data.

The traffic and parking data collected has provided an insight into the operation of the Marion Sport Precinct and adjacent road network during a typical winter period. While it is acknowledged that the use of the site will vary throughout the year (i.e. football is played predominantly throughout the winter period, whilst

cricket is played through the summer period), the winter period is considered to be the more conservative of the two periods. This is due to winter sporting teams typically comprising larger numbers of players than those of summer sports (i.e. a football side has 18 players on field, whilst a cricket side has up to 11 players on field). This has been further proven with traffic and parking demand data collected at numerous sporting facilities throughout metropolitan Adelaide.

Traffic data collected by Austraffic for the Thursday period is attached to this report in Appendix B, whilst traffic data for the Saturday period is attached in Appendix C.

Parking data (obtained from ingress and egress movements) is attached in Appendix D for both the Thursday and Saturday survey periods.

5. PARKING ASSESSMENT

5.1 SURVEYED PARKING DEMANDS

The surveys undertaken by Austraffic have identified the following peak parking demands within the Marion Sports Precinct's southern parking area:

- Thursday - 122 vehicles between 6:30 pm to 7:00 pm; and
- Saturday – 199 vehicles between 2:00 to 2:15 pm.

However, as noted in Section 4, the Saturday surveys did not capture parking demands associated with use of the soccer pitches consecutively with other sports on-site. Consideration has therefore been given to typical parking demand of 40 spaces generated by a single soccer pitch (inclusive of all players, umpires, spectators, and club staff). Noting the site has two (2) pitches, simultaneous matches being played on both pitches would therefore be expected to generate demands for in the order of 80 parking spaces.

It should be noted that soccer-related demands do not need to be factored for the Thursday period given that home-ground trainings typically occur in the same location on a weekly basis (i.e. unlike matches, sport training are almost always conducted at the club's home ground).

Taking the above into consideration, the following peak parking demands are forecast:

- Thursday – in the order of 125 vehicles between 6:30 pm to 7:00 pm; and
- Saturday – in the order of 280 vehicles between 2:00 to 2:15 pm.

5.2 SITE-WIDE PARKING DEMANDS

As noted in Section 2.2, the Basketball facility's redevelopment is understood to have been approved earlier in 2022. The redevelopment will result in a loss of spaces within the northern parking area (reduced from 147 spaces to 112 spaces), however proposes an informal 127-space overflow parking area between the Precinct's primary oval and Jasmine Avenue. In total, upon completion of the proposed redevelopment, 239 parking spaces would be provided.

The basketball stadium's peak parking demand was identified to be in the order of 106 parking spaces (albeit acknowledged, this is for events only). Assuming that such demands occur simultaneously with the adjacent tennis courts, the peak parking demand is forecast to be in the order of 200 parking spaces. Such demands would be anticipated to occur on a Saturday (weekend) only, with

demands for in the order of 100 spaces forecast (approximately 50%) to occur during a Thursday (weekday) period.

Factoring in the above, the following site-wide parking demands are forecast, assuming that all uses peak simultaneously:

- Thursday – in the order of 225 parking spaces during the early evening period; and
- Saturday – in the order of 480 parking spaces during the mid-afternoon period.

With regard to parking capacity, the site currently has provision to formally accommodate 409 vehicles (262 within the southern parking area and 147 within the northern parking area). While it is acknowledged that the peak weekend parking demand identified above will exceed available parking provisions, the peak demand will not occur until after completion of the basketball stadium redevelopment and the informal overflow parking area by which point 501 parking spaces will be provided throughout the Marion Sports Precinct.

Prior to that point, the peak demand identified above will not be realised. Existing demands associated with the use of the Marion Sports Precinct are anticipated to generally be accommodated on-site (within both the northern and southern parking areas), however it is acknowledged that demands may also be accommodated informally on-site (i.e. on gravel areas) or on side streets/the local road network within the vicinity of the site.

It is therefore recommended that the current level of parking provision for the Marion Sports Precinct be retained as a minimum to accommodate existing weekend parking demands.

Of particular note, the assessment indicates that there is currently negligible additional parking surplus on-site to accommodate additional parking demands during peak periods (i.e. additional parking demands associated with new and/or surrounding land uses would need to be accommodated within additional parking provisions).

5.3 MARION ICE ARENA PARKING

In relation to parking required by the Marion Ice Arena proposal, the Planning and Design Code identifies a parking requirement of 4.5 spaces per 100 m² of total floor area for land uses classified as Indoor Recreation Facilities. Based upon an envisaged floor area of 3,700 m², the Marion Ice Arena proposal will require in the order of 167 parking spaces to satisfy the requirements of the Planning and Design Code.

Taking into consideration the 39 parking spaces currently located on the leasable area (for which the parking surveys have identified a parking demand), the provision of 206 parking spaces would be required to be provided in order to retain the 'status quo'.

However, consideration will also need to be given during the detailed design solution for further spaces lost as a result of reconfiguration of existing parking aisle to provide access to the Marion Ice Arena's parking area. Similarly, additional spaces may be lost as a result of the provision of DDA spaces and/or Australian Standard compliance related matters (including column allowance, ramp gradient reviews, internal intersection configurations, turning movements etc.).

While the concept plans illustrate that in the order of 272 parking spaces can be provided, it is considered that this number will reduce when the above factors are taken into account. The concept plans and associated parking area are therefore considered appropriate to service the proposal, without detrimentally impacting upon the of the Marion Sport Precinct.

5.4 OTHER PARKING CONSIDERATIONS

The detailed design of new and/or modified parking areas will also need to ensure that they do not present avoidable negative risk to users of the facility or the Marion Sports Precinct. This includes consideration of service and/or refuse vehicle movements within the general parking area and associated circulation areas. Consideration will also need to be given to the clear height and operational heights of such vehicles within covered areas (i.e. beneath a first-floor parking level).

While it is considered that the proposed parking provision will provide adequate parking across for the Marion Ice Arena and Marion Sports Precinct, on-street parking within the vicinity of the site (particularly Christina Street, Shelley Avenue and Douglas Street) should be monitored to ensure that on-street parking is not occupied by users of the facility and/or Precinct out of convenience (i.e. users may perceive that parking on-street is 'easier' than within a multi-deck parking structure). Control of such an approach may require the installation of on-street parking restriction signage and associated enforcement.

6. TRAFFIC ASSESSMENT

6.1 TRAFFIC GENERATION AND SCENARIO ANALYSIS

In order to determine whether an appropriate access solution could be provided for the proposed Marion Ice Arena, an assessment has been undertaken for the existing and future traffic scenarios. Traffic volumes associated with the existing and potential future site (based upon the above yields) have been based upon traffic surveys and traffic generation rates based on similar land uses.

Specifically, traffic volumes have generally been forecast using rates adopted from the NSW Roads and Maritime Services' *"Guide to Traffic Generating Developments"* (the RMS Guide) or other rates considered appropriate based on CIRQA's experience. Traffic generation rates for key components (not recorded by the traffic surveys) include:

- Soccer pitch
  - 40 peak hour trips per pitch;
- Gymnasium/recreation centre
  - 9 peak hour trips per 100 m² of gross floor area.

Based upon the Marion Ice Arena's forecast visitations (provided by Pelligra), it is anticipated that peak weekday visitation levels are likely to be less than half of that expected during a weekend peak. As such, a 50% 'discount' has been applied to the peak hour traffic generation adopted for the Marion Ice Arena (i.e. 4.5 trips per 100 m² of gross floor area)

For the purposes of the assessment, the following peak traffic periods have been considered as part of the traffic analyses:

- Thursday
  - am network peak hour – 8:15 am to 9:15 am;
  - pm network peak hour – 4:45 pm to 5:45 pm;
  - site peak hour – 5:30 pm to 6:30 pm;
- Saturday
  - network peak – 12:00 pm to 1:00 pm; and
  - site peak – 2:00 pm to 3:00 pm.

It should be noted that the above peak hour periods have been identified based upon the survey data recorded by Austraffic. The peak periods are therefore representative of the site and adjacent road network's existing operation.

The network peak hour is the one-hour time period when the overall peak number of traffic movements are recorded through the intersection/access point. The site peak was based upon the one-hour time period that recorded the maximum movements to/from the site (i.e. excluding through movements on Sturt Road).

6.2 EXISTING ACCESS OPERATION

Existing traffic volumes recorded during the Thursday am and pm network peaks, as well as the Thursday site peak (i.e. the one-hour period where the largest number of movements to and from the site were recorded) are illustrated in Appendix C. Similarly, the Saturday site and network peaks are illustrated in Appendix D.

The survey data has identified that the majority of left-turn movements from the site occur via the left-out only egress with only a small number of vehicles utilising the western Sturt Road access for left-out movements. This is likely due to the potential delays associated with the western access point if a driver seeking to turn left-out of the site (typically a low delay movement) is queued behind a driver seeking to turn right out of the site (typically a higher delay movement).

As noted in section 5.1, due to the time constraints of the subject study, the surveys were unable to capture a peak Saturday period where both senior football and soccer games were played simultaneously. In order to provide a realistic assessment of the existing peak Saturday period, a theoretical traffic generation was forecast for the two soccer pitches within the Marion Sports Precinct. Based upon a traffic generation rate of 40 trips per pitch, the two soccer pitches are forecast to generate 80 peak hour trips.

For the purposes of the assessment, the distribution of such movements has been based upon that identified by the existing survey data as follows:

- soccer-related traffic will be distributed 50% in and 50% out of the site;
- 35% of all soccer-related trips into the site will access the site from the east, with the remaining 65% accessing the site from the west; and
- 80% of all soccer-related trips out of the site will be destined to the east, with the remaining 20% destined to the west.

Analyses of existing traffic volumes (inclusive of soccer-related vehicle movements) identified long delays associated with right-turn movements from the site and, to a lesser extent, into the site during peak periods. Of note, the detailed analyses identified that the site's existing access is operating near capacity, albeit existing vehicles are currently accommodated.

The analyses were further validated by visits to the site which confirmed large delays associated with right turn movements (particularly from the site). The site visits did however confirm that the users associated with both the Marion Sports Precinct and opposite City of Marion council offices were undertaking two-stage right turn movements (i.e. storing within the median) during busy periods in order to undertake the right-turn movement.

6.3 FORECAST MOVEMENTS

A high-level assessment has been undertaken to forecast potential traffic volumes that could be generated by the Marion Ice Arena (based upon the concept proposal). Based upon a floor area of 3,700 m² and the traffic generation rates identified above, the Marion Ice Arena is forecast to generate in the order of 167 peak hour movements on a weekday and 333 peak hour movements on a weekend.

As with the approach to soccer-related vehicle movements, for the purposes of this assessment, traffic movements forecast to be associated with the Marion Ice Arena have been distributed based upon the distribution recorded at the site's existing Sturt Road access (identified in Section 6.1 above). Based upon this distribution, the following additional Thursday and Saturday peak hour turning movements are forecast at the site's Sturt Road access:

- left-in – 54 Thursday and 108 Saturday site peak hour movements;
- left-out – 67 Thursday and 133 Saturday site peak hour movements;
- right-in – 29 Thursday and 58 Saturday site peak hour movements; and
- right-out – 17 Thursday and 34 Saturday site peak hour movements.

6.4 TRAFFIC IMPACT

SIDRA Intersection modelling software (version 9) has been used to assess the existing operation of the Marion Sports Precinct's Sturt Road access points, as well as the potential implications associated with the addition of traffic associated with the Marion Ice Arena.

6.4.1 EXISTING SCENARIO

Based upon SIDRA modelling undertaken for each existing Thursday scenario identified in Section 6.1, general observations have been summarised as follows:

- all movements currently operate within the capacity of the existing access arrangements;
- queue lengths for all approaches are generally acceptable;

- long delays are associated with right turn movements out of the Marion Sports Precinct (in excess of 170 seconds the network peak periods and 100 seconds during the site peak period);
- long delays are associated with U-turn movements undertaken on Sturt Road at all times (approaching the access from the west and undertaking a U-turn within the Duncan Street opening);
- long delays are associated with the right-turn movements out of the Council's access point (in excess of 75 seconds during both peak periods); and
- conditions associated with right turns into both the Marion Sports Precinct and Council access points are generally within acceptable levels.

General observations for the existing Saturday scenarios (include forecast traffic movements associated with the existing soccer pitches) are as follows:

- all movements currently operate within capacity;
- queue lengths for all approaches are generally acceptable;
- long delays are associated with the right turn movements out of the Marion Sports Precinct (in excess of 95 seconds during both the network and site peak);
- long delays are associated with the U-turn movements undertaken on Sturt Road (approaching the access from the west and undertaking a U-turn within the Duncan Street opening); and
- conditions associated with right turns into the Marion Sports Precinct and Council access point are generally within acceptable levels.

6.4.2 FUTURE SCENARIO

As with the existing scenario, SIDRA modelling has been undertaken for each of the scenarios identified in Section 6.1 for a future scenario (i.e. existing site-related traffic, plus additional traffic associated with both the soccer pitch, where applicable, and the Marion Ice Arena). General observations for the future Thursday scenarios are as follows:

- all movements would operate within capacity;
- queue lengths for all approaches would generally be acceptable;
- a large increase in delay would occur for the right-turn movements out of the Marion Sports Precinct (an increase of in the order of 200 seconds);
- the additional traffic generated by the Marion Ice Arena would result in a minor increase in delay for U-turn movements on Sturt Road (approaching from the west);

- increased delays for movements from the Council access point would be experienced (a minor increase in the order of 10 seconds); and
- right turn movements into the Marion Sports Precinct may increase by up to 20 seconds; and
- right turn movements into Council's access would generally be within acceptable levels.

General observations for the future Saturday scenarios (include forecast traffic movements associated with the existing soccer pitches) are as follows:

- right turn movements out of the site would operate over capacity during peak site periods;
- all other movements would operate within capacity;
- queue lengths for all approaches would generally be acceptable;
- a large increase in delay would generally occur for right-turn movements out of the Marion Sports Precinct (an increase in the order of 200-300 seconds);
- a minor increase in delay (in the order of 5-10 seconds) would occur for U-turn movements on Sturt Road (approaching from the west); and
- right turn movements in to the Marion Sports Precinct are forecast to increase by in excess of 45 seconds during peak periods.

Based upon the above, it is therefore evident that users of the Marion Sports Precinct's existing Sturt Road access arrangements will experience increased delays as a result of the construction and operation of the Marion Ice Arena. A number of solutions are available to alleviate increased 'pressures' at the access points, however further consultation with the Department for Infrastructure and Transport (DIT, the owner of Sturt Road) will be required in order to determine an acceptable solution. Notwithstanding, a number of solutions which would assist in improving the performance of the site's access have been identified in the Findings and Recommendations (Section 7) below.

Consideration should be given in any design to also improving the safe operation of the access, particularly in relation to right turn movements. Of note, crash data obtained from DIT indicates several 'right turn' and/or 'right angle' crashes within the vicinity of the primary Sturt Road access. Whilst it is unclear as to whether these are entirely related to the Marion Sport Precinct (i.e. some may be related to Council's site egress), consideration should nonetheless be given to reducing and/or mitigating the risk of conflict associated with its location on an arterial road.

7. FINDINGS AND RECOMMENDATIONS

Based upon CIRQA's review of the Marion Sports Precinct, the following findings and recommendations have been identified for consideration by the City of Marion in relation to the ongoing operation of the Precinct in conjunction with Pelligra's 'Marion Ice Arena' proposal:

Parking

- Adequate parking is (generally) available within the Marion Sports Precinct to accommodate demands associated with its existing operation. However, based upon current demands (including demand envisaged with other existing site users), no parking surplus is available for use by additional users or surrounding land uses.
- Parking demands associated with the 39 spaces located on the leasable area will be required to be reinstated in order to retain the Precinct's 'status quo'.
- The concept plan provided by Pelligra illustrates that appropriate parking provisions will be able to be provided on-site (solely within the leasable area) to accommodate the Marion Ice Arena's requirement, as well as reinstate spaces removed from the Precinct's southern parking area (whilst also allowing additional provision to compensate for spaces lost to achieve Australian Standard compliance).
- The covered parking area will need to ensure compliance with the requirements of relevant Australian Standards for all users (i.e. general parking spaces, spaces for people with disabilities, vehicle access, ramp requirements and service vehicle movement).
- The Pelligra proposal presents an opportunity to consolidate the overflow parking area proposed as part of the Basketball Stadium redevelopment. Specifically, the informal overflow spaces proposed within this area could be provided within a multi-deck parking area, shared with the Marion Ice Arena. This would enable retention of the existing reserve located between the primary oval and Jasmine Avenue.
- A multi-deck parking area could readily be constructed over a portion of the southern parking area, with minimal impact to existing parking provisions beneath.
- Opportunities would also be available to construct the multi-deck parking area such that it can be readily expanded (i.e. an additional level/deck of parking) in the event that additional parking demands arise in the future.
- On-street parking within the vicinity of the site should be monitored to ensure that demands associated with Marion Sports Precinct and/or Marion Ice Arena do not detrimentally impact upon on-street provisions

upon completion of the proposed development. Enforcement of parking restrictions could be used as a measure to prevent increased on-street demands from occurring.

- Consideration should be given to the allowance of bus/coach access to the Marion Ice Arena, with associated set-down and pick-up provisions. Use of such a facility would be expected by Schools and/or organisations as part of camps, excursions etc.

Serviceability

- The design of the new and/or modified parking areas should ensure that appropriate service/refuse vehicle access can be achieved to service/back-of-house areas associated with both the Marion Ice Arena and other components of the Marion Sports Precinct (such as Club Marion).
- Commercial vehicle manoeuvring within visitor parking areas should be avoided to ensure the safety of all users. Similarly, all commercial vehicle movements should be restricted to occur outside of peak periods.

Site Access

- A review of survey traffic data identified a latent demand for right turn movements from the Marion Sports Precinct's primary Sturt Road access. This is due to large delays associated with the operation of the existing access.
- Additional traffic movements generated by the Marion Ice Arena will increase associated right turn delays and therefore, latent right turn demands associated with the site. This will in turn result in more drivers utilising the broader external road network for the purposes of circulation and accessibility.
- The co-location of the two access points associated with the Marion Sports Precinct in a side-by-side nature is considered to be of a poor design. This is due to the interaction and influence of the two access points on one-another.
- Safety improvements to the Marion Sports Precinct's Sturt Road access should be explored to reduce and/or mitigate the risk of conflict associated with its location on an arterial road. This is further evidenced by the report 'right turn'/'right angle' crash history within the immediate vicinity of the access.
- It is not considered appropriate to provide additional access to the Marion Sports Precinct's southern parking via the local road network. Doing so would result in increased vehicle movements on local street, thereby

(potentially) resulting in detrimental impact to amenity and/or the safe operation of surrounding intersections.

- Treatments to assist with the accommodation of additional traffic movements (associated with the Marion Ice Arena proposal) may include:
  - Signalisation of a single access point on Sturt Road (this could be an isolated signal for the site's access point only, or include a side street such as Duncan Street to maximise use of the infrastructure investment).
  - Relocation of the left-out only egress further east along Sturt Road to reduce the number of movements within the vicinity of the existing access.
  - Separation of right-turn movements in to and out of the Marion Sports Precinct via two access locations. This would provide additional capacity for the right-out movements as they would no longer be required to give way to right-turn movements entering the site.
- It is noted that peak traffic demands associated with sporting precincts typically occur over short period of time (i.e. an intense traffic peak would typically occur before and/or after a match/training). Outside of these periods, traffic generated by sporting precincts is generally low. Therefore, when considering the operation access points to the Marion Sports Precinct during peak periods associated with the use of the sports facilities, it may be appropriate to accept a reduced level of operation (should they occur infrequently and over a short period of time).

Active Transport

- The Marion Ice Arena should include bicycle parking provisions to increase the facility's accessibility for a broader range of users. The provision of active transport parking may also assist to reduce the site's reliance upon private vehicle usage.
- Key stakeholders (Council and DIT) should give consideration to the improvement of existing, and installation of new, walking and cycling infrastructure within the vicinity of the Marion Sports Precinct. This should include review of on-street bicycle lanes on DIT and Council controlled roads, as well as the continuation of (and connectivity to) shared path assets.
- Additional bicycle parking facilities should be considered throughout the Marion Sports Precinct to further encourage the use of active transport modes. This should include connectivity of such areas to adjoining networks external to the site (for example, this may be via the installation of a shared path within the Marion Sports Precinct).
- Consideration should also be given to the installation of additional dedicated pedestrian infrastructure within the site. While this would be

accommodated on any shared path, dedicated footpath connectivity between parking areas and key destination should be considered. Of particular importance, dedicated connectivity to external pedestrian networks should be sought.

APPENDIX A

CONCEPT PLAN PROVIDED BY PELLIGRA



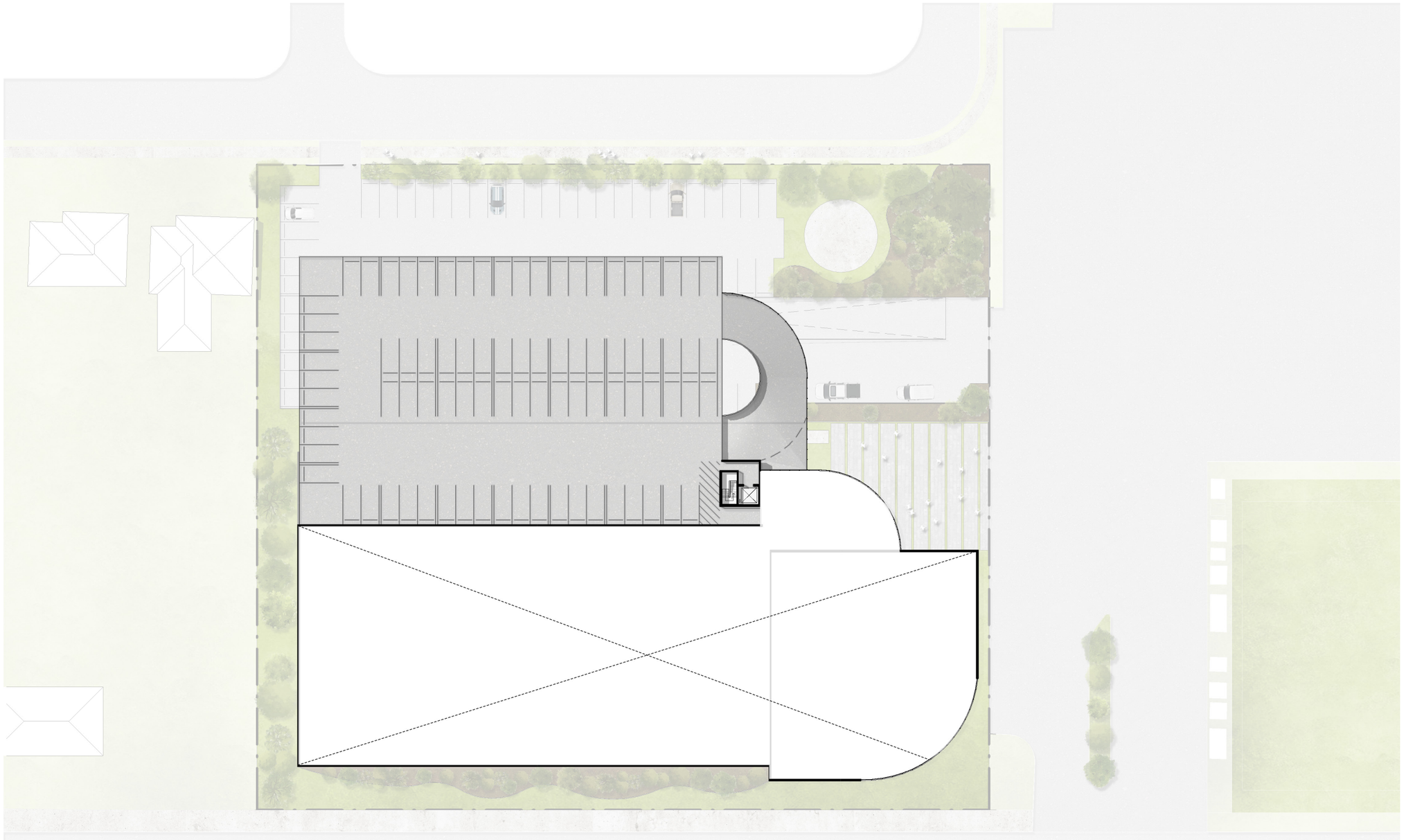
GF PLAN

Scale: 1:500 @ A3

City Collective

Project:	MARION ICE ARENA
Project No:	2257
Client:	PELLIGRA
Date:	11/08/2022

Drawn:	TS
Checked:	DC
Drawing:	A001
Revision:	-



TYPICAL LEVEL 1 + 2 PLAN

Scale: 1:500 @ A3

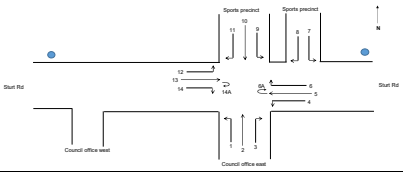
City Collective

Project:	MARION ICE ARENA	**Drawn:**	TS
Project No:	2257	**Checked:**	DC
Client:	PELLIGRA	**Drawing:**	A002
Date:	11/08/2022	**Revision:**	-

APPENDIX B
AUSTRAFFIC DATA
THURSDAY TURNING MOVEMENTS

austraffic
TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd/ Marion Sports Precinct
Day/Date : Thursday, 28 July 2022
Survey Location : Sturt Rd & Sports precinct & Council office east
Weather : Fine

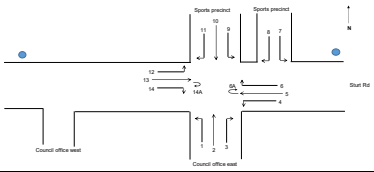




| Time Period | Movement 1 | | | | Movement 2 | | | | Movement 3 | | | | Movement 4 | | | | Movement 5 | | | | Movement 6 | | | | Movement 6A | | | | Movement 7 | | | | Movement 8 | | | | Movement 9 | | | | Movement 10 | | | | Movement 11 | | | | Movement 12 | | | | Movement 13 | | | | Movement 14 | | | | Movement 14A | | | | Total of all Movements | Peak Hour Volume Determination | |
|---|---|---

austraffic
TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd/ Marion Sports Precinct
Day/Date : Thursday, 28 July 2022
Survey Location : Sturt Rd & Sports precinct & Council office east
Weather : Fine

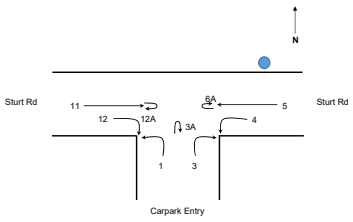




| Time | Movement 1 | | | | Movement 2 | | | | Movement 3 | | | | Movement 4 | | | | Movement 5 | | | | Movement 6 | | | | Movement 6A | | | | Movement 7 | | | | Movement 8 | | | | Movement 9 | | | | Movement 10 | | | | Movement 11 | | | | Movement 12 | | | | Movement 13 | | | | Movement 14 | | | | Movement 14A | | | | Total of all Movements | Peak Hour Volume Determination | |
|---|---|---

EST. 1983 austraffic TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd Marion Sports Precinct
Day/Date : Thursday, 28 July 2022
Survey Location : Sturt Rd & Duncan St
Weather : Fine

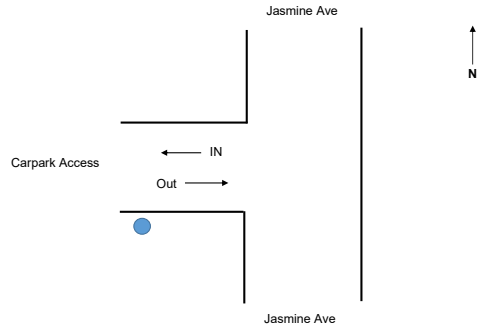




Time Period	Movement 1				Movement 3				Movement 3A				Movement 4				Movement 5				Movement 6A				Movement 11				Movement 12				Movement 12A				Total of all Movements	Peak Hour Volume Determination	
	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total			
7:00 - 7:15	8	0	0	8	9	0	0	9	0	0	0	0	1	0	0	1	171	6	3	180	0	0	0	0	170	8	3	181	3	0	0	3	0	0	0	0	382	7:00 - 8:00	1910
7:15 - 7:30	6	0	0	6	1	0	0	1	0	0	0	0	1	0	0	1	215	7	1	223	0	0	0	0	161	3	4	168	2	0	0	2	0	0	0	0	401	7:15 - 8:15	2149
7:30 - 7:45	3	0	0	3	5	0	0	5	0	0	0	0	2	1	0	3	243	11	4	258	0	0	0	0	256	5	6	267	1	0	0	1	0	0	0	0	537	7:30 - 8:30	2473
7:45 - 8:00	5	0	0	5	2	0	0	2	0	0	0	0	2	0	0	2	272	4	2	278	0	0	0	0	290	4	8	302	1	0	0	1	0	0	0	0	590	7:45 - 8:45	2735
8:00 - 8:15	6	0	0	6	4	1	0	5	0	0	0	0	2	0	0	2	293	9	9	311	0	0	0	0	279	10	6	295	1	0	0	1	1	0	0	1	621	8:00 - 9:00	2917
8:15 - 8:30	11	0	0	11	2	0	0	2	0	0	0	0	1	0	0	1	358	11	0	369	0	0	0	0	327	8	5	340	2	0	0	2	0	0	0	0	725	8:15 - 9:15	2958
8:30 - 8:45	8	0	0	8	5	0	0	5	0	0	0	0	5	0	0	5	383	6	10	399	0	0	0	0	368	5	6	379	3	0	0	3	0	0	0	0	799	8:30 - 9:30	2803
8:45 - 9:00	6	0	0	6	0	0	0	0	0	0	0	0	5	0	0	5	406	8	5	419	0	0	0	0	326	7	7	340	2	0	0	2	0	0	0	0	772	8:45 - 9:45	2582
9:00 - 9:15	4	0	0	4	1	0	0	1	0	0	0	0	4	0	0	4	379	6	6	391	0	0	0	0	241	13	5	259	3	0	0	3	0	0	0	0	662	9:00 - 10:00	2392
9:15 - 9:30	3	0	0	3	1	0	0	1	0	0	0	0	1	0	0	1	292	2	6	300	0	0	0	0	245	11	3	259	6	0	0	6	0	0	0	0	570	9:15 - 10:15	2319
9:30 - 9:45	9	0	0	9	1	0	0	1	0	0	0	0	1	0	0	1	277	6	6	289	0	0	0	0	258	10	6	274	4	0	0	4	0	0	0	0	578	9:30 - 10:30	2347
9:45 - 10:00	4	0	0	4	0	0	0	0	0	0	0	0	1	0	0	1	293	7	4	304	0	0	0	0	264	5	2	271	1	0	0	1	1	0	0	1	582	9:45 - 10:45	2382
10:00 - 10:15	1	0	0	1	1	0	0	1	0	0	0	0	4	0	0	4	285	12	6	303	0	0	0	0	263	8	6	277	2	0	0	2	1	0	0	1	589	10:00 - 11:00	2449
10:15 - 10:30	3	0	0	3	1	0	0	1	0	0	0	0	0	0	0	0	310	8	3	321	0	0	0	0	261	7	3	271	2	0	0	2	0	0	0	0	598	10:15 - 11:15	2465
10:30 - 10:45	4	0	0	4	3	0	0	3	0	0	0	0	1	0	0	1	288	9	6	303	1	0	0	1	287	8	5	300	1	0	0	1	0	0	0	0	613	10:30 - 11:30	2527
10:45 - 11:00	7	0	0	7	1	0	0	1	0	0	0	0	1	0	0	1	332	9	3	344	0	0	0	0	276	12	3	291	5	0	0	5	0	0	0	0	649	10:45 - 11:45	2523
11:00 - 11:15	7	0	0	7	2	0	0	2	0	0	0	0	3	0	0	3	323	6	5	334	0	0	0	0	250	4	4	258	1	0	0	1	0	0	0	0	605	11:00 - 12:00	2524
11:15 - 11:30	7	0	0	7	1	0	0	1	0	0	0	0	3	0	0	3	328	7	4	339	0	0	0	0	288	13	4	305	3	0	0	3	2	0	0	2	660	11:15 - 12:15	2593
11:30 - 11:45	2	0	0	2	0	0	0	0	0	0	0	0	3	0	0	3	279	9	3	291	0	0	0	0	301	6	3	310	3	0	0	3	0	0	0	0	609	11:30 - 12:30	2561
11:45 - 12:00	6	0	0	6	0	0	0	0	0	0	0	0	5	0	0	5	304	7	1	312	0	0	0	0	309	12	2	323	4	0	0	4	0	0	0	0	650	11:45 - 12:45	2599
12:00 - 12:15	7	0	0	7	3	0	0	3	0	0	0	0	4	0	0	4	313	6	4	323	0	0	0	0	316	11	6	333	3	0	0	3	1	0	0	1	674	12:00 - 13:00	2630
12:15 - 12:30	4	0	0	4	4	0	0	4	0	0	0	0	0	0	0	0	275	9	2	286	0	0	0	0	319	7	3	329	5	0	0	5	0	0	0	0	628	12:15 - 13:15	2630
12:30 - 12:45	2	0	0	2	1	0	0	1	0	0	0	0	2	1	0	3	289	8	5	302	0	0	0	0	324	7	5	336	3	0	0	3	0	0	0	0	647	12:30 - 13:30	2660
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13:00 - 13:15	0	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	292	6	4	302	0	0	0	0	356	8	5	369	1	0	0	1	1	0	0	1	674	13:00 - 14:00	2644
13:15 - 13:30	6	0	0	6	1	0	0	1	0	0	0	0	4	0	0	4	273	10	6	289	0	0	0	0	340	9	3	352	6	0	0	6	0	0	0	0	658	13:15 - 14:15	2632
13:30 - 13:45	5	0	0	5	1	0	0	1	0	0	0	0	4	0	0	4	286	8	3	297	0	0	0	0	328	14	4	346	3	0	0	3	1	0	0	1	657	13:30 - 14:30	2650
13:45 - 14:00	3	0	0	3	2	0	0	2	0	0	0	0	4	0	0	4	282	2	3	287	0	0	0	0	344	7	3	354	3	0	0	3	2	0	0	2	655	13:45 - 14:45	2737
14:00 - 14:15	6	0	0	6	1	0	0	1	0	0	0	0	2	0	0	2	276	4	4	284	0	0	0	0	353	6	6	365	4	0	0	4	0	0	0	0	662	14:00 - 15:00	2820
14:15 - 14:30	4	0	0	4	2	0	0	2	0	0	0	0	5	0	0	5	306	11	1	318	0	0	0	0	332	9	2	343	3	0	0	3	1	0	0	1	676	14:15 - 15:15	2908
14:30 - 14:45	8	0	0	8	2	0	0	2	0	0	0	0	1	0	0	1	317	11	7	335	0	0	0	0	378	4	7	389	7	0	0	7	2	0	0	2	744	14:30 - 15:30	3028
14:45 - 15:00	7	0	0	7	2	0	0	2	0	0	0	0	2	0	0	2	358	8	3	369	0	0	0	0	344	4	6	354	4	0	0	4	0	0	0	0	738	14:45 - 15:45	3115
15:00 - 15:15	4	0	0	4	1	0	0	1	0	0	0	0	4	0	0	4	308	8	5	321	0	0	0	0	404	4	7	415	5	0	0	5	0	0	0	0	750	15:00 - 16:00	3190
15:15 - 15:30	5	1	1	7	0	0	0	0	0	0	0	0	1	0	0	1	355	1	5	361	0	0	0	0	406	7	5	418	7	0	0	7	2	0	0	2	796	15:15 - 16:15	3220
15:30 - 15:45	4	0	0	4	0	0	0	0	0	0	0	0	2	0	0	2	400	7	3	410	0	0	0	0	390	5	10	405	8	0	0	8	2	0	0	2	831	15:30 - 16:30	3291
15:45 - 16:00	7	0	0	7	0	0	0	0	0	0	0	0	4	0	0	4	402	1	5	408	0	0	0	0	379	7	7	393	1	0	0	1	0	0	0	0	813	15:45 - 16:45	3243
16:00 - 16:15	2	0	0	2	1	0	0	1	0	0	0	0	1	0	0	1	371	2	3	376	0	0	0	0	384	6	7	397	2	0	0	2	1	0	0	1	780	16:00 - 17:00	3367
16:15 - 16:30	5	0	0	5	0	0	0	0	0	0	0	0	7	0	0	7	430	0	6	436	0	0	0	0	405	4	7	416	3	0	0	3	0	0	0	0	867	16:15 - 17:15	3521
16:30 - 16:45	6	0	0	6	2	0	0	2	0	0	0	0	3	0	0	3	361	1	7	369	0	0	0	0	393	1	2	396	7	0	0	7	0	0	0	0	783	16:30 - 17:30	3506
16:45 - 17:00	5	0	0	5	0	0	0	0	0	0	0	0	7	0	0	7	469	1	6	476	0	0	0	0	429	2	9	440	8	0	0	8	1	0	0	1	937	16:45 - 17:45	3624
17:00 - 17:15	5	0	0	5	1	0	0	1	0	0	0	0	5	0	0	5	445	1	4	450	0	0	0	0	460	5	3	468	3	0	0	3	2	0	0	2	934	17:00 - 18:00	3498
17:15 - 17:30	5	1	0	6	0	0	0	0	0	0	0	0	1	0	0	1	414	1	7	422	0	0	0	0	403	3	9	415	8	0	0	8	0	0	0	0	852	17:15 - 18:15	3290
17:30 - 17:45	9	0	0	9	2	0	0	2	0	0	0	0	7	0	0	7	451	1	7	459	0	0	0	0	406	3	5	414	10	0	0	10	0	0	0	0	901	17:30 - 18:30	3119
17:45 - 18:00	7	0	0	7	0	0	0	0	0	0	0	0	5	0	0	5	391	1	5	397	0	0	0	0	392	2	4	398	3	0	0	3	0	1	0	1	811	17:45 - 18:45	2811
18:00 - 18:15	6	0	0	6	1	0	0	1	0	0	0	0	2	0	0	2	352	3	9	364	0	0	0	0	336	0	5	341	9	0	0	9	3	0	0	3	726	18:00 - 19:00	2553
18:15 - 18:30	8	0	0	8	3	0	0	3	0	0	0	0	6	0	0	6	331	1	7	339	0	0	0	0	312	0	6	318	6	0	0	6	1	0	0	1	681	18:15 - 19:15	2323
18:30 - 18:45	6	0	0	6	1	0	0	1	0	0	0	0	8	0	0	8	277	0	4	281	0	0	0	0	291	3	1	295	1	0	0	1	1	0	0	1	593	18:30 - 19:30	2105
18:45 - 19:00	4	0	0	4	0	0	0	0	0	0	0	0	2	0	0	2	253	2	6	261	0	0	0	0	281	0	2	283	3	0	0	3	0	0	0	0	553	18:45 - 19:45	1994
19:00 - 19:15	2	0	0	2	0	0	0	0	0	0	0	0	4	0	0	4	203	1	2	206	0	0	0	0	278	1	3	282	1	0	0	1	1	0	0	1	496	19:00 - 20:00	1854
19:15 - 19:30	0	0	0	0	0	0	0	0	0	0	0	0	2	0	0	2	182	1	4	187	0	0	0	0	270	0	2	272	2	0	0	2	0	0	0	0	463	19:15 - 20:15	1782
19:30 - 19:45	3	0	0	3	2	0	0	2	0	0	0	0	3	0	0	3	197	0	3	200	0	0	0	0	268	2	0	270	4	0	0	4	0	0	0	0	482	19:30 - 20:30	1683
19:45 - 20:00	3	0	0	3	1	0	0	1	0	0	0	0	3	0	0	3	146	0	3	149	0	0	0	0	246	0	1	247	7	0	0	7	3	0	0	3	413	19:45 - 20:45	1576
20:00 - 20:15	1	0	0	1	0	0	0	0	0	0	0	0	4	0	0	4	134	0	2	136	0	0	0	0	278	1	0	279	0	0	0	0	4	0	0	4	424	20:00 - 21:00	1527
20:15 - 20:30	0	0	0	0	1	0	0	1	0	0	0	0	0	0	0	0	97	0	1	98	0	0	0	0	260	1	1	262	2	0	0	2	1	0	0	1	364	AM Peak	2958
20:30 - 20:45	2	0	0	2	2	0	0	2	0	0	0	0	1	0	0	1	124	0	2	126	0	0	0	0	238	0	2	240	2	0	0	2	2	0	0	2	375	PM Peak	3624
20:45 - 21:00	2	0	0	2	1	0	0	1	0	0	0	0	1	0	0	1	93	0	1	94	1	0	0	1	257	0	1	258	7	0	0	7	0	0	0	0	364		
Total	265	3	1	269	80	1	0	81	0	0	0	0	159	3	0	162	16804	276	237	17317	2	0	0	2	17648	309	244	18201	205	0	0	205	37	1	0	38	36275		
AM Peak	29	0	0	29	8	0	0	8	0	0	0	0	15	0	0	15	1526	31	21	1578	0	0	0	0	1262	33	23	1318	10	0	0	10	0	0	0	0	2958		
PM Peak	24	1	0	25	3	0	0	3	0	0	0	0	20	0	0	20	1779	4	24	1807	0	0	0	0	1698	13	26	1737	29	0	0	29	3	0	0	3	3624		

EST. 1983
austraffic
TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd Marion Sports Precinct
Day/Date : Thursday, 28 July 2022
Survey Location : Jasmine Ave entry to carpark
Weather : Fine

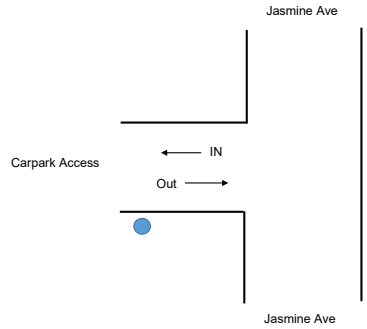




Time Period	IN				OUT				Total of all Movements	Peak Hour Volume Determination	
	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total			
7:00 - 7:05	0	0	0	**0**	0	0	0	**0**	**0**	7:00 - 8:00	1
7:05 - 7:10	0	0	0	**0**	0	0	0	**0**	**0**	7:05 - 8:05	1
7:10 - 7:15	1	0	0	**1**	0	0	0	**0**	**1**	7:10 - 8:10	1
7:15 - 7:20	0	0	0	**0**	0	0	0	**0**	**0**	7:15 - 8:15	1
7:20 - 7:25	0	0	0	**0**	0	0	0	**0**	**0**	7:20 - 8:30	2
7:25 - 7:30	0	0	0	**0**	0	0	0	**0**	**0**	7:25 - 8:35	2
7:30 - 7:35	0	0	0	**0**	0	0	0	**0**	**0**	7:30 - 8:30	2
7:35 - 7:40	0	0	0	**0**	0	0	0	**0**	**0**	7:35 - 8:35	2
7:40 - 7:45	0	0	0	**0**	0	0	0	**0**	**0**	7:40 - 8:40	2
7:45 - 7:50	0	0	0	**0**	0	0	0	**0**	**0**	7:45 - 8:45	2
7:50 - 7:55	0	0	0	**0**	0	0	0	**0**	**0**	7:50 - 8:50	2
7:55 - 8:00	0	0	0	**0**	0	0	0	**0**	**0**	7:55 - 8:55	3
8:00 - 8:05	0	0	0	**0**	0	0	0	**0**	**0**	8:00 - 9:00	3
8:05 - 8:10	0	0	0	**0**	0	0	0	**0**	**0**	8:05 - 9:05	3
8:10 - 8:15	1	0	0	**1**	0	0	0	**0**	**1**	8:10 - 9:10	3
8:15 - 8:20	0	0	0	**0**	1	0	0	**1**	**1**	8:15 - 9:15	2
8:20 - 8:25	0	0	0	**0**	0	0	0	**0**	**0**	8:20 - 9:20	2
8:25 - 8:30	0	0	0	**0**	0	0	0	**0**	**0**	8:25 - 9:25	2
8:30 - 8:35	0	0	0	**0**	0	0	0	**0**	**0**	8:30 - 9:30	2
8:35 - 8:40	0	0	0	**0**	0	0	0	**0**	**0**	8:35 - 9:35	2
8:40 - 8:45	0	0	0	**0**	0	0	0	**0**	**0**	8:40 - 9:40	2
8:45 - 8:50	0	0	0	**0**	0	0	0	**0**	**0**	8:45 - 9:45	2
8:50 - 8:55	0	0	0	**0**	1	0	0	**1**	**1**	8:50 - 9:50	2
8:55 - 9:00	0	0	0	**0**	0	0	0	**0**	**0**	8:55 - 9:55	1
9:00 - 9:05	0	0	0	**0**	0	0	0	**0**	**0**	9:00 - 10:00	2
9:05 - 9:10	0	0	0	**0**	0	0	0	**0**	**0**	9:05 - 10:05	2
9:10 - 9:15	0	0	0	**0**	0	0	0	**0**	**0**	9:10 - 10:10	2
9:15 - 9:20	0	0	0	**0**	1	0	0	**1**	**1**	9:15 - 10:15	2
9:20 - 9:25	0	0	0	**0**	0	0	0	**0**	**0**	9:20 - 10:20	2
9:25 - 9:30	0	0	0	**0**	0	0	0	**0**	**0**	9:25 - 10:25	2
9:30 - 9:35	0	0	0	**0**	0	0	0	**0**	**0**	9:30 - 10:30	2
9:35 - 9:40	0	0	0	**0**	0	0	0	**0**	**0**	9:35 - 10:35	2
9:40 - 9:45	0	0	0	**0**	0	0	0	**0**	**0**	9:40 - 10:40	3
9:45 - 9:50	0	0	0	**0**	0	0	0	**0**	**0**	9:45 - 10:45	3
9:50 - 9:55	0	0	0	**0**	0	0	0	**0**	**0**	9:50 - 10:50	3
9:55 - 10:00	0	0	0	**0**	1	0	0	**1**	**1**	9:55 - 10:55	3
10:00 - 10:05	0	0	0	**0**	0	0	0	**0**	**0**	10:00 - 11:00	3
10:05 - 10:10	0	0	0	**0**	0	0	0	**0**	**0**	10:05 - 11:05	3
10:10 - 10:15	0	0	0	**0**	0	0	0	**0**	**0**	10:10 - 11:10	4
10:15 - 10:20	0	0	0	**0**	1	0	0	**1**	**1**	10:15 - 11:15	4
10:20 - 10:25	0	0	0	**0**	0	0	0	**0**	**0**	10:20 - 11:20	4
10:25 - 10:30	0	0	0	**0**	0	0	0	**0**	**0**	10:25 - 11:25	4
10:30 - 10:35	0	0	0	**0**	0	0	0	**0**	**0**	10:30 - 11:30	4
10:35 - 10:40	0	0	0	**0**	1	0	0	**1**	**1**	10:35 - 11:35	5
10:40 - 10:45	0	0	0	**0**	0	0	0	**0**	**0**	10:40 - 11:40	4
10:45 - 10:50	0	0	0	**0**	0	0	0	**0**	**0**	10:45 - 11:45	4
10:50 - 10:55	0	0	0	**0**	0	0	0	**0**	**0**	10:50 - 11:50	4
10:55 - 11:00	1	0	0	**1**	0	0	0	**0**	**1**	10:55 - 11:55	4
11:00 - 11:05	0	0	0	**0**	0	0	0	**0**	**0**	11:00 - 12:00	3
11:05 - 11:10	0	0	0	**0**	1	0	0	**1**	**1**	11:05 - 12:05	3
11:10 - 11:15	0	0	0	**0**	0	0	0	**0**	**0**	11:10 - 12:10	2
11:15 - 11:20	1	0	0	**1**	0	0	0	**0**	**1**	11:15 - 12:15	2
11:20 - 11:25	0	0	0	**0**	0	0	0	**0**	**0**	11:20 - 12:20	2

EST. 1983
austraffic
TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd Marion Sports Precinct
Day/Date : Thursday, 28 July 2022
Survey Location : Jasmine Ave entry to carpark
Weather : Fine

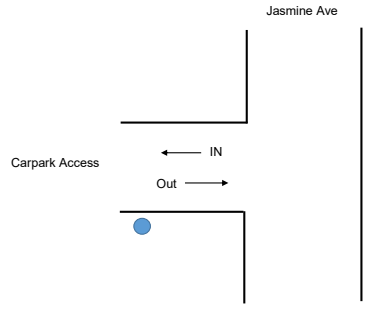




Time Period	IN				OUT				Total of all Movements	Peak Hour Volume Determination	
	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total			
11:25 - 11:30	0	0	0	**0**	0	0	0	**0**	**0**	11:25 - 12:25	2
11:30 - 11:35	1	0	0	**1**	0	0	0	**0**	**1**	11:30 - 11:30	4
11:35 - 11:40	0	0	0	**0**	0	0	0	**0**	**0**	11:35 - 12:35	3
11:40 - 11:45	0	0	0	**0**	0	0	0	**0**	**0**	11:40 - 12:40	3
11:45 - 11:50	0	0	0	**0**	0	0	0	**0**	**0**	11:45 - 12:45	4
11:50 - 11:55	0	0	0	**0**	0	0	0	**0**	**0**	11:50 - 12:50	4
11:55 - 12:00	0	0	0	**0**	0	0	0	**0**	**0**	11:55 - 12:55	4
12:00 - 12:05	0	0	0	**0**	0	0	0	**0**	**0**	12:00 - 13:00	4
12:05 - 12:10	0	0	0	**0**	0	0	0	**0**	**0**	12:05 - 13:05	6
12:10 - 12:15	0	0	0	**0**	0	0	0	**0**	**0**	12:10 - 13:10	6
12:15 - 12:20	1	0	0	**1**	0	0	0	**0**	**1**	12:15 - 13:15	8
12:20 - 12:25	0	0	0	**0**	0	0	0	**0**	**0**	12:20 - 13:20	7
12:25 - 12:30	1	0	0	**1**	1	0	0	**1**	**2**	12:25 - 13:25	8
12:30 - 12:35	0	0	0	**0**	0	0	0	**0**	**0**	12:30 - 13:30	6
12:35 - 12:40	0	0	0	**0**	0	0	0	**0**	**0**	12:35 - 13:35	7
12:40 - 12:45	0	0	0	**0**	1	0	0	**1**	**1**	12:40 - 13:40	8
12:45 - 12:50	0	0	0	**0**	0	0	0	**0**	**0**	12:45 - 13:45	7
12:50 - 12:55	0	0	0	**0**	0	0	0	**0**	**0**	12:50 - 13:50	7
12:55 - 13:00	0	0	0	**0**	0	0	0	**0**	**0**	12:55 - 13:55	7
13:00 - 13:05	2	0	0	**2**	0	0	0	**0**	**2**	13:00 - 14:00	7
13:05 - 13:10	0	0	0	**0**	0	0	0	**0**	**0**	13:05 - 14:05	5
13:10 - 13:15	1	0	0	**1**	1	0	0	**1**	**2**	13:10 - 14:10	6
13:15 - 13:20	0	0	0	**0**	0	0	0	**0**	**0**	13:15 - 14:15	5
13:20 - 13:25	0	0	0	**0**	1	0	0	**1**	**1**	13:20 - 14:20	7
13:25 - 13:30	0	0	0	**0**	0	0	0	**0**	**0**	13:25 - 14:25	6
13:30 - 13:35	1	0	0	**1**	0	0	0	**0**	**1**	13:30 - 14:30	8
13:35 - 13:40	1	0	0	**1**	0	0	0	**0**	**1**	13:35 - 14:35	7
13:40 - 13:45	0	0	0	**0**	0	0	0	**0**	**0**	13:40 - 14:40	6
13:45 - 13:50	0	0	0	**0**	0	0	0	**0**	**0**	13:45 - 14:45	6
13:50 - 13:55	0	0	0	**0**	0	0	0	**0**	**0**	13:50 - 14:50	6
13:55 - 14:00	0	0	0	**0**	0	0	0	**0**	**0**	13:55 - 14:55	6
14:00 - 14:05	0	0	0	**0**	0	0	0	**0**	**0**	14:00 - 15:00	6
14:05 - 14:10	1	0	0	**1**	0	0	0	**0**	**1**	14:05 - 15:05	6
14:10 - 14:15	1	0	0	**1**	0	0	0	**0**	**1**	14:10 - 15:10	5
14:15 - 14:20	1	0	0	**1**	1	0	0	**1**	**2**	14:15 - 15:10	6
14:20 - 14:25	0	0	0	**0**	0	0	0	**0**	**0**	14:20 - 15:20	4
14:25 - 14:30	1	0	0	**1**	1	0	0	**1**	**2**	14:25 - 15:25	5
14:30 - 14:35	0	0	0	**0**	0	0	0	**0**	**0**	14:30 - 15:30	4
14:35 - 14:40	0	0	0	**0**	0	0	0	**0**	**0**	14:35 - 15:35	5
14:40 - 14:45	0	0	0	**0**	0	0	0	**0**	**0**	14:40 - 15:40	6
14:45 - 14:50	0	0	0	**0**	0	0	0	**0**	**0**	14:45 - 15:45	6
14:50 - 14:55	0	0	0	**0**	0	0	0	**0**	**0**	14:50 - 15:50	6
14:55 - 15:00	0	0	0	**0**	0	0	0	**0**	**0**	14:55 - 15:55	6
15:00 - 15:05	0	0	0	**0**	0	0	0	**0**	**0**	15:00 - 16:00	7
15:05 - 15:10	0	0	0	**0**	0	0	0	**0**	**0**	15:05 - 16:05	7
15:10 - 15:15	2	0	0	**2**	0	0	0	**0**	**2**	15:10 - 16:10	7
15:15 - 15:20	0	0	0	**0**	0	0	0	**0**	**0**	15:15 - 16:15	6
15:20 - 15:25	1	0	0	**1**	0	0	0	**0**	**1**	15:20 - 16:20	7
15:25 - 15:30	0	0	0	**0**	1	0	0	**1**	**1**	15:25 - 16:25	6
15:30 - 15:35	0	0	0	**0**	0	0	1	**1**	**1**	15:30 - 16:30	5
15:35 - 15:40	0	0	1	**1**	0	0	0	**0**	**1**	15:35 - 16:35	6
15:40 - 15:45	0	0	0	**0**	0	0	0	**0**	**0**	15:40 - 16:40	6
15:45 - 15:50	0	0	0	**0**	0	0	0	**0**	**0**	15:45 - 16:45	7

EST. 1983
austraffic
TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd Marion Sports Precinct
Day/Date : Thursday, 28 July 2022
Survey Location : Jasmine Ave entry to carpark
Weather : Fine

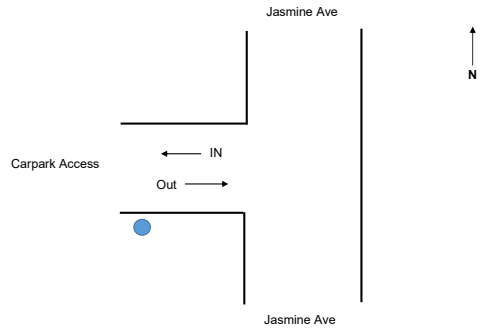




Time Period	IN				OUT				Total of all Movements	Peak Hour Volume Determination	
	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total			
15:50 - 15:55	0	0	0	**0**	0	0	0	**0**	**0**	15:50 - 16:50	9
15:55 - 16:00	0	0	0	**0**	1	0	0	**1**	**1**	15:55 - 16:55	12
16:00 - 16:05	0	0	0	**0**	0	0	0	**0**	**0**	16:00 - 17:00	11
16:05 - 16:10	0	0	0	**0**	0	0	0	**0**	**0**	16:05 - 17:05	11
16:10 - 16:15	1	0	0	**1**	0	0	0	**0**	**1**	16:10 - 17:10	11
16:15 - 16:20	1	0	0	**1**	0	0	0	**0**	**1**	16:15 - 17:15	11
16:20 - 16:25	0	0	0	**0**	0	0	0	**0**	**0**	16:20 - 17:20	11
16:25 - 16:30	0	0	0	**0**	0	0	0	**0**	**0**	16:25 - 17:25	11
16:30 - 16:35	0	0	0	**0**	2	0	0	**2**	**2**	16:30 - 17:30	13
16:35 - 16:40	0	0	0	**0**	1	0	0	**1**	**1**	16:35 - 17:35	13
16:40 - 16:45	0	0	0	**0**	1	0	0	**1**	**1**	16:40 - 17:40	12
16:45 - 16:50	1	0	0	**1**	1	0	0	**1**	**2**	16:45 - 17:45	12
16:50 - 16:55	1	0	0	**1**	2	0	0	**2**	**3**	16:50 - 17:50	11
16:55 - 17:00	0	0	0	**0**	0	0	0	**0**	**0**	16:55 - 17:55	11
17:00 - 17:05	0	0	0	**0**	0	0	0	**0**	**0**	17:00 - 18:00	13
17:05 - 17:10	0	0	0	**0**	0	0	0	**0**	**0**	17:05 - 18:00	15
17:10 - 17:15	0	0	0	**0**	1	0	0	**1**	**1**	17:10 - 18:10	18
17:15 - 17:20	1	0	0	**1**	0	0	0	**0**	**1**	17:15 - 18:15	21
17:20 - 17:25	0	0	0	**0**	0	0	0	**0**	**0**	17:20 - 17:25	21
17:25 - 17:30	1	0	0	**1**	1	0	0	**1**	**2**	17:25 - 18:25	21
17:30 - 17:35	0	0	0	**0**	2	0	0	**2**	**2**	17:30 - 18:30	19
17:35 - 17:40	0	0	0	**0**	0	0	0	**0**	**0**	17:35 - 18:35	17
17:40 - 17:45	1	0	0	**1**	0	0	0	**0**	**1**	17:40 - 18:40	17
17:45 - 17:50	0	0	0	**0**	1	0	0	**1**	**1**	17:45 - 18:45	16
17:50 - 17:55	1	0	0	**1**	2	0	0	**2**	**3**	17:50 - 18:50	16
17:55 - 18:00	0	0	0	**0**	2	0	0	**2**	**2**	17:55 - 18:55	13
18:00 - 18:05	1	0	0	**1**	1	0	0	**1**	**2**	18:00 - 19:00	11
18:05 - 18:10	3	0	0	**3**	0	0	0	**0**	**3**	18:05 - 19:05	10
18:10 - 18:15	1	0	0	**1**	3	0	0	**3**	**4**	18:10 - 19:10	7
18:15 - 18:20	1	0	0	**1**	0	0	0	**0**	**1**	18:15 - 19:15	3
18:20 - 18:25	0	0	0	**0**	0	0	0	**0**	**0**	18:20 - 19:20	3
18:25 - 18:30	0	0	0	**0**	0	0	0	**0**	**0**	18:25 - 19:25	4
18:30 - 18:35	0	0	0	**0**	0	0	0	**0**	**0**	18:30 - 19:30	5
18:35 - 18:40	0	0	0	**0**	0	0	0	**0**	**0**	18:35 - 19:35	6
18:40 - 18:45	0	0	0	**0**	0	0	0	**0**	**0**	18:40 - 19:40	7
18:45 - 18:50	1	0	0	**1**	0	0	0	**0**	**1**	18:45 - 19:45	10
18:50 - 18:55	0	0	0	**0**	0	0	0	**0**	**0**	18:50 - 19:50	13
18:55 - 19:00	0	0	0	**0**	0	0	0	**0**	**0**	18:55 - 19:55	13
19:00 - 19:05	1	0	0	**1**	0	0	0	**0**	**1**	19:00 - 20:00	13
19:05 - 19:10	0	0	0	**0**	0	0	0	**0**	**0**	19:05 - 20:05	12
19:10 - 19:15	0	0	0	**0**	0	0	0	**0**	**0**	19:10 - 20:10	13
19:15 - 19:20	1	0	0	**1**	0	0	0	**0**	**1**	19:15 - 20:15	13
19:20 - 19:25	0	0	0	**0**	1	0	0	**1**	**1**	19:20 - 20:20	12
19:25 - 19:30	0	0	0	**0**	1	0	0	**1**	**1**	19:25 - 20:25	11
19:30 - 19:35	1	0	0	**1**	0	0	0	**0**	**1**	19:30 - 20:30	10
19:35 - 19:40	1	0	0	**1**	0	0	0	**0**	**1**	19:35 - 20:35	9
19:40 - 19:45	3	0	0	**3**	0	0	0	**0**	**3**	19:40 - 20:40	8
19:45 - 19:50	4	0	0	**4**	0	0	0	**0**	**4**	19:45 - 20:45	6
19:50 - 19:55	0	0	0	**0**	0	0	0	**0**	**0**	19:50 - 20:50	2
19:55 - 20:00	0	0	0	**0**	0	0	0	**0**	**0**	19:55 - 20:55	2
20:00 - 20:05	0	0	0	**0**	0	0	0	**0**	**0**	20:00 - 21:00	2
20:05 - 20:10	1	0	0	**1**	0	0	0	**0**	**1**	**AM Peak**	**5**
20:10 - 20:15	0	0	0	**0**	0	0	0	**0**	**0**	**PM Peak**	**21**

EST. 1983
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TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd Marion Sports Precinct
Day/Date : Thursday, 28 July 2022
Survey Location : Jasmine Ave entry to carpark
Weather : Fine

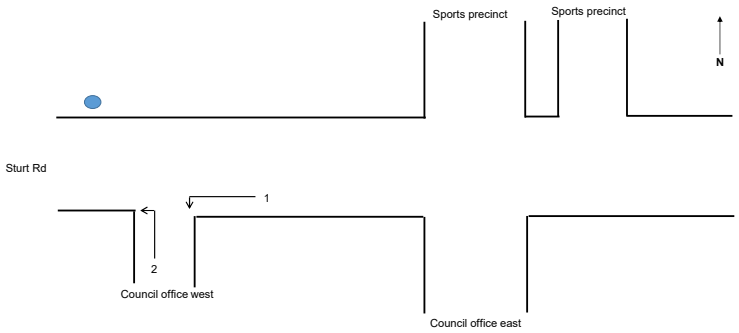




Time Period	IN				OUT				Total of all Movements	Peak Hour Volume Determination
	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total		
20:15 - 20:20	0	0	0	**0**	0	0	0	**0**	**0**	
20:20 - 20:25	0	0	0	**0**	0	0	0	**0**	**0**	
20:25 - 20:30	0	0	0	**0**	0	0	0	**0**	**0**	
20:30 - 20:35	0	0	0	**0**	0	0	0	**0**	**0**	
20:35 - 20:40	0	0	0	**0**	0	0	0	**0**	**0**	
20:40 - 20:45	1	0	0	**1**	0	0	0	**0**	**1**	
20:45 - 20:50	0	0	0	**0**	0	0	0	**0**	**0**	
20:50 - 20:55	0	0	0	**0**	0	0	0	**0**	**0**	
20:55 - 21:00	0	0	0	**0**	0	0	0	**0**	**0**	
Total	**47**	**0**	**1**	**48**	**37**	**0**	**1**	**38**	**86**	
AM Peak	**3**	**0**	**0**	**3**	**2**	**0**	**0**	**2**	**5**	
PM Peak	**9**	**0**	**0**	**9**	**12**	**0**	**0**	**12**	**21**	

EST. 1983 austraffic TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd Marion Sports Precinct
Day/Date : Thursday, 28 July 2022
Survey Location : Sturt Rd & Council office west
Weather : Fine





Time Period	Movement 1				Movement 2				Total of all Movements	Peak Hour Volume Determination	
	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total			
7:00 - 7:15	0	0	0	0	0	0	0	0	0	7:00 - 8:00	2
7:15 - 7:30	1	0	0	1	0	0	0	0	1	7:15 - 8:15	4
7:30 - 7:45	0	0	0	0	0	0	0	0	0	7:30 - 8:30	7
7:45 - 8:00	1	0	0	1	0	0	0	0	1	7:45 - 8:45	7
8:00 - 8:15	2	0	0	2	0	0	0	0	2	8:00 - 9:00	8
8:15 - 8:30	4	0	0	4	0	0	0	0	4	8:15 - 9:15	12
8:30 - 8:45	0	0	0	0	0	0	0	0	0	8:30 - 9:30	13
8:45 - 9:00	1	0	0	1	1	0	0	1	2	8:45 - 9:45	16
9:00 - 9:15	4	0	0	4	2	0	0	2	6	9:00 - 10:00	18
9:15 - 9:30	3	0	0	3	2	0	0	2	5	9:15 - 10:15	18
9:30 - 9:45	2	0	0	2	1	0	0	1	3	9:30 - 10:30	16
9:45 - 10:00	2	1	0	3	0	1	0	1	4	9:45 - 10:45	16
10:00 - 10:15	4	0	0	4	2	0	0	2	6	10:00 - 11:00	13
10:15 - 10:30	2	0	0	2	1	0	0	1	3	10:15 - 11:15	10
10:30 - 10:45	1	0	0	1	2	0	0	2	3	10:30 - 11:30	12
10:45 - 11:00	0	0	0	0	1	0	0	1	1	10:45 - 11:45	12
11:00 - 11:15	2	0	0	2	1	0	0	1	3	11:00 - 12:00	18
11:15 - 11:30	4	0	0	4	1	0	0	1	5	11:15 - 12:15	19
11:30 - 11:45	1	0	0	1	2	0	0	2	3	11:30 - 12:30	15
11:45 - 12:00	0	0	0	0	7	0	0	7	7	11:45 - 12:45	13
12:00 - 12:15	2	0	0	2	2	0	0	2	4	12:00 - 13:00	11
12:15 - 12:30	1	0	0	1	0	0	0	0	1	12:15 - 13:15	7
12:30 - 12:45	1	0	0	1	0	0	0	0	1	12:30 - 13:30	10
12:45 - 13:00	2	0	0	2	3	0	0	3	5	12:45 - 13:45	16
13:00 - 13:15	0	0	0	0	0	0	0	0	0	13:00 - 14:00	16
13:15 - 13:30	3	0	0	3	1	0	0	1	4	13:15 - 14:15	19
13:30 - 13:45	3	0	0	3	4	0	0	4	7	13:30 - 14:30	18
13:45 - 14:00	4	0	0	4	1	0	0	1	5	13:45 - 14:45	13
14:00 - 14:15	1	0	0	1	2	0	0	2	3	14:00 - 15:00	11
14:15 - 14:30	2	0	0	2	1	0	0	1	3	14:15 - 15:15	8
14:30 - 14:45	1	0	0	1	1	0	0	1	2	14:30 - 15:30	5
14:45 - 15:00	3	0	0	3	0	0	0	0	3	14:45 - 15:45	4
15:00 - 15:15	0	0	0	0	0	0	0	0	0	15:00 - 16:00	3
15:15 - 15:30	0	0	0	0	0	0	0	0	0	15:15 - 16:15	3
15:30 - 15:45	1	0	0	1	0	0	0	0	1	15:30 - 16:30	6
15:45 - 16:00	1	0	0	1	1	0	0	1	2	15:45 - 16:45	5
16:00 - 16:15	0	0	0	0	0	0	0	0	0	16:00 - 17:00	4
16:15 - 16:30	1	0	0	1	2	0	0	2	3	16:15 - 17:15	8
16:30 - 16:45	0	0	0	0	0	0	0	0	0	16:30 - 17:30	6
16:45 - 17:00	0	0	0	0	1	0	0	1	1	16:45 - 17:45	7
17:00 - 17:15	1	0	0	1	3	0	0	3	4	17:00 - 18:00	6
17:15 - 17:30	0	0	0	0	1	0	0	1	1	17:15 - 18:15	4
17:30 - 17:45	0	0	0	0	1	0	0	1	1	17:30 - 18:30	4
17:45 - 18:00	0	0	0	0	0	0	0	0	0	17:45 - 18:45	4
18:00 - 18:15	1	0	0	1	1	0	0	1	2	18:00 - 19:00	5
18:15 - 18:30	1	0	0	1	0	0	0	0	1	18:15 - 19:15	3
18:30 - 18:45	0	0	0	0	1	0	0	1	1	18:30 - 19:30	2
18:45 - 19:00	0	0	0	0	1	0	0	1	1	18:45 - 19:45	1
19:00 - 19:15	0	0	0	0	0	0	0	0	0	19:00 - 20:00	0
19:15 - 19:30	0	0	0	0	0	0	0	0	0	19:15 - 20:15	0
19:30 - 19:45	0	0	0	0	0	0	0	0	0	19:30 - 20:30	0
19:45 - 20:00	0	0	0	0	0	0	0	0	0	19:45 - 20:45	0
20:00 - 20:15	0	0	0	0	0	0	0	0	0	20:00 - 21:00	0
20:15 - 20:30	0	0	0	0	0	0	0	0	0	AM Peak	18
20:30 - 20:45	0	0	0	0	0	0	0	0	0	PM Peak	19
20:45 - 21:00	0	0	0	0	0	0	0	0	0		
Total	63	1	0	64	50	1	0	51	115		
AM Peak	11	1	0	12	5	1	0	6	18		
PM Peak	11	0	0	11	8	0	0	8	19		

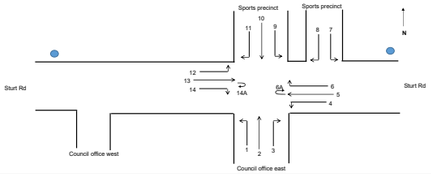
APPENDIX C

AUSTRAFFIC DATA

SATURDAY TURNING MOVEMENTS

austraffic
EST. 1989
TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd Marion Sports Precinct
Day/Date : Saturday, 30 July 2022
Survey Location : Sturt Rd & Sports precinct & Council office east
Weather : Fine

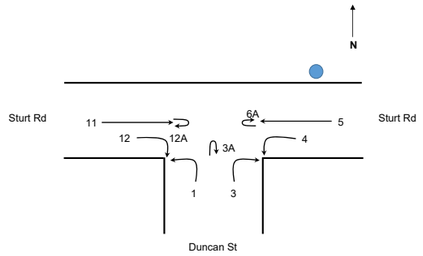




| Time Period | Movement 1 | | | | Movement 2 | | | | Movement 3 | | | | Movement 4 | | | | Movement 5 | | | | Movement 6 | | | | Movement 6A | | | | Movement 7 | | | | Movement 8 | | | | Movement 9 | | | | Movement 10 | | | | Movement 11 | | | | Movement 12 | | | | Movement 13 | | | | Movement 14 | | | | Movement 14A | | | | Movement 15 | | | | Movement 16 | | | | Total of all Movements | Peak Hour Volume Determination | |
|---|---|---

EST. 1983 austraffic TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd Marion Sports Precinct
Day/Date : Saturday, 30 July 2022
Survey Location : Sturt Rd & Duncan St
Weather : Fine

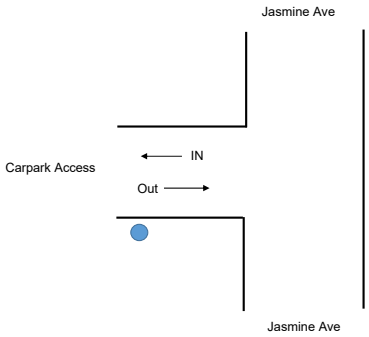




Time Period	Movement 1				Movement 3				Movement 3A				Movement 4				Movement 5				Movement 6A				Movement 11				Movement 12				Movement 12A				Total of all Movements	Peak Hour Volume Determination	
	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total			
12:00 - 12:15	11	0	0	**11**	2	0	0	**2**	0	0	0	**0**	6	0	0	**6**	408	2	0	**410**	0	0	0	**0**	390	3	1	**394**	2	0	0	**2**	1	0	0	**1**	**826**	12:00 - 13:00	**3191**
12:15 - 12:30	5	0	0	**5**	0	0	0	**0**	0	0	0	**0**	3	0	0	**3**	397	0	3	**400**	0	0	0	**0**	399	1	3	**403**	2	0	0	**2**	0	0	0	**0**	**813**	12:15 - 13:15	**3158**
12:30 - 12:45	8	0	0	**8**	1	0	0	**1**	0	0	0	**0**	4	0	0	**4**	350	0	1	**351**	0	0	0	**0**	374	0	2	**376**	4	0	0	**4**	1	0	0	**1**	**745**	12:30 - 13:30	**3060**
12:45 - 13:00	7	0	0	**7**	1	0	0	**1**	0	0	0	**0**	3	0	0	**3**	363	1	1	**365**	0	0	0	**0**	424	2	1	**427**	3	0	0	**3**	1	0	0	**1**	**807**	12:45 - 13:45	**3005**
13:00 - 13:15	2	0	0	**2**	0	0	0	**0**	0	0	0	**0**	1	0	0	**1**	384	1	2	**387**	0	0	0	**0**	395	0	2	**397**	3	0	0	**3**	3	0	0	**3**	**793**	13:00 - 14:00	**3045**
13:15 - 13:30	9	0	0	**9**	0	0	0	**0**	0	0	0	**0**	1	0	0	**1**	322	1	2	**325**	0	0	0	**0**	371	3	2	**376**	4	0	0	**4**	0	0	0	**0**	**715**	13:15 - 14:15	**3003**
13:30 - 13:45	4	0	0	**4**	2	0	0	**2**	0	0	0	**0**	3	0	0	**3**	316	2	0	**318**	0	0	0	**0**	355	1	2	**358**	3	0	0	**3**	2	0	0	**2**	**690**	13:30 - 14:30	**3101**
13:45 - 14:00	4	0	0	**4**	0	0	0	**0**	0	0	0	**0**	2	0	0	**2**	408	0	4	**412**	0	0	0	**0**	421	2	2	**425**	2	0	0	**2**	2	0	0	**2**	**847**	13:45 - 14:45	**3162**
14:00 - 14:15	6	0	0	**6**	4	0	0	**4**	0	0	0	**0**	3	0	0	**3**	317	0	1	**318**	0	0	0	**0**	412	1	1	**414**	4	0	0	**4**	2	0	0	**2**	**751**	14:00 - 15:00	**3057**
14:15 - 14:30	7	0	0	**7**	0	0	0	**0**	0	0	0	**0**	4	0	0	**4**	365	0	2	**367**	0	0	0	**0**	427	0	3	**430**	2	0	0	**2**	3	0	0	**3**	**813**	14:15 - 15:15	**3048**
14:30 - 14:45	2	0	0	**2**	0	0	0	**0**	0	0	0	**0**	4	0	0	**4**	348	0	1	**349**	0	0	0	**0**	385	3	1	**389**	2	0	0	**2**	5	0	0	**5**	**751**	14:30 - 15:30	**2986**
14:45 - 15:00	2	0	0	**2**	0	0	0	**0**	0	0	0	**0**	5	0	0	**5**	318	2	3	**323**	0	0	0	**0**	400	0	2	**402**	8	0	0	**8**	2	0	0	**2**	**742**	14:45 - 15:45	**2958**
15:00 - 15:15	3	0	0	**3**	3	0	0	**3**	0	0	0	**0**	3	0	0	**3**	301	1	1	**303**	0	0	0	**0**	426	0	1	**427**	3	0	0	**3**	0	0	0	**0**	**742**	15:00 - 16:00	**2955**
15:15 - 15:30	5	0	0	**5**	1	0	0	**1**	0	0	0	**0**	3	0	0	**3**	350	2	3	**355**	0	0	0	**0**	375	3	2	**380**	7	0	0	**7**	0	0	0	**0**	**751**	PM Peak	**3191**
15:30 - 15:45	4	0	0	**4**	0	0	0	**0**	0	0	0	**0**	2	0	0	**2**	324	0	0	**324**	0	0	0	**0**	388	2	2	**392**	1	0	0	**1**	0	0	0	**0**	**723**		
15:45 - 16:00	5	0	0	**5**	1	0	0	**1**	0	0	0	**0**	3	0	0	**3**	304	0	4	**308**	0	0	0	**0**	413	2	2	**417**	5	0	0	**5**	0	0	0	**0**	**739**		
Total	**84**	**0**	**0**	**84**	**15**	**0**	**0**	**15**	**0**	**0**	**0**	**0**	**50**	**0**	**0**	**50**	**5575**	**12**	**28**	**5615**	**0**	**0**	**0**	**0**	**6355**	**23**	**29**	**6407**	**55**	**0**	**0**	**55**	**22**	**0**	**0**	**22**	**12248**		
PM Peak	**31**	**0**	**0**	**31**	**4**	**0**	**0**	**4**	**0**	**0**	**0**	**0**	**16**	**0**	**0**	**16**	**1518**	**3**	**5**	**1526**	**0**	**0**	**0**	**0**	**1587**	**6**	**7**	**1600**	**11**	**0**	**0**	**11**	**3**	**0**	**0**	**3**	**3191**		

EST. 1983 austraffic TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd Marion Sports Precinct
Day/Date : Saturday, 30 July 2022
Survey Location : Jasmine Ave entry to carpark
Weather : Fine

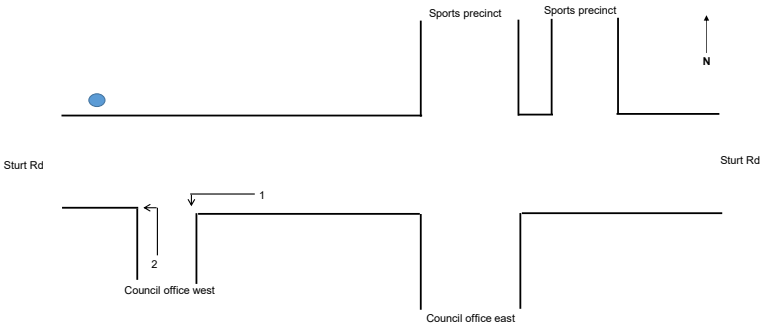




Time Period	IN				Out				Total of all Movements	Peak Hour Volume Determination	
	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total			
12:00 - 12:05	3	0	0	**3**	0	0	0	**0**	**3**	12:00 - 13:00	22
12:05 - 12:10	1	0	0	**1**	1	0	0	**1**	**2**	12:05 - 13:05	20
12:10 - 12:15	1	0	0	**1**	1	0	0	**1**	**2**	12:10 - 13:10	19
12:15 - 12:20	1	0	0	**1**	0	0	0	**0**	**1**	12:15 - 13:15	19
12:20 - 12:25	2	0	0	**2**	0	0	0	**0**	**2**	12:20 - 13:20	21
12:25 - 12:30	1	0	0	**1**	0	0	0	**0**	**1**	12:25 - 13:25	19
12:30 - 12:35	0	0	0	**0**	0	0	0	**0**	**0**	12:30 - 13:30	18
12:35 - 12:40	1	0	0	**1**	1	0	0	**1**	**2**	12:35 - 13:35	18
12:40 - 12:45	0	0	0	**0**	0	0	0	**0**	**0**	12:40 - 13:40	17
12:45 - 12:50	3	0	0	**3**	1	0	0	**1**	**4**	12:45 - 13:45	18
12:50 - 12:55	1	0	0	**1**	2	0	0	**2**	**3**	12:50 - 13:50	16
12:55 - 13:00	1	0	0	**1**	1	0	0	**1**	**2**	12:55 - 13:55	13
13:00 - 13:05	0	0	0	**0**	1	0	0	**1**	**1**	13:00 - 14:00	11
13:05 - 13:10	1	0	0	**1**	0	0	0	**0**	**1**	13:05 - 14:05	12
13:10 - 13:15	2	0	0	**2**	0	0	0	**0**	**2**	13:10 - 14:10	14
13:15 - 13:20	0	0	0	**0**	3	0	0	**3**	**3**	13:15 - 14:15	12
13:20 - 13:25	0	0	0	**0**	0	0	0	**0**	**0**	13:20 - 14:20	11
13:25 - 13:30	0	0	0	**0**	0	0	0	**0**	**0**	13:25 - 14:25	13
13:30 - 13:35	0	0	0	**0**	0	0	0	**0**	**0**	13:30 - 14:30	17
13:35 - 13:40	0	0	0	**0**	1	0	0	**1**	**1**	13:35 - 14:35	19
13:40 - 13:45	0	0	0	**0**	1	0	0	**1**	**1**	13:40 - 14:40	23
13:45 - 13:50	1	0	0	**1**	1	0	0	**1**	**2**	13:45 - 14:45	22
13:50 - 13:55	0	0	0	**0**	0	0	0	**0**	**0**	13:50 - 14:50	21
13:55 - 14:00	0	0	0	**0**	0	0	0	**0**	**0**	13:55 - 14:55	25
14:00 - 14:05	1	0	0	**1**	1	0	0	**1**	**2**	14:00 - 15:00	26
14:05 - 14:10	2	0	0	**2**	1	0	0	**1**	**3**	14:05 - 15:05	24
14:10 - 14:15	0	0	0	**0**	0	0	0	**0**	**0**	14:10 - 15:10	21
14:15 - 14:20	2	0	0	**2**	0	0	0	**0**	**2**	14:15 - 15:15	21
14:20 - 14:25	1	0	0	**1**	1	0	0	**1**	**2**	14:20 - 15:20	19
14:25 - 14:30	2	0	0	**2**	2	0	0	**2**	**4**	14:25 - 15:25	17
14:30 - 14:35	0	0	0	**0**	2	0	0	**2**	**2**	14:30 - 15:30	13
14:35 - 14:40	1	0	0	**1**	4	0	0	**4**	**5**	14:35 - 15:35	11
14:40 - 14:45	0	0	0	**0**	0	0	0	**0**	**0**	14:40 - 15:40	6
14:45 - 14:50	0	0	0	**0**	1	0	0	**1**	**1**	14:45 - 15:45	6
14:50 - 14:55	1	0	0	**1**	3	0	0	**3**	**4**	14:50 - 15:50	5
14:55 - 15:00	0	0	0	**0**	1	0	0	**1**	**1**	14:55 - 15:55	1
15:00 - 15:05	0	0	0	**0**	0	0	0	**0**	**0**	15:00 - 16:00	0
15:05 - 15:10	0	0	0	**0**	1	0	0	**1**	**1**	PM Peak	26
15:10 - 15:15	0	0	0	**0**	2	0	0	**2**	**2**		
15:15 - 15:20	0	0	0	**0**	0	0	0	**0**	**0**		
15:20 - 15:25	0	0	0	**0**	0	0	0	**0**	**0**		
15:25 - 15:30	1	0	0	**1**	1	0	0	**1**	**2**		
15:30 - 15:35	0	0	0	**0**	1	0	0	**1**	**1**		
15:35 - 15:40	0	0	0	**0**	2	0	0	**2**	**2**		
15:40 - 15:45	1	0	0	**1**	0	0	0	**0**	**1**		
15:45 - 15:50	1	0	0	**1**	0	0	0	**0**	**1**		
15:50 - 15:55	1	0	0	**1**	2	0	0	**2**	**3**		
15:55 - 16:00	0	0	0	**0**	2	0	0	**2**	**2**		
Total	**33**	**0**	**0**	**33**	**41**	**0**	**0**	**41**	**74**		
PM Peak	**10**	**0**	**0**	**10**	**16**	**0**	**0**	**16**	**26**		

EST. 1983 austraffic TRAFFIC & TRANSPORT DATA SPECIALISTS

Client : CIRQA
Job : Sturt Rd Marion Sports Precinct
Day/Date : Saturday, 30 July 2022
Survey Location : Sturt Rd & Council office west
Weather : Fine





Time Period	Movement 1				Movement 2				Total of all Movements	Peak Hour Volume Determination	
	Light	Heavy	Bus	Total	Light	Heavy	Bus	Total			
12:00 - 12:15	0	0	0	**0**	1	0	0	**1**	**1**	12:00 - 13:00	**2**
12:15 - 12:30	0	0	0	**0**	0	0	0	**0**	**0**	12:15 - 13:15	**1**
12:30 - 12:45	0	0	0	**0**	0	0	0	**0**	**0**	12:30 - 13:30	**1**
12:45 - 13:00	1	0	0	**1**	0	0	0	**0**	**1**	12:45 - 13:45	**1**
13:00 - 13:15	0	0	0	**0**	0	0	0	**0**	**0**	13:00 - 14:00	**0**
13:15 - 13:30	0	0	0	**0**	0	0	0	**0**	**0**	13:15 - 14:15	**1**
13:30 - 13:45	0	0	0	**0**	0	0	0	**0**	**0**	13:30 - 14:30	**1**
13:45 - 14:00	0	0	0	**0**	0	0	0	**0**	**0**	13:45 - 14:45	**1**
14:00 - 14:15	1	0	0	**1**	0	0	0	**0**	**1**	14:00 - 15:00	**1**
14:15 - 14:30	0	0	0	**0**	0	0	0	**0**	**0**	14:15 - 15:15	**3**
14:30 - 14:45	0	0	0	**0**	0	0	0	**0**	**0**	14:30 - 15:30	**3**
14:45 - 15:00	0	0	0	**0**	0	0	0	**0**	**0**	14:45 - 15:45	**6**
15:00 - 15:15	2	0	0	**2**	1	0	0	**1**	**3**	15:00 - 16:00	**6**
15:15 - 15:30	0	0	0	**0**	0	0	0	**0**	**0**	PM Peak	**6**
15:30 - 15:45	2	0	0	**2**	1	0	0	**1**	**3**		
15:45 - 16:00	0	0	0	**0**	0	0	0	**0**	**0**		
Total	**6**	**0**	**0**	**6**	**3**	**0**	**0**	**3**	**9**		
PM Peak	**4**	**0**	**0**	**4**	**2**	**0**	**0**	**2**	**6**		

APPENDIX D

AUSTRAFFIC DATA

THURSDAY AND SATURDAY PARKING DATA

Time Period	Thursday 28 July 2022 No. of vehicles parked	Time period	Saturday 30 July 2022 No. of vehicles parked
7:00 - 7:15	9	12:00 - 12:15	127
7:15 - 7:30	8	12:15 - 12:30	149
7:30 - 7:45	8	12:30 - 12:45	169
7:45 - 8:00	9	12:45 - 13:00	183
8:00 - 8:15	11	13:00 - 13:15	189
8:15 - 8:30	12	13:15 - 13:30	188
8:30 - 8:45	15	13:30 - 13:45	192
8:45 - 9:00	25	13:45 - 14:00	196
9:00 - 9:15	29	14:00 - 14:15	199
9:15 - 9:30	28	14:15 - 14:30	188
9:30 - 9:45	28	14:30 - 14:45	179
9:45 - 10:00	33	14:45 - 15:00	175
10:00 - 10:15	32	15:00 - 15:15	169
10:15 - 10:30	32	15:15 - 15:30	161
10;30 - 10:45	36	15:30 - 15:45	155
10:45 - 11:00	34	15:45 - 16:00	149
11:00 - 11:15	34		
11:15 - 11:30	35		
11:30 - 11:45	43		
11:45 - 12:00	65	Car park capacity = 242 vehicles	
12:00 - 12:15	76		
12:15 - 12:30	81		
12:30 - 12:45	83		
12:45 - 13:00	84		
13:00 - 13:15	88		
13:15 - 13:30	88		
13:30 - 13:45	89		
13:45 - 14:00	84		
14:00 - 14:15	81		
14:15 - 14:30	77		
14:30 - 14:45	72		
14:45 - 15:00	68		
15:00 - 15:15	65		
15:15 - 15:30	65		
15:30 - 15:45	62		
15:45 - 16:00	61		
16:00 - 16:15	60		
16:15 - 16:30	59		
16:30 - 16:45	54		
16:45 - 17:00	47		
17:00 - 17:15	41		
17:15 - 17:30	43		
17:30 - 17:45	52		
17:45 - 18:00	67		
18:00 - 18:15	89		
18:15 - 18:30	114		
18:30 - 18:45	122		
18:45 - 19:00	122		
19:00 - 19:15	117		
19:15 - 19:30	110		
19:30 - 19:45	103		
19:45 - 20:00	108		
20:00 - 20:15	92		
20:15 - 20:30	73		
20:30 - 20:45	59		
20:45 - 21:00	39		

12 Confidential Items

12.1 Cover Report - Confirmation of Minutes of the Confidential Review and Selection Committee Meeting held on 2 August 2022	
Report Reference	GC220823F12.1
Originating Officer	Manager People and Culture – Jessica Lynch
Corporate Manager	Manager People and Culture - Jessica Lynch
General Manager	Chief Executive Officer - Tony Harrison

REASON FOR CONFIDENTIALITY

Local Government Act (SA) 1999 S 90 (2) 3

(a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

RECOMMENDATION

That pursuant to Section 90(2) and (3)(a) of the *Local Government Act 1999,* the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer and Manager People and Culture, be excluded from the meeting as the Council receives and considers information relating to Confirmation of Minutes of the Confidential Review and Selection Committee Meeting held on 2 August 2022, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to personal affairs.

12.2 Cover Report - Confidential - Questions Taken on Notice Register	
Report Reference	GC220823F12.2
Originating Officer	Business Support Officer - Governance and Council Support – Cassidy Ryles
Corporate Manager	Manager Office of the Chief Executive - Kate McKenzie
General Manager	Chief Executive Officer - Tony Harrison

REASON FOR CONFIDENTIALITY

Local Government Act (SA) 1999 S 90 (2) 3

(b) information the disclosure of which (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) would, on balance, be contrary to the public interest

RECOMMENDATION

That pursuant to Section 90(2) and (3)(b) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer, General Manager City Development, General Manager City Services, General Manager Corporate Services, Manager of the Office of the CEO, Chief Financial Officer, Manager City Activation, Unit Manager Governance and Council Support and Governance Officer, be excluded from the meeting as the Council receives and considers information relating to Confidential Questions Taken on Notice Register, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to commercial and financial information.

12.3 Cover Report - Spinnaker Circuit Reserve East – Revocation of Community Land Classification	
Report Reference	GC220823F12.3
Originating Officer	Unit Manager Land and Property – Michael Collins
Corporate Manager	Manager City Property - Thuyen Vi-Alternetti
General Manager	General Manager City Development - Tony Lines

REASON FOR CONFIDENTIALITY

Local Government Act (SA) 1999 S 90 (2) 3

(b) information the disclosure of which (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) would, on balance, be contrary to the public interest

RECOMMENDATION

That pursuant to Section 90(2) and (3)(b) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer, General Manager City Services, General Manager City Development, General Manager Corporate Services, Chief Financial Officer, Manager City Property, Manager Office of the Chief Executive, Chief Financial Officer, Unit Manager Land & Property, Senior Property Officer, Unit Manager Governance and Council Support, be excluded from the meeting as the Council receives and considers item 12.3 Spinnaker Circuit Reserve East – Revocation of Community Land Classification upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to matters that may impact commercial contract negotiations.

12.4 Cover Report - Marion Golf Park	
Report Reference	GC220823F12.4
Originating Officer	Unit Manager Sport & Recreational Community Facilities – Mark Hubbard
Corporate Manager	Manager City Property – Thuyen Vi-Alternetti
General Manager	General Manager City Development – Tony Lines

REASON FOR CONFIDENTIALITY

Local Government Act (SA) 1999 S 90 (2) 3

(d) commercial information of a confidential nature (not being a trade secret) the disclosure of which (i) could reasonably be expected to prejudice the commercial position of the person who supplied the information, or to confer a commercial advantage on a third party; and (ii) would, on balance, be contrary to the public interest

RECOMMENDATION

That pursuant to Section 90(2) and (3)(d)(i) and (ii) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer, General Manager City Development, General Manager Corporate Services, General Manager City Services, Manager Corporate Governance, Manager City Property, Manager Finance, Unit Manager Sport and Recreational Community Facilities, Unit Manager Communications, Unit Manager Governance and Council Support, Community Facilities Planner and Governance Officer, be excluded from the meeting as the Council receives and considers information relating to Marion Golf Park, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to the current redevelopment options and costs for the Marion Golf Park.

12.5 Cover Report - City of Marion Property Asset Strategy (CoMPAS)	
Report Reference	GC220823F12.5
Originating Officer	Manager City Property – Thuyen Vi-Alternetti
Corporate Manager	Manager City Property - Thuyen Vi-Alternetti
General Manager	General Manager City Development - Tony Lines

REASON FOR CONFIDENTIALITY

Local Government Act (SA) 1999 S 90 (2) 3

(b) information the disclosure of which (i) could reasonably be expected to confer a commercial advantage on a person with whom the council is conducting, or proposing to conduct, business, or to prejudice the commercial position of the council; and (ii) would, on balance, be contrary to the public interest

RECOMMENDATION

That pursuant to Section 90(2) and (3)(b) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer, General Manager City Development, General Manager City Services, General Manager Corporate Services, Manager of the Office of the CEO, Chief Financial Officer, Manager City Property, Unit Manager Governance and Council Support, Executive Officer to the CEO, be excluded from the meeting as the Council receives and considers information relating to City of Marion Property Asset Strategy (CoMPAS), upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to commercial and financial information.

12.6 Cover Report - Code of Conduct	
Report Reference	GC220823F12.6
Originating Officer	Business Support Officer - Governance and Council Support – Cassidy Ryles
Corporate Manager	Manager Office of the Chief Executive - Kate McKenzie
General Manager	Chief Executive Officer - Tony Harrison

REASON FOR CONFIDENTIALITY

Local Government Act (SA) 1999 S 90 (2) 3

(a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

RECOMMENDATION

That pursuant to Section 90(2) and (3)(a) of the *Local Government Act 1999,* the Council orders that all persons present, with the exception of the following persons: Chief Executive Officer, Manager Office of the CEO, Unit Manager Governance and Council Support and Governance Officer, be excluded from the meeting as the Council receives and considers information relating to *Code of Conduct,* upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to the conduct of Council Members

13 Corporate Reports for Decision

13.1 Youth Development Grants 2022/23	
Report Reference	GC220823R13.1
Originating Officer	Grants Officer – Sherina Kuik
Corporate Manager	Manager Community Connections - Merran Fyfe
General Manager	General Manager City Services - Ben Keen

REPORT OBJECTIVE

To award funding for the Youth Development Grants Program, 2022-2023.

EXECUTIVE SUMMARY

The Youth Development Grants are designed to support not-for-profit organisations community groups and voluntary associations to deliver youth programs and services within our city.

Applications are invited from organisations with youth expertise and local knowledge to provide opportunities and engagement for all young people 12-25 years.

Incorporating one round per year, a maximum of $120,000 in Youth Development Grants is distributed per annum.

The 8 eligible applications requesting funding to the total value of $67,985 are presented for Council's consideration and decision. Applications are listed in ranked order from highest to lowest scores.

As this grant round was under subscribed it is recommended that a second Youth Development Grant round be held in conjunction with the next round of Community Grants for the remaining unallocated funds ($52,015).

RECOMMENDATION

That Council:

1. **Endorses the following projects (totalling $67,985) for the Youth Development Grants funding in 2022-2023:**
   - **MarionLIFE Community Services – MarionLIFE Youth Media Hub ($10,000)**
   - **Whitelion Youth – Balanced Choice Program ($5,000)**
   - **Sonder for Headspace – Headspace Marion Social Connectedness Project ($10,000)**
   - **Gener8 Theatre – (un) REAL ($10,000)**
   - **Junction Australia – Junction & Free Mind Youth Program Partnership ($9,945)**
   - **Multiple Solutions – Accelerate Youth: Drivers Program ($10,000)**
   - **Islamic Museum of Australia – Cultured Cooking ($7,000)**
   - **Islamic Society of South Australia – Health is Wealth ($6,040)**

2. **Endorses a second round of Youth Development Grants, for the remaining $52,015, to be held early 2023 in conjunction with the next round of Community Grants.**

BACKGROUND

The City of Marion Youth Development model incorporates an annual grants program to enable the delivery of diverse, well managed and relevant youth projects across the city whilst strengthening connections for young people in our community.

Applicants may apply for grants up to $10,000 and as stated in the guidelines, organisations may apply for more than one grant per round.

The City of Marion is committed to a diverse and inclusive community. Applications should reflect and celebrate this by ensuring projects, programs and activities are as inclusive and accessible as possible for all groups. This includes people of various gender, age, sexuality, cultural backgrounds, religious beliefs and those living with disability.

DISCUSSION

As identified in the Youth Engagement and Consultation 2019-2023 Report, young people:

- want their city to be accessible and safe with a strong sense of community
- want a city that celebrates diversity, youth arts and promotes a healthy and inclusive community
- are passionate about the environment and are conscious of climate change
- are also community minded and value being part of a group and/or organisations that work together to build strong, safe and connected communities
- are seeking increased opportunities, hands-on experience, pathways to entrepreneurship and education around sustainable business practices that foster ideas and skills to start and manage a business.

This round, 8 eligible applications requested funding to the total value of $67,985 and have aligned their projects to key outcomes and/or identified needs as outlined in the following reports and policies:

- The City of Marion Community Vision and Strategic Plan
- The City of Marion Youth Engagement and Consultation Report 2019-2023
- The City of Marion Equity, Access and Social Inclusion Policy Statement

Applicants were also required to ensure their projects would be as accessible as possible for all groups including people of various genders, ages, sexuality, cultural backgrounds, religious beliefs and those living with disability.

The round opened on 23 May and closed on 20 June 2022.

Applications have been assessed against Council's endorsed grant guidelines and required criteria and scored against administration's youth development grants assessment matrix.

Summary of Applications by Ranking:

No.	Organisation name	Project	Total average score Max 100	Amount requested ranked in score order
1	MarionLIFE Community Services	MarionLIFE Youth Media Hub	92.5	$10,000
2	Whitelion Youth	Balanced Choice Program	90.5	$5,000
3	Sonder for Headspace	Headspace Marion Social Connectedness Project	91.3	$10,000
4	Gener8 Theatre	(un) REAL	90.3	$10,000

5	Junction Australia	Junction & Free Mind Youth Program Partnership	86.8	$9,945
6	Multiple Solutions	Accelerate Youth: Drivers Program	84.5	$10,000
7	Islamic Museum of Australia	Cultured Cooking	75	$7,000
8	Islamic Society of South Australia	Health is Wealth	74.3	$6,040
		TOTAL		**$67,985**

Additional application and project information is available in Attachment 1.

Staff received some applications that were underdeveloped in certain areas. Those displaying potential and merit may be offered mentor partnerships with the Vibrant Communities team to further increase the development of the project.

Staff can assist in improving the benefits for the community, increase the alignment of the project with grant guideline criteria, set them up for success and improve their chances of gaining future funding.

Unspent funds:

Recent feedback from a number of organisations indicated that they were currently under resourced to apply for grant funding and implement additional programs at the present time. This current annual round of funding was brought forward due to the upcoming caretaker period (for the Local Government Elections) and it was undersubscribed.

Therefore, it is proposed consideration be given to holding a second round of Youth Development Grants early 2023 in conjunction with the next round of Community Grants with the remaining unallocated funds from this round. This will also allow organisations who require more support with their projects to reapply within six months, rather than waiting a full year.

ATTACHMENTS

1. Attachment 1 Youth Development Grants Aug 2022-23 [**13.1.1** - 2 pages]

Attachment 1

Youth Development Grants Report 2022-2023

No	Organisation Name	Project	Score	Project Summary (please note: in their own words)	Considerations for Council	Funding
1	**MarionLIFE Community Services**	MarionLIFE Youth Media Hub	**92.5**	MarionLIFE Youth Media Hub is a new pilot program to provide young people access to technology to make media that matters to them i.e. podcasts, movies, YouTube vids, editing/sound tools, advice and support and idea generation for young people aged 10-17 years in the City of Marion. Free healthy food will also be provided for participants.	MarionLIFE is one of CoM's major not for profit organisations that assist and support our community through their various services. Collaborating with Good360 Australia to receive laptops. Good360 Australia have applied through the Community Grants program for $5,000. Total financial support by CoM would be $15,000 across 2 grant programs.	Grant amount requested - $10,000 Total project cost - $20,000
2	**Sonder for Headspace**	Headspace Marion Social Connectedness Project	**91.3**	Headspace Marion aim to run two projects concurrently; social connectedness groups for young people in the community and an ongoing in-centre wellbeing group for young people accessing Headspace. The first project will offer creative arts and recreational activities for young people to attend for free in the community. The second project will be for young people to attend a group at the centre to practice arts, mindfulness, and games with other young people in a safe space. Both aim to engage young people who may be experiencing mental health issues to achieve increased social connections, and improved knowledge of community support services.	Headspace is currently working closely with our CoM YCC. Large amount of in-kind support by Headspace. 200 hours of volunteer time dedicated to the project.	Grant amount requested - $10,000 Total project cost - $27,740
3	**Whitelion Youth**	Balanced Choice Program	**90.5**	Over Term 4 2022 and Term 1 2023 our Flexible Learning Options (FLO) enrolled young people from our Marion site. Balanced Choice empowers individuals and those at risk equipping them with skills to enable them to grow into leaders. Whitelion hopes to achieve a range of positive outcomes by engaging our students with the program including increased physical activity, fitness levels, improved self-worth, emotional awareness and wellbeing, better mental health, practical life skills, healthier relationships, increased self-efficacy and resilience, a positive sense of the future, and a greater sense of connection to self and others.	The Balanced Choice Program is a weekly learning program run during the school term to engage FLO enrolled young people and improve their wellbeing and support their development through a range of activities that promote physical and mental health.	Grant amount requested - $5,000 Total project cost - $5,000
4	**Gener8 Theatre**	(un) REAL	**90.3**	LIVE PERFORMANCE/GAMING TECHNOLOGY COME TOGETHER TO UPSKILL MARION YOUTH Designed as a self-directed experience, over thirteen-weeks, 25 local youth get access to bleeding-edge technologies PHASE ONE-Oct 2022, 10 x online gatherings will occur. Sessions run by 12 leading arts professionals/technologists will cover everything from metaverse technologies to the need for entrepreneurial thinking in today's arts industries. PHASE TWO: January, 2023, a practical three week program run from Her Majesty's Theatre and @ 'The Void' Flinders University enabling participants the chance to explore - Digital Art - Game Engines - Motion Capture - Virtual Production Whilst developing innovative practices, skills/ networks	Project Support from 'The Void' at Flinders University, New Venture Institute, VIVE, NBN Australia, the National Institute of Experimental Arts, Her Majesty's Theatre. All participants are Marion residents. Significant in kind support by applicant.	Grant amount requested - $10,000 Total project cost - $82,496.80

5	**Junction Australia**	Junction & Free Mind Youth Program Partnership	**86.8**	Junction is partnering with Free Mind Skate School to provide free sports programs to residents of the Marion Council. Free Mind Skate School will deliver a range of skate-based activities and programs targeting this community to increase wellbeing through physical exercise, skill development, mentorship and community connection. Additionally, the project also aims to promote awareness for accessible facilities, including Oaklands Skate Park and the new Mitchell Park Neighbourhood Centre, increasing youth participation and togetherness.	Equipment will be stored by Free Mind Skate School to use for any future programs. Junction Australia have direct client relationships with CoM's most vulnerable families.	Grant amount requested - $9,945 Total project cost - $10,945
6	**Multiple Solutions**	Accelerate Youth: Drivers Program	**84.5**	Through our internal specialised youth services we run an employability skills program called Accelerate Youth. This program provides young people with support, skills and connections that support them to find and maintain open employment. We are looking to run a specialized version of the program that would assist young people to obtain a driver's licence which many of our young participants have identified as a significant barrier to finding employment. This is something that fall outside of the scope of our standard programs.	Program assists CoM young people to attain their licence as part of their broader employment support services. CoM residents only. 10 x packages at $1,000 per person consisting of approx 10x60 min lessons totalling $800 and $200 used towards admin costs to get their provisional licence. Program delivered at the Brighton office.	Grant amount requested - $10,000 Total project cost - $12,205
7	**Islamic Museum of Australia**	Cultured Cooking	**75**	A cultured cooking class with the Islamic Museum of Australia and Rouba Shahin. Cultured Cooking is a workshop opportunity for Marion Council youths to be able to access a free afternoon of learning – learning about modern Middle Eastern cuisine and cultural values. With the added element of professional recordings, Cultured Cooking will be a program that can be revisited online with educational resources to support continued intercultural understanding and learning	Program accessible to CoM young people and delivered at the Marion Road Mosque. Program consists of 2 classes, videography / filming and developing online resources that will be available to educational institutions.	Grant amount requested - $7,000 Total project cost - $7,600
8	**Islamic Society of South Australia**	Health is Wealth	**74.3**	Two events addressing issues of mental health and substance abuse. The first event will be a footwear / mural painting workshop with the theme of positive mental health. Participants will be taught how to effectively paint a sneaker with the theme of positive mental health. The session will also include a guest speaker who will advise youth on how to manage common mental health concerns like anxiety. The second event will be a 3x3 basketball or soccer matches with a professional sports player providing a short training workshop and talking about health, mental health and substance abuse.	Utilising art and sport as a vehicle to address mental health, conversation starter, soft approach to discussions around mental health.	Grant amount requested - $6,040 Total project cost - $10,000
					TOTAL	**$67,985**

13.2 Community Grants 2022/23 Round 1	
Report Reference	GC220823R13.2
Originating Officer	Grants Officer – Sherina Kuik
Corporate Manager	Manager Community Connections - Merran Fyfe
General Manager	General Manager City Services - Ben Keen

REPORT OBJECTIVE

To award funding for Round 1 Community Grants 2022-2023.

EXECUTIVE SUMMARY

The Community Grants program provides funding support to local not-for-profit organisations to deliver activities and projects that demonstrate a strong community benefit. $50,000 is allocated to each of the two grant rounds per financial year.

Eligible applications were assessed by administration, against Council's endorsed grants assessment matrix and grant guidelines. 11 projects totalling $66,179 are presented for Council's consideration and decision.

RECOMMENDATION

That Council:

1. **Endorses a total of $48,991 to the following projects for the Community Grants Program Round One funding in 2022-2023:** *(remove / amend any as required)*
    - **Ascot Park Bowling Club Incorporated – Purchase a new Greens Mower ($5,000)**
    - **Plympton Sporting and Recreation Club Inc – Upgrade / purchase equipment for matches ($4,998)**
    - **Treasure Boxes Inc – Volunteer Safety and Wellbeing Project (as the highest scoring application for more than $5,000) ($7,593)**
    - **Sheidow Park Cricket Club Inc – Flicx Pitch ($4,534)**
    - **Marion Historic Village Display Group Incorporated – Security system upgrade ($2,871)**
    - **South Road Cricket Club Inc – Bowling Machine ($3,995)**
    - **The Queer Society Incorporated – LGBTQ+ inclusivity art projects and events ($5,000)**
    - **Cove Netball Club – Purchase kit bags for coaches ($5,000)**
    - **Good360 Australia – MarionLIFE Community Services and Good360 Media Hub Collaboration – addressing the digital divide ($5,000)**
    - **Warradale Community Children's Centre – Park Holme – Feature in Front Garden ($5,000)**
    - **Islamic Society of South Australia Inc – Made with love (delivery of home cooked frozen meals) ($0)**

BACKGROUND

The purpose of the Community Grants Program is to assist local not-for-profits to establish and undertake projects or activities that are beneficial for the community.

The City of Marion is committed to a diverse and inclusive community. Applications should reflect and celebrate this by ensuring projects are inclusive and as accessible as possible for all groups, including people of various gender, age, sexuality, cultural backgrounds, religious beliefs and those living with a disability.

A copy of the Community Grant guidelines is available on the website via the following link: https://cdn.marion.sa.gov.au/sp/Community-Grant-Guidelines-May-2022.pdf.

To date, Council has endorsed over $1.4 million dollars in community grand funding since the program began in 2005.

The round opened on 23 May and closed on 20 June 2022.

DISCUSSION

11 eligible applications were assessed against Council's endorsed grant guidelines and scoring matrix, with a possible 100 points in total to be awarded. This process determined their rank order.

This round was oversubscribed by $16,179 with five applicants applying for more than $5,000.

Attachment 1 provides an overview of the eligible applications, including project information and considerations for Council.

The table **Summary of Applications by Ranking** below shows the applications in ranked order, with the ten highest ranked applications totaling $48,991.

This round, five organisations applied for more than $5,000. The guidelines state each funding round may include one grant up to $10,000, with the remaining funding pool having a $5,000 limit per application. If it is based on the highest score the applicant receiving over $5,000 will be Treasure Boxes. The remaining organisations requesting more than $5,000 could receive a maximum of $5,000.

Applicants have outlined the minimum funding required to proceed with their project. If only partial funding is received, the project scope may be reduced. Note that one applicant has advised that they cannot proceed with their project with less than $10,000.

Summary of Applications by Ranking:

No.	Organisation name	Project	Total average score Max 100	Amount requested ranked in score order	Allocated to budget Inc 1 option to receive over 5K
1	Ascot Park Bowling Club Incorporated	Purchase a new Greens Mower	83	$5,000	$5,000
2	Plympton Sporting and Recreation Club	Upgrade / purchase equipment for matches	81.8	$4,998	$4,998
3	Treasure Boxes	Volunteer Safety and Wellbeing Project	80	$7,593	$7,593
4	Sheidow Park Cricket Club Inc	Flicx Pitch	77.3	$4,534	$4,534

5	Marion Historic Village Display Group Incorporated	Security system upgrade	77	$2,871	$2,871
6	South Road Cricket Club Inc	Bowling Machine	74.5	$3,995	$3,995
7	The Queer Society Incorporated	LGBTQ+ inclusivity art projects and events	74.5	$8,400	$5,000
8	Cove Netball Club	Purchase kit bags for coaches	74	$5,370	$5,000
9	Good360 Australia	MarionLIFE Community Services and Good360 Media Hub Collaboration – addressing the digital divide	62.5	$5,000	$5,000
10	Warradale Community Children's Centre – Park Holme	Feature in Front Garden	61.3	$8,418	$5,000
					$48,991
11	Islamic Society of South Australia Inc	Made with love (delivery of home cooked frozen meals)	55.3	$10,000	$0 (Note cannot proceed with less than $10,000)
		TOTAL		**$66,179**	**$48,991**

Note - Applications shaded in blue are those with an initial application total of over $5,000

ATTACHMENTS

1. Attachment 1 Community Grants 2022 23 Round 1 [**13.2.1** - 3 pages]

Attachment 1

Community Grants Report 2022-2023 Round 1

Note: Applications highlighted in blue requested funding over $5,000

No	Organisation Name	Project	Score	Project Summary (please note: in their own words)	Considerations for Council	Funding
1	**Ascot Park Bowling Club Incorporated**	Purchase a new Greens Mower	**83**	The current Greens Mower is basic in terms of features and performance and has limited life as a primary mower. The purchase of a new Greens Mower with the latest technology will provide long term economic and environmental benefits. It is more efficient and low maintenance. It performs two functions (cuts and grooms the grass in one action), has fewer working parts and has a modern quiet motor. The current mower will be a “back up” if the primary mower is unavailable, ensuring that greens can be prepared allowing the continuity of school programs, community events, competitions and Club functions.	465 members & 1800 people from the broader community access the facilities annually All community activities and bowling programs are run by volunteers.	$5,000 Bowling club will contribute $5,100 Could not proceed with partial funding Annual membership fee $260 full member, social $25, Night Owls $10, Junior no charge Received $5,000 in R2 20/21 for new lawn bowls
2	**Plympton Sporting and Recreation Club Inc**	Upgrade / purchase equipment for matches	**81.8**	Our club would like to recognise the valuable contributions of our members past and present. To do this we need an upgraded computer to enable us to digitally recognise these achievements through large screens throughout the clubrooms. In addition we are looking to develop our participants skills through the provision of live streaming and recordings of matches so that we can continually develop and improve our players. This will also enable people who can't attend on match days to view the games live, this is particularly important for our older members who find it difficult to attend during inclement weather.	Strong community sport participation with nearly 1,000 active members across three sports (football, soccer & cricket) in junior and senior grades. Operate a community club for the public to have a meal and socialise during the week/on weekends.	$4,998 Could proceed with $2,900
3	**Treasure Boxes**	Volunteer Safety and Wellbeing Project	**80**	We have an incredible team of 160 volunteers who are the driving force behind our organisation. In the last FY alone, they support Treasure Boxes to deliver almost 14,000 items to families in need. In order to ensure we are providing an ongoing safe environment for our volunteers to work within, we would like to improve the current safety facilities to increase volunteer satisfaction and comfort. A recent safety audit suggested that we should upgrade our ladders to larger platform ladders which will provide additional safety and security for volunteers accessing items from top shelving points.	In FY 21/22, Treasure Boxes diverted 71 tonnes from landfill with their circular economy model. Core mission outside of supporting vulnerable families is supporting the environment. Treasure Boxes has 160 volunteers who spend an average of 4x hrs p/wk equating to 30,720 volunteer hours annually.	$7,593 Could proceed with $5,738 which is over the $5,000 app limit
4	**Sheidow Park Cricket Club Inc**	Flicx Pitch	**77.3**	The project that the Sheidow Park Cricket Club wishes to undertake is the purchase of 2G Flicx Junior Multi Age Cricket Pitch. The Junior Multi Age Pitch is made using small interlocking thermo-plastic tiles made from Low Density Polyethylene. It is specifically designed and formulated for heavy duty performance and is perfectly suited for cricket. This project will allow the Sheidow Park Cricket Club to play more Junior home games at our home ground.	Project will allow the Sheidow Park Cricket Club to play two junior games at the same time on the same oval at Sheidow Park Primary School. Club won’t have to rely on other clubs or schools for an oval which will reduce costs to the junior cricket program Pitch does not cause long term damage to the grass and has been used at Adelaide Oval.	$4,534 Could not proceed with partial funding Junior subscription fees $100 R1 21/22 received $2629 for Girls cricket program R2 20/21 received $2715 for defibrillator

5	**Marion Historic Village Display Group Incorporated**	Security system upgrade	**77**	A basic security system has been installed but has proven to be inadequate and unreliable. In 2022 we have acquired a new and separate display area in the old stable (c 1900) adjacent to the museum proper. Currently under construction is a display for a large collection of agricultural equipment donated to us by the defunct Westminster School Agricultural Museum. This collection contains many artefacts pertinent to the history of Marion having belonged to several families of market gardeners, vintners and brick makers who settled in Marion in the very early days. It is important that they be protected.	Run solely by volunteers and resourced by fundraising, donations and grants. In 2020 became a registered local museum with the History Trust of South Australia.	$2,871 Quote includes 3 years of monitoring Could not proceed with partial funding
6	**South Road Cricket Club Inc**	Bowling Machine	**74.5**	If successful, we would like to purchase a new, modern bowling machine which would be fully electric, running off a rechargeable battery. This would remove the noise from running a petrol generator and inconvenience to our neighbours next to our nets.	The SRCC currently has playing ages that range from juniors at 6 years old through to 60's. SRCC was also the first club in the Adelaide & Suburban Cricket Association to welcome women into the senior sides. Bowling machine would assist the growing junior program.	$3,995 Could proceed with $3,000 Membership fees $200 per season
6	**The Queer Society Incorporated**	LGBTQ+ inclusivity art projects & events	**74.5**	The Queer Society's 'Accessing Community Project' is an innovative approach to improving and generating community conversations and resources. It will facilitate upskilling opportunities for those with disabilities and those from LGBTQ+ communities and create engaging resources, art and fun events for the broader community. This project needs resources to ensure that the local LGBTQ+ community can bounce post COVID-19, and create accessible opportunities to celebrate diversity. Our ultimate aim is create long lasting change, and to build structures and materials that can be used by the broader community to empower and celebrate diverse voices.	Events are open to public. Aim is to implement accessible and inclusive activities and events for the LGBTQ+ community and reach those with a disability. Seeks to create local art through the Zine Project (small art magazine), an art exhibition and complement with inclusive events such as wheelchair basketball and wildlife experiences.	$8,400 Could proceed with $5,000 $2,000 from fundraising from volunteers that will cover administration and promotional resourcing between the projects
8	**Cove Netball Club**	Purchase kit bags for coaches	**74**	Our project is very simple, we would like to purchase new kit bags for our coaches with more space and wheels for ease. We had a sudden change of leadership and everyone had to pull together to keep our members engaged, keep the season going and planning for the following season. Our coaches were a large part of our success in maintaining business as usual during such a significant change. We have had to purchase equipment such as balls and pole covers. We would like to purchase something for our coaches to help them in their role.	300 people play netball at Cove Netball Club. 30 bags required for the coaches. Old bags can be given to players. Recognition of service and assists in the functionality of the coaches role.	$5,370 Could proceed with $2,500 Membership fees dependent on association, between $200-300 R1 20/21 received $5000 for equipment (seating, shelter, pole covers and equipment trolley).

9	**Good360 Australia**	MarionLIFE Community Services and Good360 Media Hub Collaboration – addressing the digital divide	**62.5**	Good360 will supply MarionLIFE Community Services with 20 commercial grade lightly used refurbished laptops, tested and tagged and fit for purpose devices for the establishment of a Media Hub to increase digital literacy for socially and financially disadvantaged youth in the City of Marion. Funding will enable Good360 to source devices from corporate partners, undertake data cleansing, testing and tagging and deliver these devices at no cost, extending the life of devices that would otherwise be destructed in landfill. MarionLIFE will deliver a replicable project that will engage young people and mentors, increasing connectedness, social and educational outcomes.	Intermediary supplying the devices to MarionLIFE, Good360 will not have direct contact with the participants of the program. Good360 is a national charity who has supplied over 3000+ charities and disadvantaged schools with material aid since 2015. Does not receive government funding (state or federal). Supports 10 charities/disadvantaged schools within the City of Marion. MarionLIFE has applied for a Youth Grant of $10,000 as part of this project. Total financial support by CoM would be $15,000 across 2 grant programs.	$5,000 Could proceed with $3,250 Estimated cost of sourcing, refurbishment, test & tag and supply of warranty is $250 per device
10	**Warradale Community Children's Centre – Park Holme**	Feature in Front Garden	**61.3**	This grant will be used to fund a feature in our front garden and invite a local Kaurna artist to incorporate ideas from the children, families and educators. The adjacent community garden has been reinvigorated by parents and community. We wish to transform the space to connect with Eucalyptus along Marion Road, reinforcing inclusivity, diversity, and welcoming the community. Linking a bush tucker garden creates a meeting place, sharing and learning together on Kaurna Yarta. Children can foster a love and responsibility for nature, and a deeper understanding of Aboriginal culture today, central to our centre ethos.	Grant will only facilitate construction of the bench seating feature. It does not include decorating/painting the bench. The centre will need to fundraise to cover the costs of painting and they will only fundraise once the grant has been endorsed. Bench only accessible to centre users. Centre will connect with Kaurna Elder Tamau, "Deadly Mob" & Southern Cultural Immersion to engage local Kaurna artists to complete the project.	$8,418 Could proceed with $5,000 R1 21/22 received $4,114 for art mural for the Warradale site.
11	**Islamic Society of South Australia Inc**	Made with love (delivery of home cooked frozen meals)	**55.3**	Purpose: We want to provide delivery of home cooked frozen meals to the vulnerable group such as: 1. older people 2. disabled persons 3. people isolated at home due to Covid or chronic illness 4. economically disadvantaged Benefits: - healthy eating - relieves stress from shopping and cooking - food is delivered; reduce isolation - reduce food wastage: people order what they need, heat the food when they need	Although eligible, the assessment team felt the application lacked detail and clarity shown in other applications. Support could be offered to link with local partners delivering similar services eg: established Not-For-Profit organisations already providing meal delivery service.	$10,000 Could not proceed with partial funding
					TOTAL	**$66,179**

13.3 Metropolitan Seaside Councils Committee	
Report Reference	GC220823R13.3
Originating Officer	Senior Environmental Planner – Rebecca Neumann
Corporate Manager	Manager Engineering, Assets and Environment - Mathew Allen
General Manager	General Manager City Services - Ben Keen

REPORT OBJECTIVE

The purpose of this report is to present the outcomes and recommendations of a review of the Metropolitan Seaside Council Committee and to seek Council endorsement of a new model for collaboration with metropolitan Adelaide's coastal councils.

REPORT HISTORY

Title and reference	Outcomes
GC220714R05: Proposed changes to the future structure of the Metropolitan Seaside Councils Committee	Signing of the current MSCC Memorandum of Understanding Last major review of MSCC Terms of Reference
GC181127R11: Appointment of Council representatives to Metropolitan Seaside Council Committee (MSCC)	Appointment of Cr Gard as Council's representative on the MSCC. Appointment of the Senior Environmental Planner as the officer to act as Council's representative on the MSCC
GC191126R11: South Australian Coastal Councils Alliance (SACCA) and Metropolitan Seaside Councils Committee (MSCC)	CoM wrote to SACCA and LGA to provide: • In principle support for SACCA. • Advocate that future administration and funding of SACCA be led by the LGA. Ongoing support for MSCC and an annual contribution of $1,200.

EXECUTIVE SUMMARY

The City of Marion has been a member of the Metropolitan Seaside Councils Committee (MSCC) since its formation over 30 years ago. The MSCC supports information sharing and collaboration on coastal management priorities across the metropolitan Adelaide region. The City of Marion is currently represented on the MSCC by Cr Gard as the nominated Council representative and the Senior Environmental Planner as a staff representative (GC181127R11).

In November 2019, Council provided in principle support for a new state-wide alliance of coastal councils - the South Australian Coastal Councils Alliance (SACCA). Whilst Council was supportive of SACCA, Council also held the view that ongoing funding and coordination of SACCA should be the role of the South Australian Local Government Association (LGA) (GC191126R11).

In early 2021, the MSCC identified the need for a review of its governance to ensure the committee was appropriately meeting the needs of its members – with a particular emphasis on:

- the growing scale and complexity of coastal management and funding issues
- the need to better understand and differentiate the respective roles of the various groups operating in this space (particularly MSCC, SACCA and the LGA)
- feedback from member councils around the need for additional resourcing to better support and coordinate the progression of outcomes between meetings.

The governance review highlighted the ongoing value of a regional network of metropolitan coastal

councils and made recommendations to improve performance in the future. The governance review and recommendations were unanimously supported by the MSCC, and a Delivery Plan has been developed for consideration by the metropolitan Adelaide's coastal councils.

This report summarises the results of the governance review and seeks support for a new direction for regional collaboration with metropolitan Adelaide's coastal councils.

RECOMMENDATION

That Council:

1. **Supports in principle the new governance model laid out in the *Adelaide Coastal Councils Network Delivery Plan 2022-23* (Attachment 1).**
2. **Endorses the City of Marion as a member of the Adelaide Coastal Councils Network by signing the Memorandum of Understanding (Attachment 3) by the Mayor, subject to any comments or variations proposed in the meeting.**
3. **Endorses additional funding of $3,800 in 2022-2023 through Council's quarterly budget review process bringing Council's total contributions in 2022-2023 to $5,000 to maintain ongoing financial support to the Adelaide Coastal Councils Network.**
4. **Endorses an ongoing allocation of $10,000 (subject to CPI increases) from 2023-2024 onwards in place of the current ongoing budget of $1,200 for membership with the Metropolitan Seaside Councils Committee.**
5. **Delegates the following representatives to the Adelaide Coastal Councils Network as described by the Terms of Reference (Attachment 2):**
    a. **One Coastal Ward Councillor to act as Council's representative– to be endorsed following the local government elections each term – with the nominated representative able to provide any other Council member as a proxy.**
    b. **Senior Environmental Planner as the officer to act as Council's representative.**
6. **Notes the correspondence from the South Australian Coastal Councils Alliance (SACCA) seeking membership of $2,587.50 (Attachment 4) and writes back deferring any decision on membership with SACCA until after the formation of the ACCN.**

GENERAL ANALYSIS

Valuing Nature	Coastal climate change adaptation is a key priority in the City of Marion Business Plan 2019 – 2023. The ACCN will assist with the ongoing delivery of this priority.
Risk Management	Understanding coastal climate change risk is a new and developing field with high stakes for many councils and communities. Regional collaboration, data sharing, and maintaining consistency in risk management approaches are priorities for local government that will be addressed directly by the ACCN. If the City of Marion does not support the proposed ACCN, then it would risk inefficiency and missing key new information in planning and responding to coastal priorities. It would also likely become an outlier in the metropolitan area and risk reputational impacts (given the support for the ACCN model from the current MSCC delegates across other

	councils).
Resource Impact	To provide efficiency for councils, reduce the duplication of effort and ensure effective administration of the ACCN, a 0.5FTE Executive Officer employed by the LGA is proposed. This role will support the City of Marion in efficiently responding to coastal management priorities and opportunities.
Timeline	The ACCN Delivery Plan (Attachment 1) proposes a timeline. All metropolitan councils are seeking endorsement of the model and allocation of funding before the local government 2022 caretaker period.
Current Budget Allocation	The current budget for membership to the MSCC is $1,200pa. The City of Marion has not previously provided a financial contribution to SACCA.
Proposed Future Budget Allocation	The budget for ACCN membership is proposed to replace the previous budget for MSCC membership. Total contributions sought are: • **2022-2023 $5,000** • **2023-2024 – ongoing $10,000pa.**
Other Funding Sources	As per the ACCN Delivery Plan (Attachment 1), the funding model for the ACCN includes contributions from member councils, the LGA (GAROC), LGA (R&D Scheme), and Green Adelaide in 2022/23. Ongoing additional funding sources will be investigated during the first year of the ACCN. The new federal government has committed to $200million annually in disaster and resilience funding available to councils. The ACCN will amplify the capacity for councils to identify and pursue collaborative funding opportunities that align with a strategic, long-term regional plan.

ABBREVIATIONS

The following abbreviations are used frequently in this report and its attachments.

ACCN	Adelaide Coastal Councils Network
GAROC	Greater Adelaide Regional Organisation of Councils
LGA	Local Government Association (South Australia)
MSCC	Metropolitan Seaside Councils Committee
SACCA	South Australian Coastal Councils Alliance

DISCUSSION

The Governance Review

A rigorous, independent review of the MSCC operating arrangements was undertaken by consultants URPS.

Consultants URPS delivered their report, 'MSCC Governance Review: Options and Recommendations', to the MSCC on 9 December 2021.

The URPS governance review involved desktop analysis, benchmarking against other similar

groups, stakeholder mapping, stakeholder interviews, and committee workshops. This information was used to inform a series of recommendations for improving member value and operating arrangements.

The MSCC governance review revealed that:

- there remains a strong consensus from metropolitan councils about the need to pursue a collaborative arrangement
- the existing operating model in which the committee is hosted by a member council and supported by council officers is not effective because council officers are not adequately resourced to provide the level of support required by the committee and corporate knowledge is lost each time the committee moves to a new council
- the MSCC is the only coastal organisation/network in Australia of those benchmarked that does not employ a dedicated Executive Officer, which hinders the ability of the MSCC to optimise its effectiveness
- there are many opportunities that could be realised for coastal councils and their communities if the MSCC was adequately resourced.

The report made a series of recommendations for improving the MSCC governance model including:

- directly linking MSCC governance to the LGA
- appointing a dedicated Executive Officer to be hosted by the LGA
- moving to a tiered structure incorporating an Executive Committee and staff forum
- establishing an MOU between member councils and the LGA, including funding arrangements and updating the Terms of Reference
- developing a strategic plan to guide the direction of the group and the Executive Officer.

The report states that basing the role centrally at the LGA will deliver a range of important benefits including:

- access to central facilities
- support for financial management and oversight of the Executive Officer
- improved advocacy
- streamlined decision making
- improved reporting, communication and accountability
- adequate resourcing to deliver projects and other activities
- providing a single point of contact on metropolitan coastal issues for stakeholders such as the Coast Protection Board, DEW, Green Adelaide and so on.

The recommendations are based on the long-term highly successful model operating in Victoria, in which the Municipal Association of Victoria hosts the Association of Bayside Municipalities. The Victorian context has strong similarities to SA indicating that its adoption could achieve equally beneficial outcomes.

The model proposed by URPS was endorsed in principle by the MSCC and has also been endorsed by the Greater Adelaide Regional Organisation of Councils (GAROC).

The review formalises stronger relationships with the LGA, and the LGA (via GAROC) has shown commitment to working with the MSCC to progress a positive and outcomes-driven coastal coordination and partnerships model, in collaboration with SACCA.

The Coast Protection Board, Green Adelaide, and DEW have also demonstrated a strong appetite and willingness to collaborate with metropolitan coastal councils via the proposed new model.

The Delivery Plan

The MSCC tasked a Working Group - comprising of officers from member councils, the LGA, and Green Adelaide – with progressing the new model.

The Working Group has prepared an ACCN Delivery Plan 2022-23, for endorsement by member councils (Attachment 1).

Key elements of the Delivery Plan include:

- updating the name of the group from MSCC to Adelaide Coastal Councils Network (ACCN)
- establishing a Memorandum of Understanding between member councils and the LGA, including a funding agreement between parties (Attachment 3)
- updating the Terms of Reference (Attachment 2)
- appointing a dedicated Executive Officer to be hosted by the LGA (0.5 FTE)
- changing the ACCN structure to be tiered, incorporating an Executive Committee and a staff forum
- increasing membership fees to $10,000 per annum (noting 2022-23 is a transitional year that includes additional funding support from the LGA with $5,000 sought from the member council).

The Delivery Plan explains the differences between the old MSCC model and the proposed new ACCN and the rationale for the proposed changes. It also provides a simple one-page snapshot of key deliverables during 2022-23.

The proposed changes outlined in the Delivery Plan are designed to respond to council and stakeholder feedback about changing context and needs, reflect the recommendations made by URPS, address historical administrative issues and maximise member value and opportunities as they relate to the metropolitan coastline.

In addition to preparing the Delivery Plan, the Working Group has also:

- secured endorsement for the new model from the LGA (via GAROC)
- secured funding for the first transitional year (2022-23) of the new Adelaide Coastal Councils Network model via GAROC, the Local Government Research and Development Scheme fund (internal round), and the LGA Secretariat
- secured a $10,000 funding contribution from Green Adelaide to develop an Adelaide Coastal Councils Network Strategic Plan during 2022-23.

On 6 July 2022, the Working Group partnered with the LGA to host a Mayors and Elected Members information session about the proposed new Adelaide Coastal Councils Network model.

At the information session, Working Group members presented the background and rationale for the proposed new model, answered questions and received feedback.

Cr Jonathon Marsden (Hobson's Bay Council, President of Victoria's Association of Bayside Municipalities) shared insights into the benefits of the model and answered questions. The Association of Bayside Municipalities has offered to mentor the ACCN during the establishment phase of the new model. Already, they have provided invaluable support and information during the development of the Delivery Plan. They are also keen to establish ongoing collaborations between the two groups to facilitate consistency and shared learning across regions.

Jeff Tate, Presiding Member for the Coast Protection Board, offered his support for the new model and indicated a strong desire to work collaboratively with councils via the ACCN on shared state and local government priorities.

There was positive engagement by the Mayors and Elected Members who attended the information

session and widespread agreement about the value of transitioning towards the proposed new model. Feedback from attendees has been incorporated into the Delivery Plan.

South Australian Coastal Councils Alliance (SACCA)

The City of Marion has previously provided in principle support for SACCA however has never made a direct contribution to SACCA as a financial member due to previously resolving that ongoing coordination and funding of SACCA should be the role of the LGA (GC191126R11).

This position was resolved by the Council based on an early recommendation from the SACCA Executive in September 2019 that ongoing funding and coordination of SACCA should be from the LGA Secretariat.

In 2021/22, SACCA further reviewed its strategic and business plans and developed a governance and funding model that sought membership fees from the MSCC and regional LGAs (reversing the previous position held by the SACCA Executive Committee).

SACCA approached the MSCC for a membership contribution, however, due to the review of the MSCC and (lack of operating budget), MSCC requested that SACCA instead approach member councils individually.

Based on the existing resolution from Council regarding the LGA funding SACCA, the City of Marion did not make a financial contribution to SACCA in 2021-22.

The financial contributions from other metropolitan councils to SACCA are not recorded in any SACCA documentation sent to the City of Marion, however, based on discussions with other councils, it is understood that only three out of seven MSCC member councils made a financial contribution to SACCA in 2021-22.

With the MSCC review currently still being considered by member councils (and no financial capacity for the MSCC to contribute), the MSCC again identified that it could not make a contribution to SACCA on behalf of the member councils and requested that SACCA contact member councils directly to consider membership for 2022-23.

The City of Marion has now been contacted by SACCA seeking a financial contribution for 2022-23 (Attachment 4 - note enclosures have not been included in this report, however links are provided below).

It is recommended in this report that the City of Marion does not make any decision on funding of SACCA until:

- support for ACCN has been determined by the other member councils;
- the ACCN is formally established with an Executive Officer, membership, Executive Committee and operating budget;
- the ACCN has discussed its relationship with SACCA including:
    - roles between ACCN and SACCA in addressing metropolitan council priorities and benefits for metropolitan councils;
    - funding needs from SACCA in progressing metropolitan council priorities;
    - delegation of ACCN members to the SACCA Committee;
    - representation of SACCA on ACCN.
- the ACCN has discussed its relationship with other key coastal alliances including the Australian Coastal Councils' Association and the South Australian Coastal Society.

As has been the case for 2021-22, it is not expected that there will be a disadvantage to the City of Marion in not making a financial contribution to SACCA in 2022-23.

Next steps

The City of Marion will remain a member of the Metropolitan Seaside Council Committee under the current MoU until all the current member councils have considered the proposed new model.

The ACCN Delivery Plan (Attachment 1) provides a one-page snapshot of the key tasks for 2022-23.

If the proposed ACCN Delivery Plan is supported, the next steps have been summarised in the table below.

Sept 2022	Signing of MoU between member councils and the LGA Formal transition from MSCC to ACCN
Sept 2022	LGA to invoice member councils for 2022-23 membership fee of $5,000
Oct 2022	Recruitment of ACCN Executive Officer
Dec- Jan 2023	ACCN delegates to be confirmed after local government elections
Jan- Apr 2023	Preparation of ACCN Strategic Plan

ATTACHMENTS

Attachment 1: ACCN Delivery Plan

Attachment 2: ACCN Terms of Reference

Attachment 3: ACCN Memorandum of Understanding

Attachment 4: Letter from SACCA (note: enclosures were not included with this attachment however can be accessed from the following links SACCA Strategic Objectives and Business Plan 2020 - 2025; SACCA Funding and Governance)

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Report prepared by Nina Keath, City of Onkaparinga, nina.keath@onkaparinga.sa.gov.au

Reviewed by the MSCC Review Working Group.

Background

The Metropolitan Seaside Council's Committee (MSCC) has been operational for more than fifty years as a body of Local Government representatives, pre-dating the Coast Protection Act of 1972. In that time, it has been responsible for driving important strategic outcomes for metropolitan councils including the formation of the Coast Protection Act, the formation of the Coast Protection Board (CPB), convening and sponsoring conferences and workshops, and the initiation of the South Australian Coastal Councils Alliance (SACCA).

Since 2003, there have been several reforms to the MSCC's constitution and strategic direction to meet the changing coastal management context and needs of member council. In September 2020, the committee convened a workshop to review the committee's purpose and priorities, opportunities upon which the committee should capitalize, and the effectiveness of the current operating model. A Workshop Summary Report was subsequently presented to the committee who voted to seek the services of a specialist consultant to undertake an independent governance review. In recognition of the strategic importance of this review, co-funding was provided by Green Adelaide and the Local Government Association (LGA).

In December 2021, consultancy URPS delivered a report - *Metropolitan Seaside Councils Committee Governance Review Options and Recommendations Report* – recommending that the MSCC be hosted by the LGA, engage a dedicated Executive Officer and move to a tiered structure that includes formalised involvement from the LGA. The MSCC endorsed the proposed new model, in principle, and tasked an MSCC Review Working Group - comprising officers from member councils, the LGA and Green Adelaide - with progressing the new model.

The Working Group have:

- prepared and presented an Implementation Plan to the MSCC, Greater Adelaide Region of Councils (GAROC) and LGA;
- proposed a new name that reflects the shift from 'administration' to 'delivery' - Adelaide Coastal Councils Network (ACCN);
- secured funding for the first transitional year (2022-23) of the new ACCN model (via GAROC, the Local Government Research and Development Scheme fund, and LGA Secretariat);
- secured a funding contribution from Green Adelaide to develop an ACCN Strategic Plan.

The LGA and GAROC have endorsed the proposed new MSCC/ACCN model and are committed to working with member councils to progress the new model via the creation of a 'Coastal Coordinator' role within the LGA Secretariat. Part of the Coastal Coordinator role will be dedicated to ACCN Executive Officer duties (0.5FTE). The role will ensure functional integration with related groups such as SACCA, the Australian Coastal Councils Association (ACCA) and broader state-wide and national coastal management issues. It is proposed that the ongoing funding model will involve metropolitan coastal councils using their ACCN membership contributions as a fee-for-service to the LGA to deliver ACCN Executive Officer duties via the Coastal Coordinator role from 2023-24. This will be subject to a formal resolution from individual councils. In the interim, transitional funding arrangements have been secured to bring forward the Coastal Coordinator role to the 2022-23 financial year and enable member councils to finalise ongoing funding arrangements.

This document lays out the proposed delivery plan and rationale for the new arrangements. The LGA will lead the process to refine the new model in consultation with the respective bodies.

Proposal

A new structured governance model and a new name for the MSCC is proposed. The proposed shift from the old MSCC model and name to the new ACCN model and name is designed to respond to changing context and needs, address historical administrative issues and maximize opportunities as they relate to the metropolitan coastline. A strong and effective ACCN, with clear links to the LGA, will enable metropolitan councils to engage more effectively in partnerships with state and federal governments and other important stakeholders, secure external grants, deliver shared regional projects across councils and reduce duplication of effort, thereby delivering better outcomes for coastal communities. The proposed new model aligns with the local government coastal governance and partnerships model laid out in figure 1.

The proposed new model enables the ACCN to:

- **Improve governance** by moving to a tiered structure
- **Improve member value** by broadening the services to member councils and visibility of the Committee – through recruiting an Executive Officer to be based at the LGA who will be responsible for driving advocacy, securing grant funding, delivering regional initiatives and advancing knowledge, capability, networks and partnership opportunities;
- **Shift from 'administration' to 'delivery'** by meeting on an 'as needs' basis and targeting current issues and opportunities relevant to member councils. Updating the name from 'Metropolitan Seaside Councils Committee' to 'Adelaide Coastal Councils Network' reflects the shift away from an administrative 'committee' to a 'deliverables' focused regional network;
- **Improve partnerships and stakeholder relations** by adequately resourcing the executive officer to build and support strategic relationships;
- **Improve accessibility and consistency** by basing the Executive Officer centrally at the LGA, with access to high quality meeting rooms and online facilities that are centrally located and readily accessible to all member councils;
- **Introduce strategic forums** facilitating cross-council knowledge sharing and collaboration with state agencies and other stakeholders;
- **Improve communication and accountability** by creating a publicly available webpage, regular reporting and newsletters.

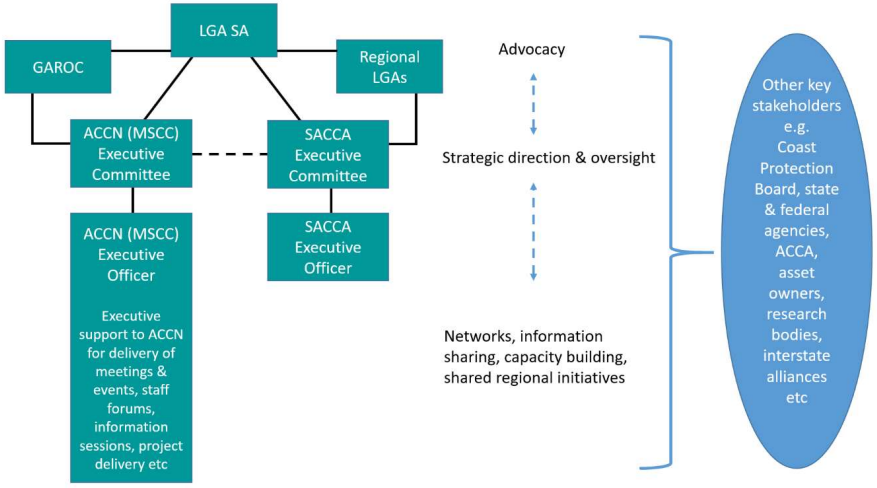


Figure 1. Proposed local government coastal governance and partnerships model

Proposed Delivery Plan 2022-23

	Old Model (Metropolitan Seaside Councils Committee)	New Model (Adelaide Coastal Councils Network)	Rationale
Name	Metropolitan Seaside Councils Committee	Adelaide Coastal Councils Network (or similar - to be determined)	Name should reflect the shift away from an administrative 'committee' to a 'deliverables' focused network. Name should also refer to the region that is being represented.
Purpose	• Information sharing • Networking	• Information sharing • Networking • Regional initiatives • Specialist support/advice • Capacity building and training • Advocacy (via LGA/GAROC)	Feedback from members identified the need for a new model with greater focus on delivery of outcomes – including coordination of regional initiatives, support for members councils between meetings and a clearer connection with the LGA. A key area of interest for members has been support in the development of coastal climate change adaptation plans. These and other opportunities will be further developed through the strategic plan with the support of the executive officer.
Host	Hosted by a member council. Rotated every four years.	Permanently hosted by the LGA.	Basing the role centrally at the LGA delivers a range of important benefits including access to central facilities, support for financial management and oversight of the role. This approach will realise many opportunities including adequate resourcing to deliver projects, improved advocacy, streamlined decision making, consistency and improved reporting and communication. This recommendation is based on the long-term highly successful model operating in Victoria for the Association of

	Old Model (Metropolitan Seaside Councils Committee)	New Model (Adelaide Coastal Councils Network)	Rationale
			Bayside Municipalities. The Victorian context has strong similarities to SA indicating that its adoption could achieve equally beneficial outcomes.
Strategic Plan	N/A	Development of a Strategic Plan Co-funded by Green Adelaide ($10,000) and member council subscription fees ($10,000)	An ACCN Strategic Plan is required to build accountability and help guide the priorities and activities of the Executive Officer and committee members.
Executive Officer	No MSCC Executive Officer. MSCC is supported by a council officer from the host council who already has other substantive duties.	Dedicated ACCN Executive Officer. Based at the LGA. 0.5 FTE of the LGA's new Coastal Coordinator position is dedicated to ACCN Executive Officer duties.	The MSCC is the only coastal coordination organisation/network in Australia that is not supported by an Executive Officer. Officers from the host council are not adequately resourced to provide the level of support required by the committee to develop, expand and improve metropolitan council representation. A dedicated ACCN Executive Officer would deliver: - Coordination of the committee - Communication with member organisations - Coordination and preparation of motions, advocacy and grant submissions - Delivery of events, regional projects and capacity building - Liaison and partnerships with State Government Agencies and other coastal committees - Reporting against the strategic plan and deliverables - Public communication including website, newsletter and media releases.

	Old Model (Metropolitan Seaside Councils Committee)	New Model (Adelaide Coastal Councils Network)	Rationale
			Given what is required of the role and to attract suitable candidates, the role should be established as a longer-term position.
Membership Fees	Annual membership fee paid to the host council. Member councils paid $1,200 in 2021-22. Membership fees used for administration of the committee and strategic initiatives (e.g. supporting the establishment of SACCA, funding the MSCC governance review).	Annual membership fee paid to the LGA. Transitional funding arrangements for 2022-23 include: - Member council fees - $5,000 per council - GAROC - $40,000 (confirmed) - Local Government Research and Development Scheme - $60,000 (confirmed) - LGA Secretariat - $7,750 (confirmed) Ongoing funding will be delivered via - Annual member council fees ~ $10,000 per council - LGA Secretariat Membership fees will contribute to the 0.5 FTE ACCN Executive Officer function and key strategic initiatives (e.g. development of strategic plan, regional projects, events, capacity building etc).	There is a need to increase and maintain membership fees to fund an ongoing Executive Officer position who can support metropolitan councils to deliver upon their shared coastal management objectives. Fees are based on the costs associated with delivering a 0.5FTE ACCN Executive Officer function as part of the LGAs new Coastal Coordinator role. A provisional budget for the full time Coastal Coordinator role anticipates a cost of $115,000 including salary, employee on-costs, and LGA operating expenses. Fees align with those charged by Victoria's successful Association of Bayside Municipalities upon which this model is based.
External funding	N/A	ACCN Executive Officer to explore opportunities to apply for external grants and funding.	There is an opportunity to increase member value by applying for external funding to deliver regional projects, capacity building and events. This will amplify the ability of councils to identify regional priority coastal management issues, and to pursue collaborative funding opportunities that align with the ACCN Strategic Plan and are of regional significance. The focus

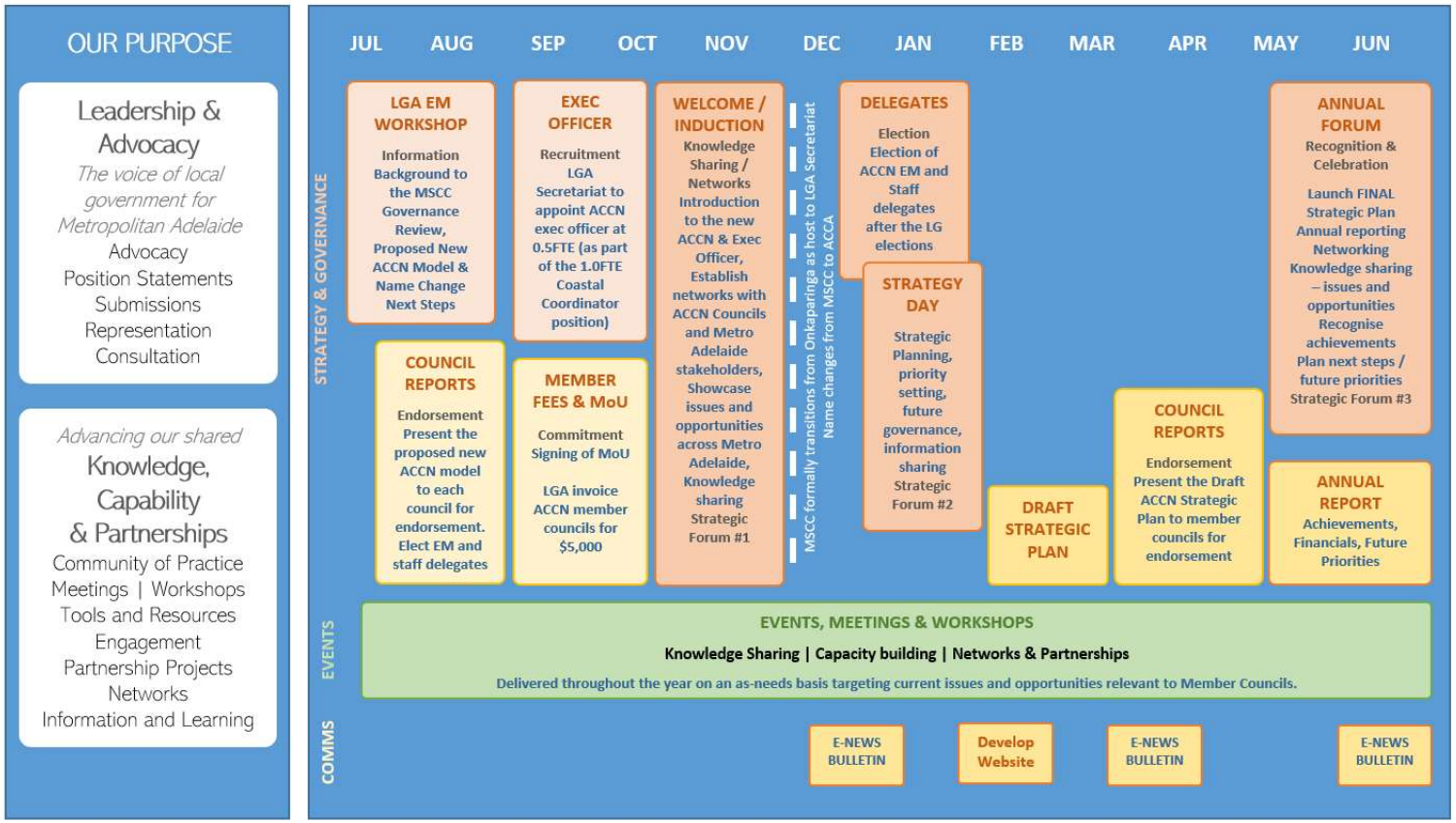
	Old Model (Metropolitan Seaside Councils Committee)	New Model (Adelaide Coastal Councils Network)	Rationale
			would be on increasing funding and grant opportunities for councils to support and implement integrated coastal management activities, rather than administration.
Structure	Flat structure. Elected Members and Staff attend scheduled bi-monthly meetings.	Tiered structure comprising: • Elected member executive committee • Staff forum • Member meetings and events (with staff and elected members) The ACCN relationship with SACCA is via the LGA.	Implementing a tiered governance structure formalises the relationship between the ACCN and the LGA. This will streamline decision-making, improve accountability and provide a clear pathway for advocacy.
Advocacy	Ad hoc advocacy via letters from the MSCC Chair.	Partner with the LGA (and GAROC) to deliver a cohesive and aligned advocacy function.	There is a need for a consistent and coordinated advocacy voice on metropolitan coastal council issues. Establishing a clear pathway for advocacy that is supported by and aligned with GAROC and the LGA will deliver stronger advocacy outcomes.
Executive Committee	N/A	An executive committee will: - Guide the design of Strategic Forums and events with the Executive Officer - Approve budget (membership fees) and annual Executive Officer work plan - Undertake mid-year review of budget and Executive Officer work plan and performance - Report back to member councils – deliverables, achievements, future priorities	An executive committee will deliver accountability, leadership, co-ordination and oversight and may include involvement from key state government agencies.

	Old Model (Metropolitan Seaside Councils Committee)	New Model (Adelaide Coastal Councils Network)	Rationale
Executive Officer work plan	N/A	Driven by outputs from Strategic Forums and the Strategic Plan. Reflective of and responsive to horizon scan of issues / opportunities for member councils.	Work plan provides direction for the Executive Officer and accountability for measuring deliverables. Informed by Executive Committee and strategic discussion amongst all member Councils.
Website	N/A	Webpage on the LGA website.	Key communication and accountability platform. Publicly available landing page that communicates the work of the ACCN. Demonstrates and promotes ACCN achievements to the broader public and provides an easily accessible point of contact.
Reporting	There is currently no formal reporting of MSCC outcomes or deliverables. Meeting minutes are circulated to committee members.	Annual report delivered to member councils and State Government agencies. Regular ACCN newsletter. Integrating executive support for the ACCN into the LGA's services will leverage the LGA's communications function as a strategic enabler of the ACCN, via the LGA website, latest news, and social media channels.	There is a need to implement a formal reporting mechanism from the ACCN to member Councils, the LGA, and State Government agencies about what is being delivered, how parties are working together and future priorities.
Measures of success	There is currently no formal monitoring and evaluation of the MSCC deliverables.	Clear measures of success will be determined during the development of the Strategic Plan. These will be based upon the Plan's priorities and might include: - Number of shared regional projects delivered, - Amount of funding/grants secured for shared regional initiatives,	It is essential that the success and effectiveness of the proposed new model is monitored for effectiveness. Establishing clear measures of success during the development of the Strategic Plan will enable member councils to track progress and adjust processes and deliverables as required to ensure optimal

	Old Model (Metropolitan Seaside Councils Committee)	New Model (Adelaide Coastal Councils Network)	Rationale
		- Number of submissions made to state/federal inquiries, policy processes etc - Number of training and networking events delivered, - etc	performance and outcomes are being achieved.
Delivery Format	Bi-monthly committee meetings hosted by host council (currently City of Onkaparinga).	The Executive Officer will coordinate events, regional projects and capacity building for member Councils and affiliate organisations to raise the profile of the ACCN and deliver value to members.	Low appetite amongst member councils and GAROC for another 'committee' with a high administrative load. Preference is for a group focused on facilitating 'deliverables.'
Partnerships	State Government agencies, the LGA and relevant committees (e.g. SACCA and the Australian Coastal Councils Association (ACCA)) are invited to attend committee meetings to share information about matters of shared interest.	Maintain inter-relationships between committees including SACCA and ACCA to share information and to strengthen advocacy. Explore opportunities to partner with state agencies, research institutions and other stakeholders to deliver capacity building and project delivery, e.g. the recent federal grant proposal for a state-wide coastal adaptation capacity building program.	There are many committees, organisations and government agencies operating with a focus on coastal management and adaptation. In South Australia, the MSCC is the only group that has a primary focus on metropolitan council coastal management The new ACCN has an opportunity to play an important role in advocacy on metropolitan coastal matters. It can also play a greater role in capacity building and project delivery, through establishing partnerships and grants with other levels of government and research institutions.
MoU & Terms of Reference	Memorandum of Understanding (MoU) and Terms of Reference in place but out of date.	Establish an MoU between the LGA and member Councils including funding / membership agreement between parties. Update Terms of Reference to reflect the new model.	The MSCC Terms of Reference and Memorandum of Understanding require updating to reflect the current aims and operating model of the new ACCN.

Proposed Delivery Plan 2022-23 – One Page Snapshot

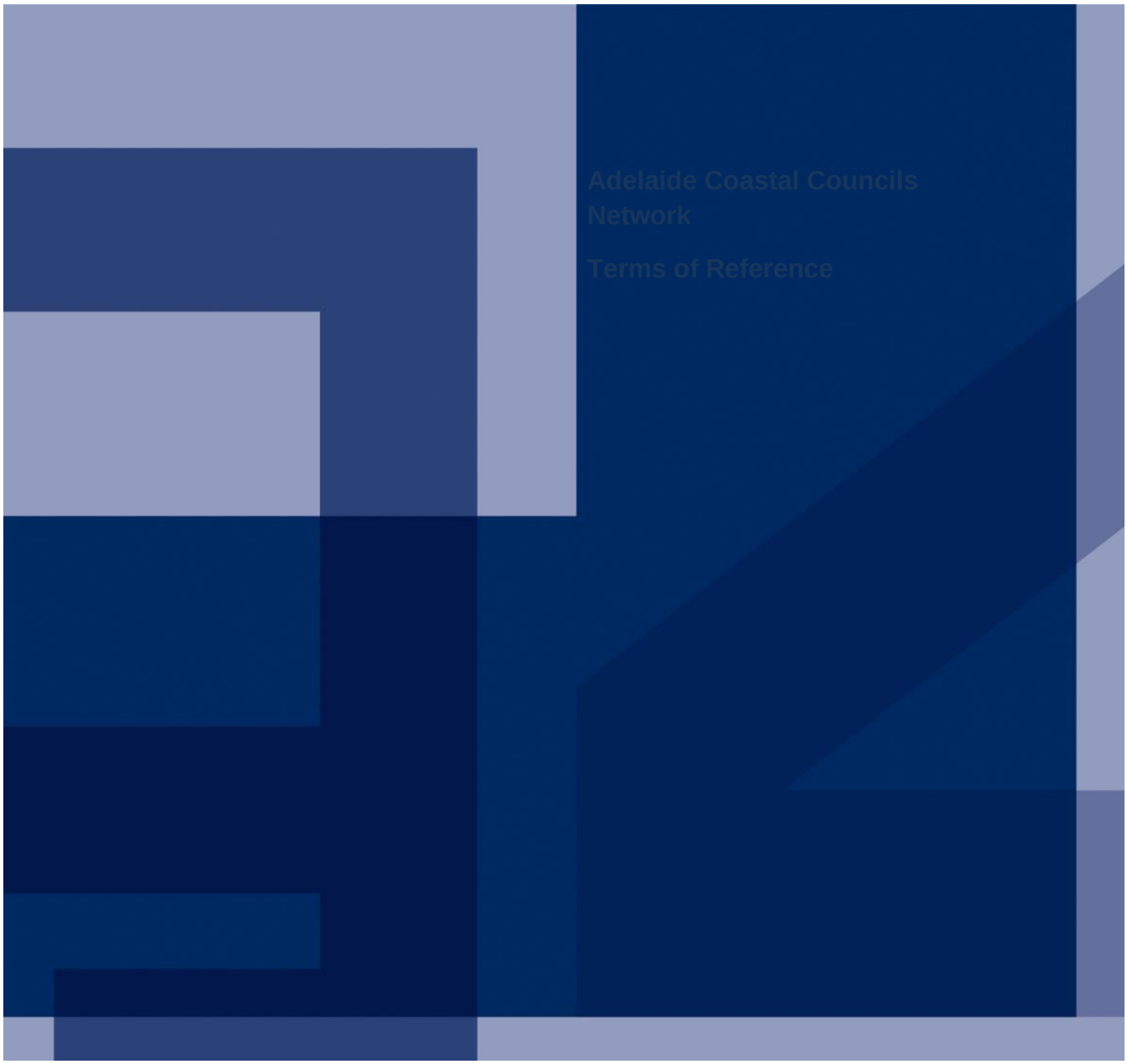
Key timeframes and steps in transition from the old Metropolitan Seaside Councils Committee (MSCC) to the new Adelaide Coastal Councils Network (ACCN) model.



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About the Adelaide Coastal Councils Network

The Adelaide Coastal Councils Network (ACCN) was formerly known as the Metropolitan Seaside Councils Committee (MSCC). The purpose of the ACCN is to deliver improved outcomes for coastal communities in metropolitan Adelaide.

The MSCC has been operational for more than 50 years as a body of local government representatives responsible for metropolitan coastal boundaries. The MSCC has been responsible for driving strategic outcomes such as the formation of the Coast Protection Act (SA) 1972, the Coast Protection Board and supporting local government in managing coastal issues.

In response to the changing coastal context and needs of the Members, a desire to address historical administrative issues and maximise opportunities of the metropolitan coast, a new Memorandum of Understanding (MOU) was entered into in 2022 to rename the MSCC to the Adelaide Coastal Councils Network (ACCN) and support a new structured governance model.

The ACCN comprises metropolitan coastal councils:

- The City of Charles Sturt and
- The City of Holdfast Bay and
- The City of Marion and
- The City of Onkaparinga and
- The City of Port Adelaide Enfield and
- The City of Salisbury and
- The City of West Torrens

as well as the Local Government Association of South Australia, and together these organisations comprise The Members of the ACCN.

These Terms of Reference support the MOU which seeks to give effect to those changes and to the commitment of the Members to continue their collaborative and strategic work regarding metropolitan coastal issues.

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TERMS OF REFERENCE

PRELIMINARY

1. Name

The name of this local government network is the Adelaide Coastal Councils Network known as the ACCN.

2. Interpretation

In these Terms of Reference unless the contrary is apparent:

2.1 "Act" means the *Local Government Act 1999* (SA).

2.2 "Council" means a council constituted under the Act and any other authority of a local government nature constituted or established under South Australian legislation.

2.3 "Delegate" means a delegate appointed by a Member for the purposes of these Terms of Reference to represent a Member at meetings of ACCN.

2.4 "Elected Member" means any councillor of a Council.

2.5 "Member Council" means a Council which is a signatory to the ACCN MOU.

2.6 “The Members” means the Member Councils and the LGA which are signatories to the ACCN MOU.

2.7 "ACCN" means the Adelaide Coastal Councils Network.

2.8 Memorandum of Understanding means the ACCN MOU entered into by The Members in 2022

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AIMS AND OBJECTIVES

3. Aims

The aims of the ACCN are to:

- facilitate a strong and effective ACCN;
- support collaboration between Member Councils and the LGA;
- enable partnerships with State and Federal Government;
- seek external grants and other assistance;
- deliver shared projects;
- reduce duplication of effort; and
- deliver improved outcomes for coastal communities.

4. Objectives

The objectives of the ACCN are to:

- Promote cooperation between The Members and stakeholders, and coordinate actions on issues of regional significance regarding the sustainability of the urban coastal environment;
- Facilitate the co-operation and co-ordination of The Members and stakeholders to take any action necessary for the improvement and betterment of facilities, amenities and conveniences in order to provide enjoyment and recreation to the public;
- Represent The Members and advocate on issues relating to the sustainability of coastal and estuarine environments to regional, state and federal bodies;
- Facilitate the sustainable and integrated planning and management of natural and built coastal and estuarine assets;
- Identify and address emerging issues affecting metropolitan coasts and estuaries, including any human impacts upon St Vincent's Gulf, through research and project development;
- Facilitate knowledge and tools development and exchange to enhance community awareness and engagement on sustainability of coasts and estuaries; and
- Develop strategic partnerships with other appropriate organisations to devise, prioritise and implement protection strategies and address emerging issues which affect the metropolitan coast.

POWERS

5. Powers

The powers of the ACCN are:

- to associate with other organisations with similar objectives to those of the ACCN;

- to seek funding through The Members for suitable coastal management projects;
- to publish materials related to the Objectives such as reports and papers;
- to undertake activities to further the objectives of these Terms of Reference and to further the interests of the ACCN;
- to apply for grants or other funding as required to carry out the aims and objectives of the ACCN; and
- to utilise the funds of the ACCN held by the LGA as necessary to carry out the aims and objectives of the ACCN.

MEMBERSHIP AND VOTING

6. Membership of ACCN

- A Council shall be eligible for membership of the ACCN if the Council has signed the ACCN MOU and paid its subscription as per the terms of the MOU.
- The Member Councils will each be represented by two delegates, being one elected member and one officer of each Member Council.
- The LGA will be represented by a member of the LGA Board of Directors or his or her nominated representative, and the Executive Officer of the ACCN.
- The LGA is a Member of the ACCN but does not contribute subscription.

7. Appointment of Delegates

- The recording of the names and contact details of each delegate, the date of appointment and The Member they represent shall be the responsibility of the Executive Officer.
- The office of a delegate shall become vacant if:
    - The delegate resigns by letter addressed to the Council which appointed them;
    - The delegate is replaced by their Council at any time; or
    - The Representative ceases to remain an Elected Member or staff member of that Council.
- Where the office of a Representative becomes vacant, The Member concerned may appoint another Representative.

8. Voting

- Each Member Council will have one vote per delegate; and
- The Chair shall have a deliberative vote only.

9. Opportunity and respect

- All Members of the ACCN will be provided with equal opportunity in an atmosphere of equal respect in discussions and voting.

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INDEMNITY AND INSURANCE

10. Indemnity and insurance

- The delegates of each of The Members will be protected by the general protections for Council members and employees as provided for in the Act.

ROLE OF THE LGA

11. Role of the LGA

The LGA is a membership organisation that provides service and leadership relevant to the needs of its member councils, to which all the Member Councils are members.

The LGA will:

- be responsible for the employment of the Executive Officer;
- provide the Member Councils with an annual report on the ACCN activities or otherwise as requested;
- be responsible for the expenditure of the funds held for and on behalf of the ACCN;
- facilitate communication about the activities of the ACCN through its regular communication channels; and
- support and manage the Executive Officer, supply the necessary IT, human resources and administrative support, as well as office space and access to meeting rooms.

GOVERNANCE

12. Appointment of Chair

- The delegates shall appoint a Chair and Deputy Chair from the delegates who are elected members to form an Executive Committee.
- The Chair or in their absence, the Deputy Chair shall preside at all meetings of the ACCN.
- The Chair and Deputy Chair shall hold office for a period of 2 years.
- The Chair and Deputy Chair may be removed from office at any time by a resolution carried by two thirds of the ACCN delegates.
- If at any stage, the office of Chair or Deputy Chair becomes vacant, a replacement Chairperson may be appointed by the delegates of the ACCN.

13. Executive Committee

- The Executive Committee will comprise the elected positions of Chair and Deputy Chair as well as an Ordinary Member.

- The Executive Officer will administer the Executive Committee.
- Council officers are not eligible to be appointed to the Executive Committee.
- The Ordinary Member will be the LGA delegate who is a member of the LGA Board of Directors or their representative.
- The Executive Committee will be responsible for signing off on the Executive Officer's annual work plan, all public communications, determining meeting dates and making any important decisions as per the Terms of Reference.

MEETINGS

14. Meetings

- Meetings of the ACCN shall be held on an as-needs basis intervals as determined by the Executive Officer in consultation with the Executive Committee.
- Meetings of the ACCN will be held at LG House, 147 Frome Street, Adelaide, or at other locations as agreed by the ACCN.
- Meetings may be attended online or in person.
- 14 days' notice of a meeting will be given to The Members. The notice shall set out where and when the meeting will be held, and provide an agenda.
- The quorum of any meeting of the ACCN shall be the attendance of at least one delegate from a minimum of half of The Members plus one.
- If there are insufficient Members present to constitute a quorum, the meeting shall take place but no decisions will be made.
- An ordinary resolution is a resolution passed by a simple majority at a meeting.

MINUTES

15. Minutes

- Minutes of all proceedings of meetings of the ACCN shall be prepared by the Executive Officer and distributed to The Members within one month after the relevant meeting.
- The minutes kept pursuant to this rule must be confirmed by the delegates at a subsequent meeting.

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REPORTING

16. Reporting

- The Executive Committee shall ensure that an annual report is prepared and distributed to The Members.

- The Executive Committee shall ensure that a strategic plan is prepared within the first 12 months following execution of the MOU setting key performance indicators and outcomes.

AMENDING THE TERMS OF REFERENCE

17. Terms of Reference

- These Terms of Reference may be amended by a resolution of two thirds of all The Members.

DISSOLUTION

18. Dissolution of the ACCN

- The ACCN may be dissolved or wound up by resolution of two thirds of all of The Members.

- If after the winding up of the ACCN there remains 'surplus funds', these funds are to be distributed amongst the Member Councils in an equal proportion.

148 Frome St
Adelaide SA 5000

GPO Box 2693
Adelaide SA 5001

T (08) 8224 2000

E lgasa@lga.sa.gov.au

www.lga.sa.gov.au

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Adelaide Coastal Councils Network

Memorandum of Understanding

Memorandum of Understanding (MOU)

Between the 'Member Councils' listed

below:

The City of Charles Sturt and

The City of Holdfast Bay and

The City of Marion and

The City of Onkaparinga and

The City of Port Adelaide Enfield and

The City of Salisbury and

The City of West Torrens

together with:

The Local Government Association of South Australia

MEMORANDUM OF UNDERSTANDING

BETWEEN:

The **Member Councils** (as listed above) and the Local Government Association of South Australia (**LGA**) (together known as **The Members**).

The Members are united by the purpose of delivering improved outcomes for coastal communities in metropolitan Adelaide.

The LGA is a membership organisation that provides service and leadership relevant to the needs of its member councils, to which all the Member Councils are members.

This Memorandum of Understanding (**MOU**) defines the partnership of the Adelaide Coastal Councils Network (**ACCN**) formerly known as the Metropolitan Seaside Councils Committee (**MSCC**).

The Members acknowledge that suitable advisory organisations may be invited to meetings of the ACCN to contribute their knowledge and understanding of all matters relating to Adelaide's coast.

BACKGROUND

The MSCC has been operational for more than 50 years as a body of local government representatives responsible for metropolitan coastal boundaries. The MSCC has been responsible for driving strategic outcomes such as the formation of the *Coast Protection Act (SA) 1972*, the Coast Protection Board and supporting local government in managing coastal issues.

In response to the changing coastal context and needs of the Members, a desire to address historical administrative issues and maximise opportunities of the metropolitan coast, this MOU seeks to rename the MSCC to the Adelaide Coastal Councils Network (ACCN) and support a new structured governance model.

This MOU seeks to give effect to those changes and to the commitment of The Members to continue their collaborative and strategic work regarding metropolitan coastal issues.

OBJECTIVES

A. This MOU establishes a framework for collaboration between The Members for the purposes of:
    - facilitating a strong and effective ACCN;
    - supporting collaboration between Member Councils and the LGA;
    - enabling partnerships with State and Federal Government;
    - seeking external grants and other assistance;
    - delivering shared projects;
    - reducing duplication of effort; and
    - delivering improved outcomes for coastal communities.

B. The Members agree to:
    - participate in the ACCN by attending meetings on an as-needs basis;
    - recommend issues and opportunities for the ACCN to engage in;
    - provide prompt and informed feedback and assistance on issues as appropriate;
    - advocate on issues as agreed and with the support of the ACCN;
    - facilitate consultation between Members and within the Member Councils;
    - share knowledge and resources as appropriate; and
    - work in a spirit of respect, cooperation and collaboration to ensure effective use of knowledge and resources to deliver the best outcomes for coastal communities.

C. The Members agree that the ACCN is primarily an advisory body, will also represent the Member Councils and will advocate on issues relating to the sustainability of coastal environments to regional, State and Federal bodies.

D. The Members acknowledge that the LGA is a membership organisation with limited resources and all Members will be required to respect and support the LGA in its role of hosting the administration of the ACCN.

TERMS

1. Principles

1.1. This MOU seeks to assist the Members to achieve the Objectives as identified above by creating a collaborative partnership relationship that benefits coastal communities.

1.2. This MOU ensures that the parties have a clear understanding of their respective mutual expectations, commitments and responsibilities.

1.3. The Members agree that this MOU is intended to be binding between them.

2. Term

2.1. This MOU commences from the date that it is last executed by one of the Members and operates until 30 June 2032 or until such time as it is terminated by agreement between the Members.

2.2. This MOU can be amended at any time by the inclusion of additional attachments as Schedules to this MOU as agreed by The Members in writing.

3. Responsibilities

3.1. The Members agree to provide assistance and support to the operations of the ACCN and to the Executive Officer of the ACCN.

3.2. The ACCN will be supported through the appointment of an Executive Officer hosted by the LGA, employed by the LGA, at the discretion of the LGA and on terms and conditions as determined by the LGA.

3.3. The LGA agrees to support and manage the Executive Officer, supply the necessary IT, human resources and administrative support, as well as office space and access to meeting rooms.

3.4. The Executive Officer will be responsible for administration of the ACCN including:

- Implementing the annual work plan;
- Meeting administration such as establishing meetings as required, recording minutes and reporting to the ACCN including the ACCN Executive Committee;
- Driving advocacy as agreed by the ACCN.
- Seeking grant funding;
- Supporting regional initiatives;
- Advancing knowledge, capability, networks and partnership opportunities to progress the objectives; and
- Represent the ACCN at forums as required.

3.5. Meetings of the ACCN will be held at LG House, 147 Frome Street, Adelaide, or at other locations as agreed by the ACCN.

4. Finances

4.1. Within one month of the commencement of the MOU in 2022, each Member Council agrees to authorise an initial payment of $5,000 to the LGA for membership of the ACCN for the 2022-23 financial year.

4.2. By 30 August 2023 and for each financial year thereafter for the term of the MOU, each Member Council agrees to make a payment of $10,000 to the LGA for and on behalf of the ACCN for membership for that financial year.

4.3. Should additional funds be required for the ACCN's operation, a report from the ACCN will be presented to each of The Members outlining options for the raising of funds. Such options might include an additional once-off contribution, or an increased annual contribution.

5. Mutual Recognition, Support & Accountability

5.1. The Members recognise and support:

5.1.1. the contribution made by the former MSCC, now to be known as the ACCN, to the metropolitan seaside area;
5.1.2. the important role that the ACCN will fulfil in delivery of outcomes to support coastal communities; and
5.1.3. the advisory nature of the ACCN which is formed to provide assistance to The Members.

5.2. The ACCN recognises and supports:

5.2.1. the accountability that each Member Council has to its ratepayers and residents;
5.2.2. the financial and administrative contribution the Member Councils make to the continued operation of the ACCN; and
5.2.3. the role of The Members in establishing policies and directions that benefit the coastal community.

6. Commitments and Responsibilities

6.1. The Members agree to support the efficient operation of the ACCN.

6.2. To facilitate this, the Members agree that the ACCN will conduct its affairs in a manner that is transparent and professional and for the benefit of all Members.

6.3. The Member Councils, by executing this MOU, are agreeing to the ACCN Terms of Reference as attached as 'Annexure 1' to this MOU.

6.4. The Member Councils will:

6.4.1. each be represented by two delegates, being one elected member and one officer of each Member Council; and

6.4.2. assist the ACCN to achieve its objectives through providing support when requested.

6.5. The LGA will:

6.5.1. be responsible for the employment of the Executive Officer;

6.5.2. provide the Member Councils with an annual report on the ACCN activities or otherwise as requested;

6.5.3. be responsible for the expenditure of the funds held for and on behalf of the ACCN;

6.5.4. facilitate communication about the activities of the ACCN through its regular communication channels; and

6.5.5. be represented on the ACCN by a member of the LGA Board of Directors or his or her nominated representative, and the Executive Officer of the ACCN.

7. Executive Committee

7.1. The Members agree that an Executive Committee comprising a Chair, Deputy Chair and Ordinary Member will be elected from elected member delegates representing The Members. The Executive Officer will administer the Executive Committee.

7.2. The Executive Committee will be responsible for signing off on the Executive Officer's annual work plan, all public communications, determining meeting dates and making any important decisions as per the Terms of Reference.

8. Conflict Resolution

8.1. The Members express a willingness through this MOU, to work collaboratively and constructively through any issues of conflict in a structured, non-confrontational manner in the interests of achieving an immediate resolution.

8.2. The Members will observe the following order for conflict resolution:

8.2.1. allowing the delegates of each of The Members to negotiate with other delegates to resolve the issue;

8.2.2. allowing senior management of The Members to negotiate with other of The Members senior management to resolve the issue; and

8.2.3. by way of independent mediation as agreed by The Members affected, where the cost of mediation is to be borne equally by The Members affected.

8.3. The Members agree that matters arising out of any conflict must be kept confidential unless otherwise agreed by the ACCN.

9. Termination

9.1. This MOU will terminate upon the occurrence of The Members voluntarily agreeing to that effect or otherwise in accordance with this clause.

9.2. The ACCN may terminate this MOU by resolving to wind up and giving The Members at least twenty-eight (28) business days written notice, in which case the MOU will automatically terminate by operation of this clause on the expiration of the notice period.

9.3. Any of The Members may resolve to terminate their membership of the ACCN upon 6 months notice in writing to the Executive Officer on the understanding that current subscription fees will not be reimbursed and the Executive Committee will need to consider the ongoing financial viability of the ACCN.

This MOU is executed by the parties with goodwill and optimism to ensure the continuing success of the ACCN.

Executed by the parties as a memorandum of understanding.

Signed……

Dated……

Name:……

The City of Charles Sturt

This MOU is executed by the parties with goodwill and optimism to ensure the continuing success of the ACCN.

Executed by the parties as a memorandum of understanding.

Signed……

Dated……

Name:…….

City of Holdfast Bay

This MOU is executed by the parties with goodwill and optimism to ensure the continuing success of the ACCN.

Executed by the parties as a memorandum of understanding.

Signed……

Dated……

Name:……..

City of Marion

This MOU is executed by the parties with goodwill and optimism to ensure the continuing success of the ACCN.

Executed by the parties as a memorandum of understanding.

Signed……

Dated……

Name:……..

The City of Onkaparinga

This MOU is executed by the parties with goodwill and optimism to ensure the continuing success of the ACCN.

Executed by the parties as a memorandum of understanding.

Signed……

Dated……

Name:……

City of Port Adelaide Enfield

This MOU is executed by the parties with goodwill and optimism to ensure the continuing success of the ACCN.

Executed by the parties as a memorandum of understanding.

Signed……

Dated……

Name:…….

The City of Salisbury

This MOU is executed by the parties with goodwill and optimism to ensure the continuing success of the ACCN.

Executed by the parties as a memorandum of understanding.

Signed……

Dated……

Name:……..

The City of West Torrens

This MOU is executed by the parties with goodwill and optimism to ensure the continuing success of the ACCN.

Executed by the parties as a memorandum of understanding.

Signed……

Dated……

Name:……..

The Local Government Association of SA

Annexure 1 – Terms of Reference



148 Frome St
Adelaide SA 5000

GPO Box 2693
Adelaide SA 5001

T (08) 8224 2000

E lgasa@lga.sa.gov.au

www.lga.sa.gov.au

SOUTH AUSTRALIA COASTAL COUNCILS ALLIANCE

COORDINATION • COLLABORATION • ADVOCACY

25 July 2022
Mayor Kris Hanna
City of Marion
By Email; council@marion.sa.gov.au

Dear Mayor Hanna

South Australia Coastal Councils Alliance - membership request and priorities 2022-23

I am writing to you seeking support from the City of Marion for the SA Coastal Councils Alliance and with details of membership renewals for the 2022-23 year. I have also provided background information for your consideration and details of our priorities for the remainder of the year.

Background

In early 2021 the SA Coastal Councils Alliance (SACCA) consulted Regional Local Government Associations (LGAs) and the Metropolitan Seaside Councils Committee (MSCC) on its proposed future funding and governance arrangements. Feedback received from the Regional LGAs and MSCC was positive, with the proposed SACCA funding model and aligned governance structures subsequently endorsed by the SACCA Committee in March 2021.

During March-June 2021 SACCA engaged with each of the Regional LGAs and the MSCC to resolve appropriate funding strategies for the 2021-22 FY period in accord with the revised SACCA funding & governance arrangements. By 30 June 2021 all Regional LGAs had confirmed funding support for SACCA, and this support continues for 2022-23.

In recognition of the on-going MSCC review into its long-term structure, function and funding arrangements the 2021-22 MSCC membership contributions for SACCA were requested directly from each metropolitan coastal Council as an interim measure. The MSCC review is still underway and as such SACCA has again been requested by the MSCC to seek 2022-23 membership subscriptions from metropolitan Councils directly.

The SACCA governance and funding model is intended to create a strong relationship with Regional LGAs and the MSCC as its members. This is reinforced by both SACCA funding and committee representation that is provided by those associations. It is still the preference of the SACCA Committee that the MSCC ultimately becomes a member of SACCA (rather than individual metropolitan Councils) however acknowledges that this is a decision for the future revised MSCC body and its member Councils.

2022-23 SACCA Funding and Governance arrangements

At its March 2022 meeting the SACCA Committee considered and endorsed funding and governance arrangements for 2022-23, and priorities for the remainder of the year. I am pleased to be able to provide the following advice for consideration of your Council.

As described in the attached SACCA Funding and Governance Paper 2021 SACCA membership fees are sought annually from Regional LGAs and the MSCC and are determined by the number of coastal Councils in that region.

The SACCA Committee has resolved to maintain subscription fees for 2022-23 at 2021-22 rates plus a CPI adjustment of 3.5%. As such the 2022-23 SACCA subscription fees are $2,070 per regional coastal Council and $2,587.50 per metropolitan coastal Council.

I sincerely hope that the City of Marion resolves to engage with SACCA in 2022-23 and that it accepts this invitation for membership.

The Limestone Coast LGA administration has kindly offered to continue to support SACCA with financial management and as such will invoice Regional LGAs and metropolitan Councils for SACCA subscriptions again this year.

In recognition of the challenges and disruptions associated with State, Federal and Local Government elections being held this year the SACCA committee resolved to postpone its committee nomination process until such time as elected members have been confirmed and the Regional LGAs have re-formed following the November Local Government elections. As such SACCA will seek nominations for its 2023-2025 Committee from Regional LGAs and the MSCC in December 2022.

The following metropolitan Council elected members are currently members of the 2020-22 SACCA Executive Committee;

- Cr Bill Jamieson – City of Onkaparinga (MSCC Chairperson)
- Cr William Miller – City of Holdfast Bay
- Cr Oanh Nguyen – City of Charles Sturt

2022-23 SACCA Priorities & Business Plan

SACCA has had a successful 2021-22 and it looks forward to maintaining the momentum built to advance SA Coastal reforms into the future. Over the last 12 months SACCA has reignited engagement between State and local government agencies and has delivered a range of objectives, including but not limited to;

- Delivery of the 'Funding the Future' R&D project that has been the catalyst for discussion at both State and Federal levels on future funding arrangements for coastal management.
- Facilitated consultation with Councils and provided a submission to the SA Parliament Environment and Resources Development Committee (ERDC) inquiry into the Coast Protection Board and legislation.
- Delivered the November 2021 SACCA Coastal Forum aimed at showcasing innovative coastal funding initiatives and coastal adaptation programs from across Australia and the world.
- Represented Councils as a member of the Coast Protection Board 'Local Government Advisory Committee'
- Collaborated with the LGA, MSCC and State Government to prepare a $6m bid to the National Recovery and Resilience Agency (NRRA) aimed at advancing coastal adaptation planning in SA, including data and monitoring tools.
- Supporting the members of the MSCC to advance its governance and funding review.

Acknowledging that the new 2023-25 SACCA Committee will likely lead a review of the SACCA Strategic and Business Plan (refer attached) in early 2023 the SACCA Committee recently endorsed a range of priorities for SACCA to focus on for the remainder of this year. These priorities include;

- Engagement and consultation with Councils and other stakeholders including SACCA representation at the LGA General Meetings, Regional LGA Meetings, MSCC meetings, launch of the SACCA website in 2022 and hosting the 28 September 2022 SACCA Coastal Forum to support coordination and collaboration opportunities.
- Supporting Councils with integration of coastal assets into Council strategic management plans (such as long-term asset and financial management plans) via an R&D collaboration with Flinders University and the Institute of Public Works Engineering Australasia (IPWEA)
- Pursuing coastal management reform opportunities with the new State Government including the findings from the ERDC Inquiry into the Coast Protection Board and Act.
- Pursuing opportunities for increased State and Federal funding to address local and regional coastal management challenges. This includes working with the LGA and State Government to develop funding bids to agencies such as the NRRA Coast and Estuarine Risk Management Program Rd 2.
- Investigating options for Local Government coastal risks profiling with the LGA MLS
- Continued representation on the Coast Protection Board (CPB) advisory committee and supporting CPB priorities (local government adaptation planning, regional engagement and grant programs)
- Supporting State and local government initiatives to address coastal zone access issues with the aim of maximising benefits and minimising negative impacts (i.e. off-road vehicles and camping in the coastal zone)
- Review of the SACCA strategic & business plan with Council members in 2022-23
- Election of the new SACCA committee for 2023-25

These priorities are consistent with the current SACCA strategic and business plan and our objectives of increased coordination, collaboration, capacity building and advocacy for coastal Councils across the State.

If you require any further information, please don't hesitate to contact me as per my details below or Adam Gray, SACCA Executive Officer at adam@grayconsulting.com.au or 0409 908 191.

I look forward to working with you and your Council in 2022-23.

Yours Sincerely

Mayor Keith Parkes

Chairperson - SA Coastal Councils Alliance
Keith.Parkes@alexandrina.sa.gov.au

Cc. *Cr Tim Gard* *tim.gard@marion.sa.gov.au*

Rebecca Neumann *Rebecca.Neumann@marion.sa.gov.au*

13.4 Developer Contributions Towards Council Infrastructure	
Report Reference	GC220823R13.4
Originating Officer	Development Engineer – Con Theodoroulakes
Corporate Manager	Manager Engineering, Assets and Environment - Mathew Allen
General Manager	General Manager City Services - Ben Keen

REPORT OBJECTIVE

For Council to authorise a letter to the Local Government Association to lobby the State Government for Developer Contributions.

EXECUTIVE SUMMARY

Council is concerned about its legislative ability to require Developer Contributions to help fund required Council infrastructure upgrades to service Development proposals. Accordingly, a letter from Council has been prepared requesting the Local Government Association to lobby State Government for necessary legislation to enable this need.

RECOMMENDATION

That Council:

1. **Endorses the attached letter to the Local Government Association. (Attachment 1)**

GENERAL ANALYSIS

At its meeting held on 5 July 2022 the Asset and Sustainability Committee (ASC220705R7.1) recommended that the "*City of Marion approaches the Local Government Association to lobby for developer contributions towards Council infrastructure, prior to caretaker."*

Accordingly, a draft letter addressed to the Local Government Association is attached for Council authorisation.

As a case-in-point, Council was recently confronted with the below correspondence from a developer when pressed to undertake works outside their development site, that in the administration's opinion reasonably relates to the development proposal.

'It is contrary to case law because it would impose an unnecessary and unreasonable burden on our client to install infrastructure outside of the site, and which is not directly related to the plan of division. In this regard we draw your attention to a relatively recent decision of the Environment Resources and Development Court [Naiama Pastoral Company Pty Ltd v District Council of Yankalilla (No. 1) [2020] SAERDC 5 of 3 March 2020]. That matter involved a land division at Yankalilla which Council approved subject to a number of conditions, including Condition 5 requiring off-site works. For completeness we recite Condition 5 in full:

> *5. The following off-site works (directly related to servicing the needs of the land division) shall be the subject of an Infrastructure Agreement with Council prior to Development Approval being issued:*
> - *The sealing and upgrading of Brown Road to enable sufficient, safe and acceptable access to future residential allotments within the Land;*

- *Any urban stormwater management device or installation that may be required to be located on land within the vicinity of land required to meet the stormwater management impacts from the development of residential allotments within the land.*

The Court in favour of Naiama Pastoral Company noted from previous Court decisions that conditions, in order to be valid, must fairly and reasonably relate to the proposed development, and must be applied for a proper purpose. The Court found that Condition 5 was ultra vires because it was beyond the Council's power to be imposed."

Additional legislation may be required to support Council's desire to require Developer Contributions for infrastructure improvements located outside the development that are not directly related to the Plan of Division.

ATTACHMENTS

1. Developer Contributions to Council Infrastructure Letter to LGA August 2022 [**13.4.1** - 1 page]

(Date)

PO Box 21, Oaklands Park
South Australia 5046

245 Sturt Road, Sturt
South Australia 5047

T (08) 8375 6600
F (08) 8375 6699
E council@marion.sa.gov.au

Clinton Jury
Chief Executive Officer
Local Government Association SA
GPO Box 2693
Adelaide SA 5001

Dear Mr Jury

At its meeting of 23 August 2022, Council resolved to request the Local Government Association to lobby The State Government for the introduction of Developer Contributions to be charged against new developments that require upgrade of Council infrastructure to support the proper servicing of the intended development proposal.

Council is aware of legislation in other States that provide for Developer Contributions for this purpose. In NSW, for example, the Environment Planning and Assessment Act 1979, sec 7.11 and 7.12, empowers Council to levy monetary contributions from Developers for the development of land in order to help meet the additional cost of supporting infrastructure outside the development site.

Council is also aware that the Planning Development and Infrastructure Act has provision for Infrastructure Agreements to be negotiated with Developers but remains unclear about direct charges on Developers for their contribution towards upgrade of Council infrastructure necessary to support their development proposal, as provided in legislation interstate.

A case-in-point is a relatively recent decision of the Environment Resources and Development Court [Naiama Pastoral Company Pty Ltd v District Council of Yankalilla (No. 1) [2020] SAERDC 5 of 3 March 2020]. That matter involved a land division at Yankalilla which Council approved subject to a number of conditions, including Condition 5 requiring off-site works. For completeness we recite Condition 5 in full:

5. *The following off-site works (directly related to servicing the needs of the land division) shall be the subject of an Infrastructure Agreement with Council prior to Development Approval being issued:*
   - *The sealing and upgrading of Brown Road to enable sufficient, safe and acceptable access to future residential allotments within the Land;*
   - *Any urban stormwater management device or installation that may be required to be located on land within the vicinity of land required to meet the stormwater management impacts from the development of residential allotments within the land.*

The Court noted from previous Court decisions that conditions, in order to be valid, must fairly and reasonably relate to the proposed development, and must be applied for a proper purpose. The Court found that Condition 5 was *ultra vires* because it was beyond the Council's power to be imposed.

Accordingly, it would appear that additional legislation is required to support Council's ability to require Developer Contributions.

Yours Sincerely

Tony Harrison
Chief Executive Officer

The City of Marion acknowledges it is part of Kaurna land and recognises the Kaurna people as the traditional and continuing custodians of the land.

City of Marion @CityofMarion City of Marion @CityofMarion marion.sa.gov.au

13.5 Marion Park Golf Course	
Report Reference	GC220823R13.5
Originating Officer	Unit Manager Sport & Recreational Community Facilities – Mark Hubbard
Corporate Manager	Manager City Property - Thuyen Vi-Alternetti
General Manager	General Manager City Development - Tony Lines

REPORT OBJECTIVE

To provide Council with:

- An update on the outcome of the $1.5 million grant application to the Office for Recreation, Sport and Racing (ORSR).
- The preliminary designs for the Marion Park Golf Course clubhouse and green keeping facility, project cost estimates, options for delivery of the project, and a community engagement plan.

REPORT HISTORY

Report Reference	Report Title
SGC210713F12.1	Marion Golf Park
GC210223	Marion Golf Park Consultation & Marketing Plan
GC201208	Marion Golf Course – Management and Capital Investment
ASC220405F9.2	Marion Park Golf Course – Infrastructure Investment

EXECUTIVE SUMMARY

At the Special General Council Meeting on 13 July 2021 (SGC210713F12.1) Council unanimously endorsed progressing to the preliminary design stage for a new integrated clubroom and pro shop building for the Marion Park Golf Course. The designs and cost report were subsequently completed in November 2021.

Whilst the designs were being completed a second grant application and business case seeking $1.5 million in funding support for the Marion Park Golf Course upgrade was submitted to the Office for Recreation, Sport and Racing (ORSR). The submission included the concept designs for a new integrated clubhouse and pro shop, greenkeeping facility, car park and associated landscaping, as well as an upgraded irrigation system to provide for the future sustainability of water supply to the course.

On 11 January 2022 Council was informed that the ORSR grant submission was unsuccessful.

After learning of the grant outcome, the following steps have been taken in relation to the project:

- The irrigation works have been separated from the project and will be addressed as part of Councils capital works renewal program over the next three years.
- Administration has explored an alternate external investment opportunity to provide new course buildings and car park that may have reduced Council's overall investment into the required course works.

Unfortunately, after months of exploring the alternate investment option it has not reached a point where there are sufficient outcomes to indicate that it would result in a suitable solution for the necessary upgrade of the golf course buildings.

Council is now at a point where the $200,000 Federal grant provided to create an improved clubhouse solution for the Marion Park Golf Club needs to be acquitted in the next seven months (by March 2023). It should be noted that the acquittal period for this grant has been extended twice since Council received the funding after the 2018 Federal election.

Given that:

- Council has exhausted multiple avenues to source external funding to replace the ageing course infrastructure
- The Marion Park Golf Club has waited for over 15 years for its 'temporary portable building' to be replaced
- There is a looming deadline for the Federal funding to be acquitted

it is proposed that Council commit to investing in a staged approach to deliver the new Marion Park Golf Course clubhouse, car park, green keeping facility and signage with a focus on delivering a new clubhouse over the next two financial years.

RECOMMENDATION

That Council:

1. **Notes there is existing funding of $387,689 already allocated towards the Marion Park Golf Course project that consists of $230,000 in the Asset Sustainability Reserve and $157,689 in Federal funding ($200,000 less funds already spent on design development) in the Grants and Carry-Over Reserve.**
2. **Endorses a total budget of $2,700,000 to build a new clubhouse and signage for the Marion Park Golf Course with the balance of the existing funding ($387,689) to be expended in the 2022/23 financial year, and the remaining budget of $2,312,311 be considered as part of the Annual Business Planning process for 2023/24.**
3. **Endorses $300,000 being allocated in the 2024/25 capital works program to complete the car park works on the site.**
4. **Notes a future report will be brought to Council to consider the funding and timing for the upgrade of the green keeping facility.**
5. **Notes Administration will be undertaking community consultation on the project preliminary designs.**
6. **Endorses Administration to negotiate a further term of 24 months on the current management agreement with the existing provider at a cost of up to $30,000 per year, being an additional $5,000 to the existing LTFP allocation of $25,000 per year towards annual golf course management fees.**

DISCUSSION

The following is key background information on the Marion Park Golf Course project tabled in previous reports:

- In 2018 Council identified the golf course irrigation had largely reached the end of its useful life and required renewal.
- Council undertook an Expression of Interest process to source third party investment to help resolve the investment needed into the irrigation and golf course buildings. There was no suitable submission from this process.
- Council has submitted two grant applications to the Office for Recreation, Sport and Racing seeking funding support across 2020 and 2021 to upgrade the course assets. Both were unsuccessful.

- The Marion Park Golf Club has been waiting for over 15 years for a new clubhouse to replace the old clubhouse demolished in 2005/06. They have been using a portable building since that time.
- There are 15,000 rounds of golf played at the course annually with scope to increase the number of rounds to 25,000 – 30,000 annually with renewed infrastructure and marketing.
- 9-hole public golf courses provide a low-cost time efficient means for the broader community to participate in golf.
- The Marion Park Golf Course is the only 9-hole public course in the broader southern region of Adelaide.
- The City of Marion has 6 years remaining of its current 50-year lease with Boral for the golf course land with a further 50 year right of renewal from 2028.
- The current assets have either reached the end of their life expectancy or are no longer fit for purpose.

1. Preliminary Project Design and Costing

Preliminary designs for the Marion Park Golf Course project (refer Attachment 1) have been finalised and consist of the following key elements:

- A new integrated clubhouse and pro shop building, course entrance and landscaping
- New bitumen car park
- Upgraded green keeping facility and landscaping
- New road signage

The total project cost is $3,400,000.

The intent of the project is to provide for a modern clubhouse and pro shop building and green keepers facility that will:

- Replace the buildings that are no longer fit for purpose and in poor condition
- Reflect far more positively on a highly utilised Council sporting asset, akin to the standards being delivered across other Council sporting facilities
- Attract more people to the course and increase utilisation
- Cater for growth of the Marion Park Golf Club and the anticipated increase in demand
- Create a facility that will provide improved operational sustainability enabling significantly improved sales through food, beverage and retail
- Reduce the annual investment required by Council into the operational arrangements for the course management
- Supply key assets that will last well into the next 56 years of the lease for the course.

The main clubhouse has been designed to cater for the needs of an external management group operating the course whilst also supporting the needs of the local Marion Park Golf Club who effectively would be a key user of the facility.

Both the current operator of the course and the Golf Club were involved throughout the design process and have supported the end design as presented.

Alternate strategies for the clubhouse buildings were explored in the concept design phase, such as an expansion and upgrade of the existing pro shop, which could be completed at a lower cost to Council. Designs and costings have been completed for this option however from previous reports (SGC210713F12.1) Council deemed that this was not considered the best long-term solution and instead recognised that the new clubhouse building design and location allowed for the best future use of the space and the most functional outcomes.

2. Project Funding

a. In 2018 a Federal election commitment from Nicolle Flint MP of $200,000 was made toward an improved clubhouse at the golf course. $42,311 of the grant funding has been used to develop preliminary designs for a new clubhouse, greenkeeping facility, car park and high level concepts for potential course works. The remaining $157,689 remains unspent with the final acquittal for expenditure of the funds due in March 2023 (the grant acquittal date has been extended twice previously). Council has a further $230,000 allocated to the project in the Asset Sustainability Reserve.

b. In August 2021 Council submitted a grant application and Business Case to ORSR seeking $1.5 million in funding support to deliver the Marion Park Golf Course project. On 11 January 2022 formal notification was received from ORSR that Council's application had not been successful.

c. Over the last several months Council has been investigating a potential option for external investment into the provision of a new course clubhouse and car park. At this stage, these discussions have not resulted in a proposal with sufficient detail and information to create confidence that a suitable solution could be reached within the existing grant acquittal period to provide for the future course and community needs.

d. As a result, a short-term design option was developed to upgrade the existing pro shop building into a combined clubhouse and pro shop. This approach to the clubhouse solution is smaller than the initial concept design for the pro shop upgrade considered in 2021 and as such could potentially be completed for $650,000 over the next 12-18 months. This option would require an additional $262,311 in funding above the existing $387,689 allocated to the project.

   This design option would not address the longer-term issues for the course needs, would not provide for expected utilisation growth, would not maximise food, beverage and retail sales, and would impede future development ideas for the site, such as the addition of a putt-putt course. However, the $650,000 upgrade would enable the spend of the Federal funding in 2023 and could provide a lower-cost short term solution.

e. Considering all of the points above, it is proposed that Council invest in a staged approach to the golf course buildings as follows:

Stages	Actions	Budget Source
Stage 1	Complete the detailed designs for the new clubhouse and landscaping in line with the preliminary designs (Attachment 1).	Existing grant and reserves funding
	Build new clubhouse and landscaping.	New 2023/24 budget allocation
Stage 2	Build new car park	New 2024/25 City Property minor capital works budget allocation
Stage 3	Build new green keeping facility	Unbudgeted

In order to deliver Stage 1 of the project as outlined above Council would need to firstly endorse a total budget of $2,700,000 for the new clubhouse, landscaping and signage noting that $387,689 is already allocated in Council's Asset Reserve and Grants Carry-Over Reserve.

The total additional funding required to deliver Stage 1 is $2,312,311.

It is noted that in July 2021 Council had previously supported $1.675 million in funding support for the project however that was dependant on Council receiving the grant funding.

It is proposed that Stage 2 be delivered as part of Council's annual capital program works in 2024/25 and Stage 3 can be assessed on an annual basis from 2024 to determine when funds are to be allocated towards the green keeping facility upgrade.

3. Operational Model

Currently the golf course is managed by an external group under agreement with Council. The management agreement ends in November 2022 and is up for renegotiation.

Councils' current contribution to the costs of the course include irrigation maintenance, water and a management fee.

Management Agreement

There is a current allocation of $25,000 per annum in the LTFP for course management fees. It is recommended that a further 24 month term be negotiated with the current external management company (to commence November 2022) and that Council increases the annual course management fee allocation up to $30,000 per year.

Should the new clubhouse be built, it will provide Council the opportunity to negotiate terms that would reduce Council's level of investment into the management fee given the course operator will be able to generate far more income from the increased rounds of golf and new food, beverage and retail opportunities.

Irrigation

The planned renewal of the irrigation systems over the next three financial years will reduce the annual reactive maintenance costs currently being incurred by Council and significantly reduce risks of failure that could result in a large expense to rectify damaged turf areas.

The supply of bore water to the course is one of the most significant factors that makes the golf course affordable in comparison to many other Council courses where they need to budget for the significant expense of potable water.

4. Irrigation Renewal

Given the irrigation has reached the end of its useful life and is of critical importance to the golf course these works have now been separated from the project and will be addressed as part of Council's capital works renewal program over the next three years.

These works will include:

Irrigation Stage 1 (Winter 2022)

The initial works will involve removing the current lower storage tank and replacing with a new tank. Staff have negotiated that Council receives a contribution to move the lower golf course storage tank as part of the infrastructure deed for the Seacliff Park Development.

Irrigation Stage 2 (Winter 2023)

The main line connecting the bores to the new holding tank will be replaced. This line regularly requires maintenance works at an ongoing cost to Council due to its deteriorating condition and its replacement is considered urgent.

Irrigation Stage 3 (Winter 2024)

These works will include a new irrigation system consisting of new main lines and laterals, new valve boxes, sprinklers and new centrally controlled 4G irrigation system.

The procurement process for Stages 1 and 2 has commenced.

5. Community Consultation

An engagement plan has been prepared for the project (refer Attachment 2).

It is envisaged that the next phase of engagement would be to seek feedback from local residents in November/December 2022 on the designs to enable any feedback to be taken into consideration before heading into detailed design.

6. Project Timeline

Dates	Action	Status
December 2020	Council Report; EOI process closed, proposed revised project	Completed
January 2021	Grant submissions, consultation with BTM and Boral, lease agreement and marketing plan, on site meeting with the Marion Park Golf Club and Elected Members	Completed
February 2021	Report to Council on Marketing Plan	Completed
March/April 2021	Project scope developed for a costed concept design issued and requests for fee proposals to selected consultants	Completed
April 2021	Architects engaged	Completed
May 202	Consultation with stakeholders on design options, services review and building engineers	Completed
June 2021	Course review and concept options, Council report on 22 June 2021 to identify preferred option	Completed
June 2021	Commence further development of the preferred concept option: floor plans, elevations, site survey, structural engineering detailed cost analysis	Completed
August 2021	Submit second round grant application to ORSR	Completed
January 2022	Grant announcement from ORSR – Application Unsuccessful	Completed
April 2022	Report to Asset Sustainability Committee re alternate investment opportunity	Completed
April – August 2022	Investigations into alternate investment opportunity	Current
August 2022	Report to Council with preliminary designs and costs	Current
Nov/Dec 2022	Community consultation	Pending
Jan – March 2023	Progress to detailed design and documentation for construction and approvals	Proposed
April – July 2023	Tender for construction	Forecast
Sep 2023	Clubhouse construction commences	Forecast
June 2024	Clubhouse to open	Forecast
July 2024	Carpark works to be delivered	Proposed
TBA	Green keeping facility to be delivered	Proposed

ATTACHMENTS

1. 21024 Marion Golf Park Preliminary Design Set 18012022 [**13.5.1** - 14 pages]
2. Marion Park Golf Course Community Engagement Plan (1) [**13.5.2** - 6 pages]

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MARION GOLF PARK

CLUBHOUSE ROAD, SEACLIFF PARK SA 5049

PRELIMINARY

18.01.2022

SHEET LIST SK SERIES

NUMBER	TITLE	REV	ISSUE DATE
SK00	TITLE	-	18.01.2022
SK01	CONTEXT PLAN	-	18.01.2022
SK02	SITE PLAN 01 - CLUBHOUSE	-	18.01.2022
SK03	SITE PLAN 02 - GREENKEEPERS	-	18.01.2022
SK04	SITE PLAN 03 - LANDSCAPING AND MOVEMENT	-	18.01.2022
SK05	PROPOSED FLOOR PLAN - CLUB HOUSE	-	18.01.2022
SK06	PROPOSED ROOF PLAN - CLUB HOUSE	-	18.01.2022
SK07	PROPOSED FLOOR PLAN - GREENKEEPERS FACILITY	-	18.01.2022
SK08	CLUB HOUSE ELEVATIONS A	-	18.01.2022
SK09	CLUB HOUSE ELEVATIONS B	-	18.01.2022
SK10	SECTION	-	18.01.2022
SK11	VISUALISATION 1	-	18.01.2022
SK12	VISUALISATION 2	-	18.01.2022
SK13	VISUALISATION PROSHOP	-	18.01.2022

PRELIMINARY

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DRAWING
TITLE

DRAWING NUMBER
SK00

PROJECT
MARION GOLF PARK

CLIENT
MARION COUNCIL & GOLF CLUB

PROJECT NO.
-

REVISION
-

NTS / as indicated

DATE
18.01.2022

ISSUE
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CONTEXT PLAN

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PROJECT
MARION GOLF PARK

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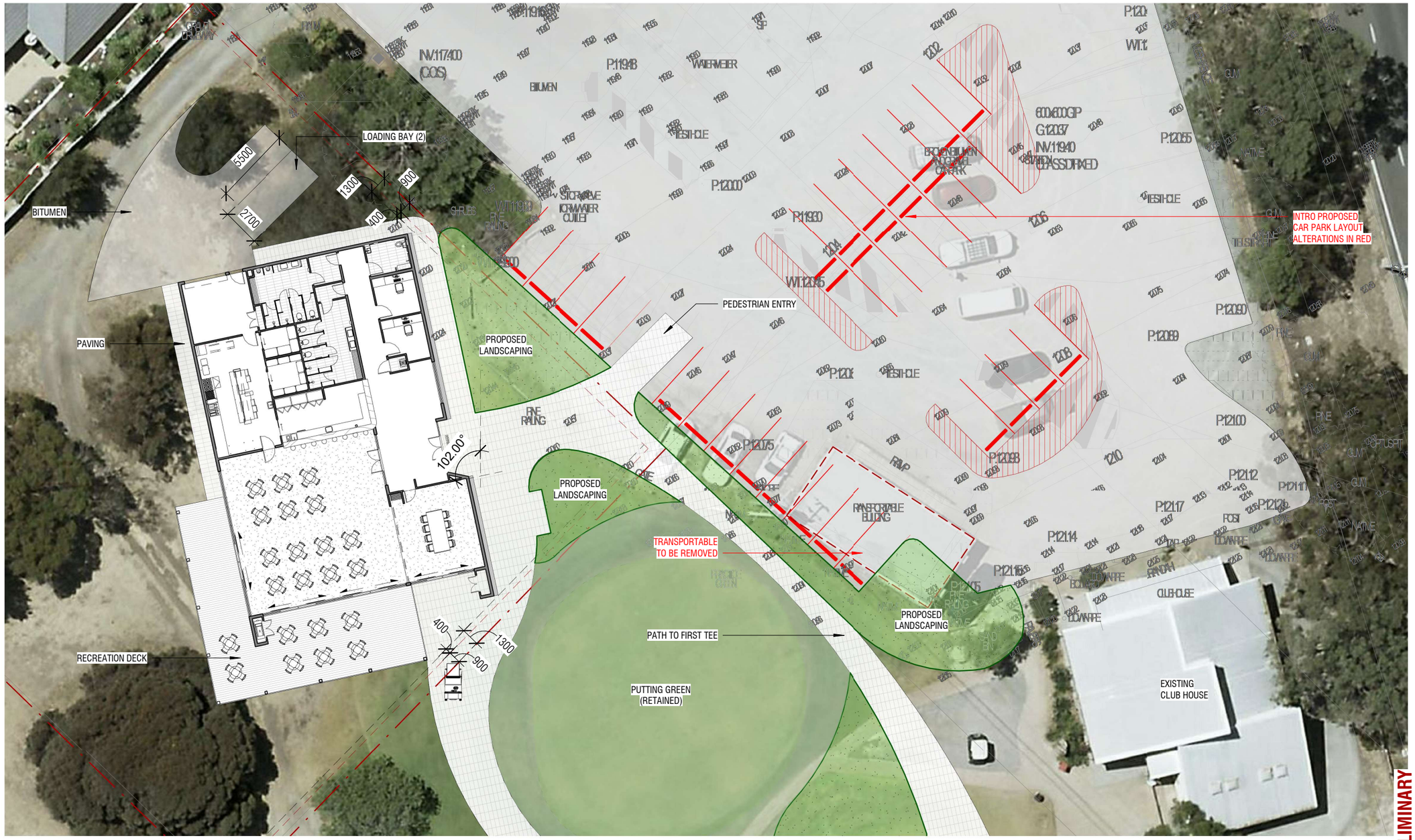
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CITY OF MARION

SITE PLAN 01 - CLUBHOUSE

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DRAWING
SITE PLAN 01 - CLUBHOUSE

DRAWING NUMBER
SK02

SCALE @ A3
1 : 250

PROJECT
MARION GOLF PARK

CLIENT
MARION COUNCIL & GOLF CLUB

PROJECT NO.
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DATE
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SITE PLAN 02 - GREENSKEEPERS

1 : 250

DRAWING SITE PLAN 02 - GREENSKEEPERS		PROJECT MARION GOLF PARK	PROJECT NO. -	1 2 5 10	
DRAWING NUMBER SK03	SCALE @ A3 1 : 250	CLIENT MARION COUNCIL & GOLF CLUB	REVISION -	DATE 18.01.2022	N



PRELIMINARY

CITY OF MARION

SITE PLAN 03 - LANDSCAPING AND MOVEMENT

1 : 500

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DRAWING
SITE PLAN 03 - LANDSCAPING AND MOVEMENT

DRAWING NUMBER
SK04

SCALE @ A3
1 : 500

PROJECT
MARION GOLF PARK

CLIENT
MARION COUNCIL & GOLF CLUB

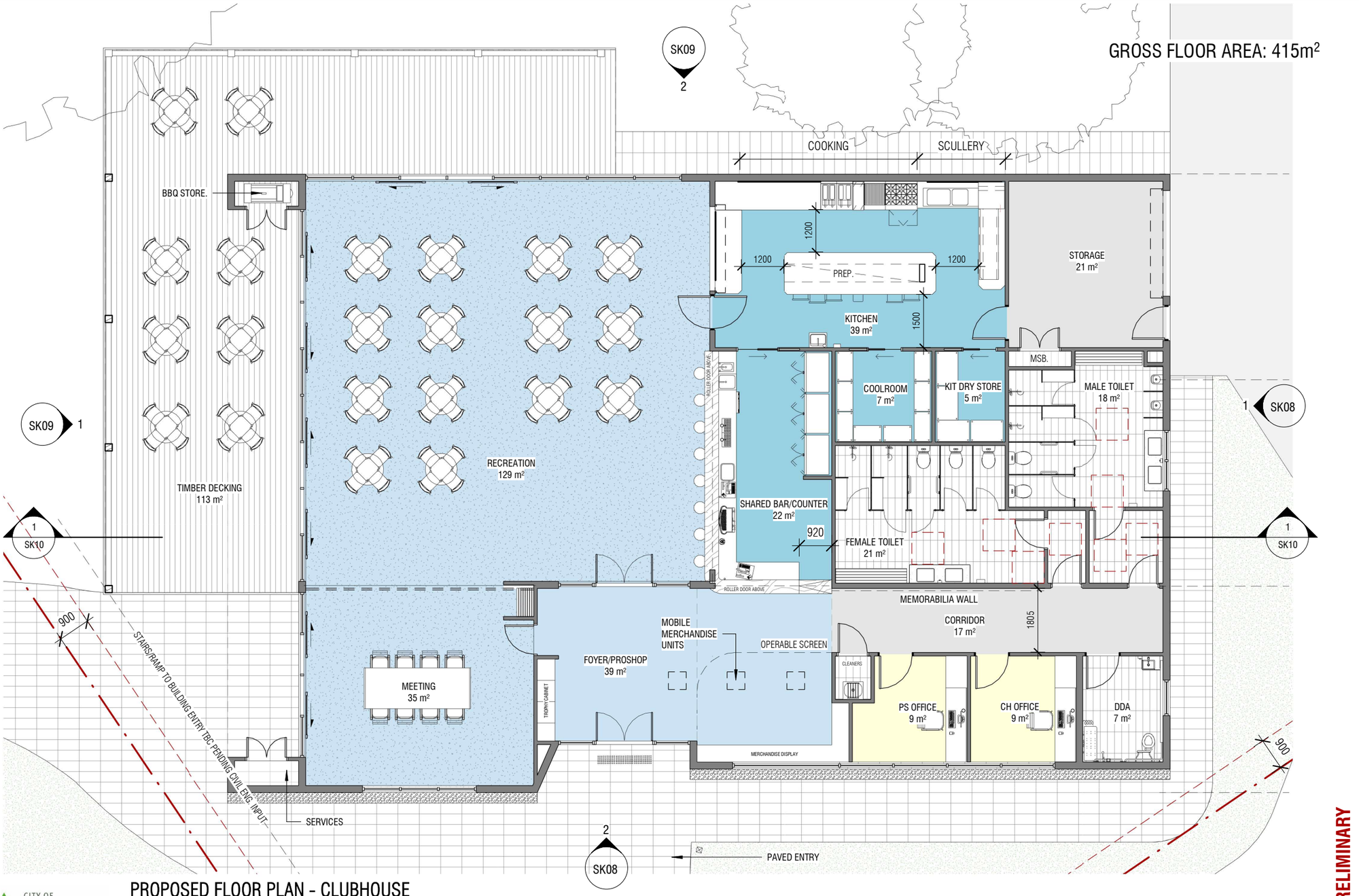
PROJECT NO.
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REVISION
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DATE
18.01.2022

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PRELIMINARY

PROPOSED FLOOR PLAN - CLUBHOUSE

1 : 100

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DRAWING
PROPOSED FLOOR PLAN - CLUB HOUSE

DRAWING NUMBER
SK05

SCALE @ A3
1 : 100

PROJECT
MARION GOLF PARK

CLIENT
MARION COUNCIL & GOLF CLUB

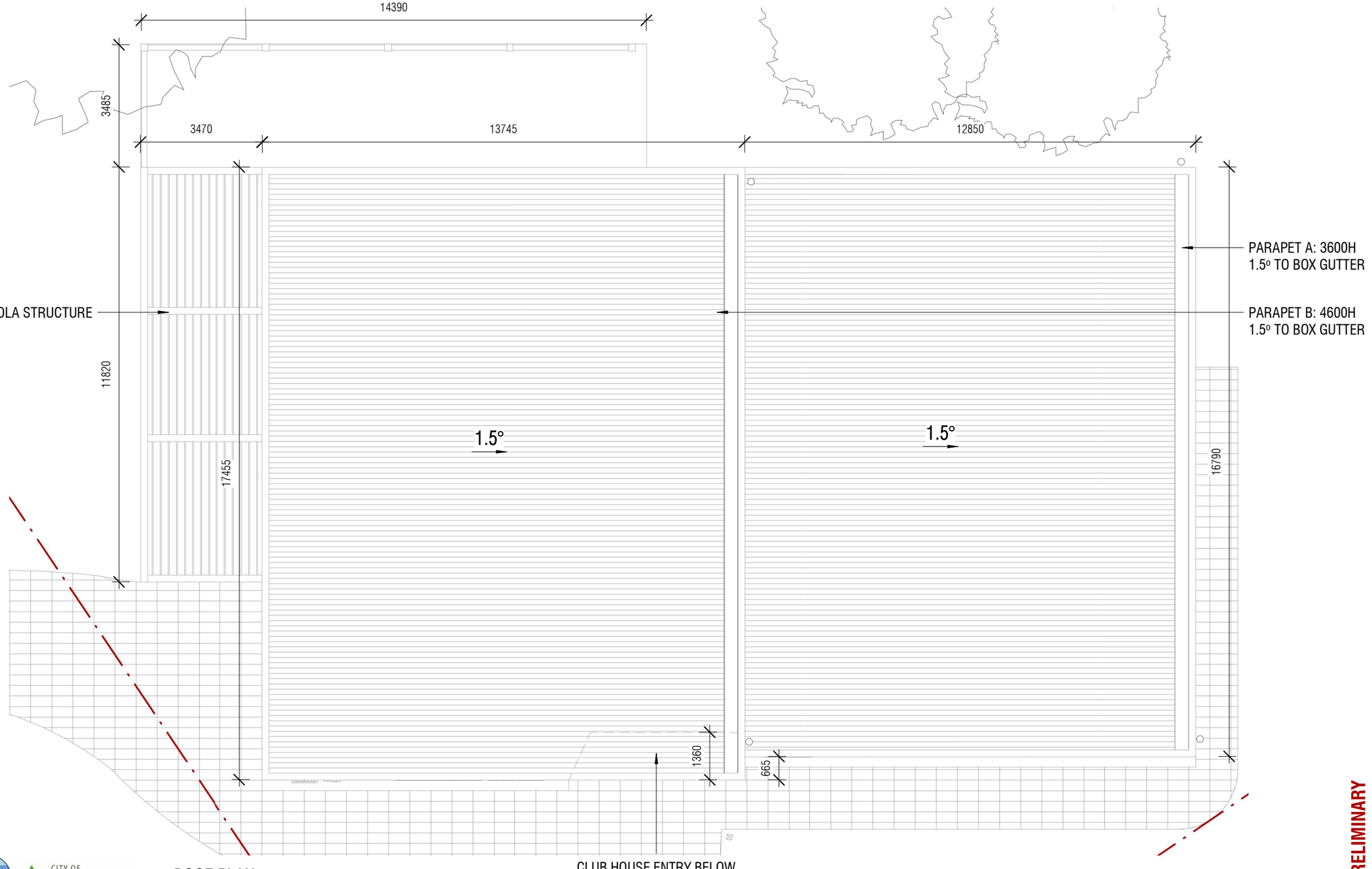
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DATE
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ROOF PLAN
1 : 100

PRELIMINARY

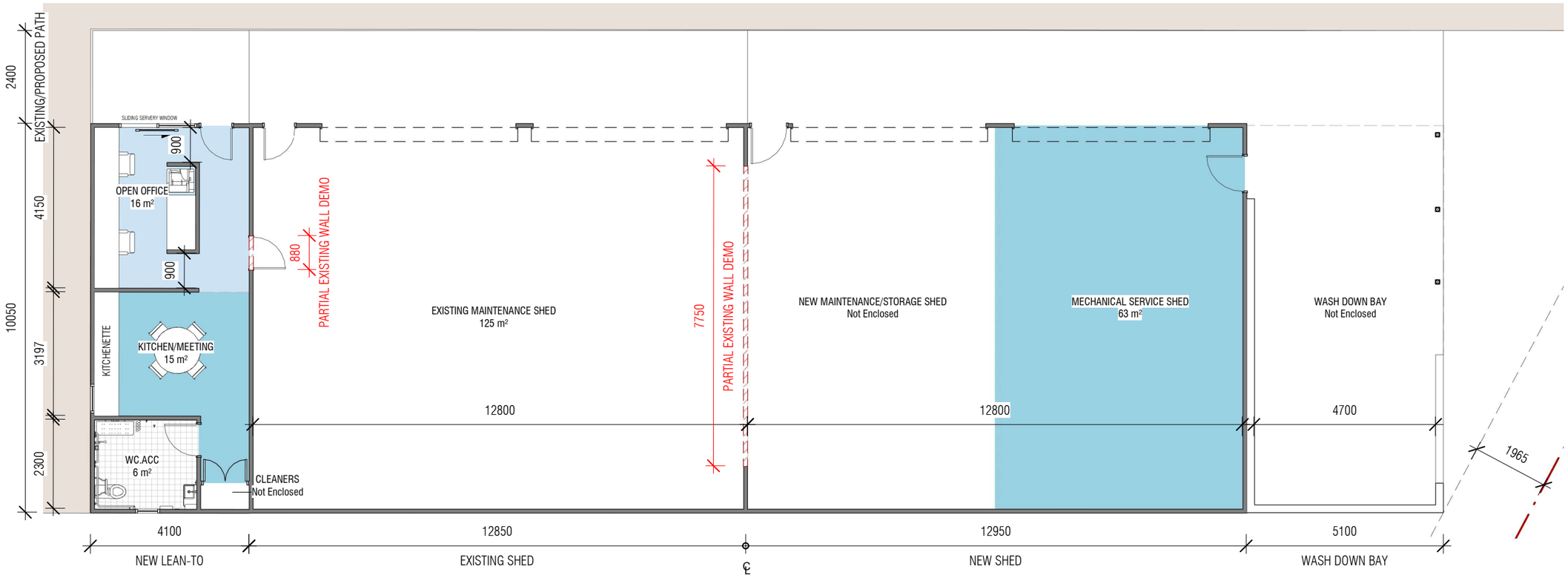
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DRAWING PROPOSED ROOF PLAN - CLUB HOUSE		PROJECT MARION GOLF PARK	PROJECT NO. -	1 2 5 10	
DRAWING NUMBER SK06	SCALE @ A3 1 : 100	CLIENT MARION COUNCIL & GOLF CLUB	REVISION -	DATE 18.01.2022	N



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1 / A500 PROPOSED FLOOR PLAN - GREENSKEEPERS 01
1 : 100

DRAWING
PROPOSED FLOOR PLAN - GREENKEEPERS FACILITY

DRAWING NUMBER
SK07

SCALE @ A3
1 : 100

PROJECT
MARION GOLF PARK

CLIENT
MARION COUNCIL & GOLF CLUB

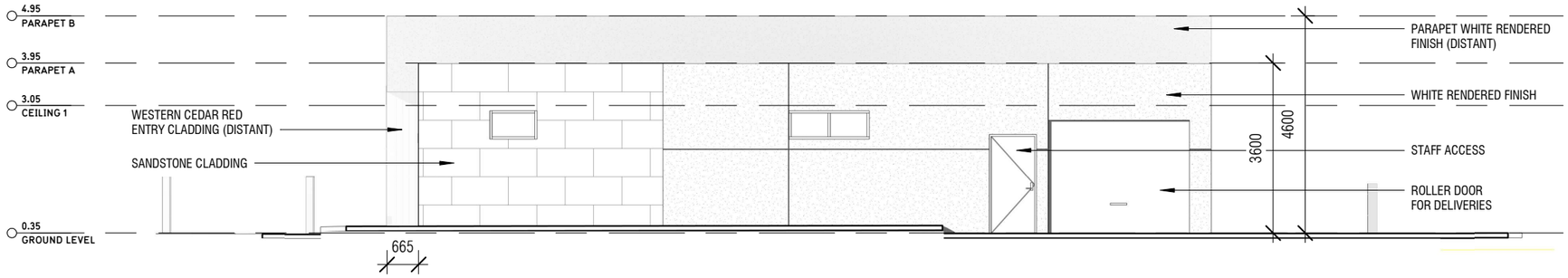
PROJECT NO.
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REVISION
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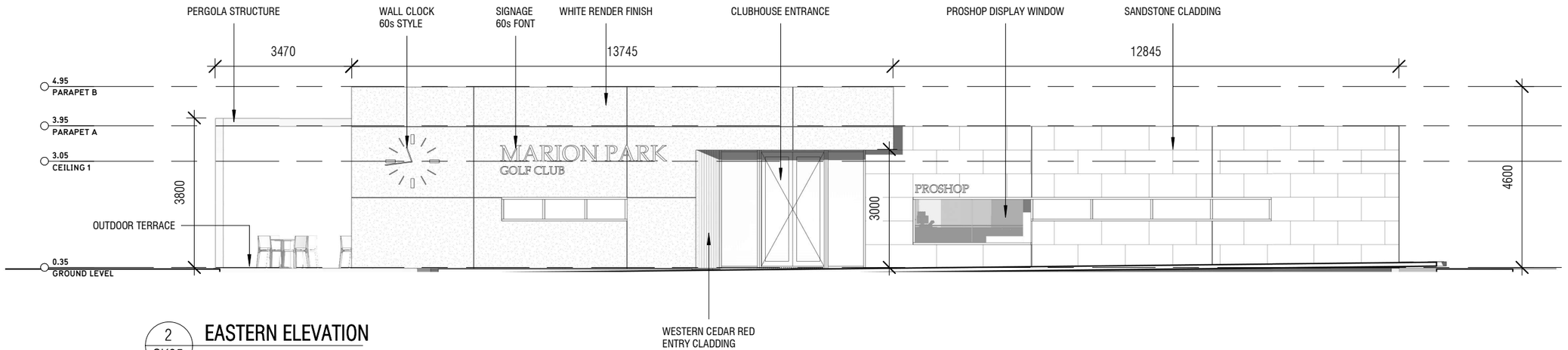
DATE
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1 SK05 NORTHERN ELEVATION
1 : 100



2 SK05 EASTERN ELEVATION
1 : 100

PRELIMINARY

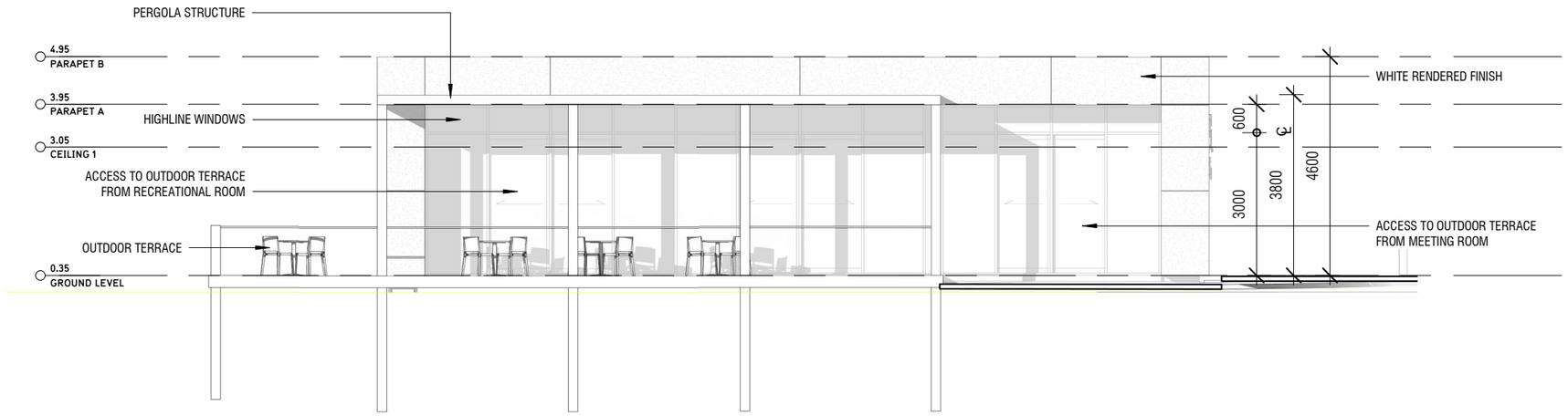
CITY OF MARION

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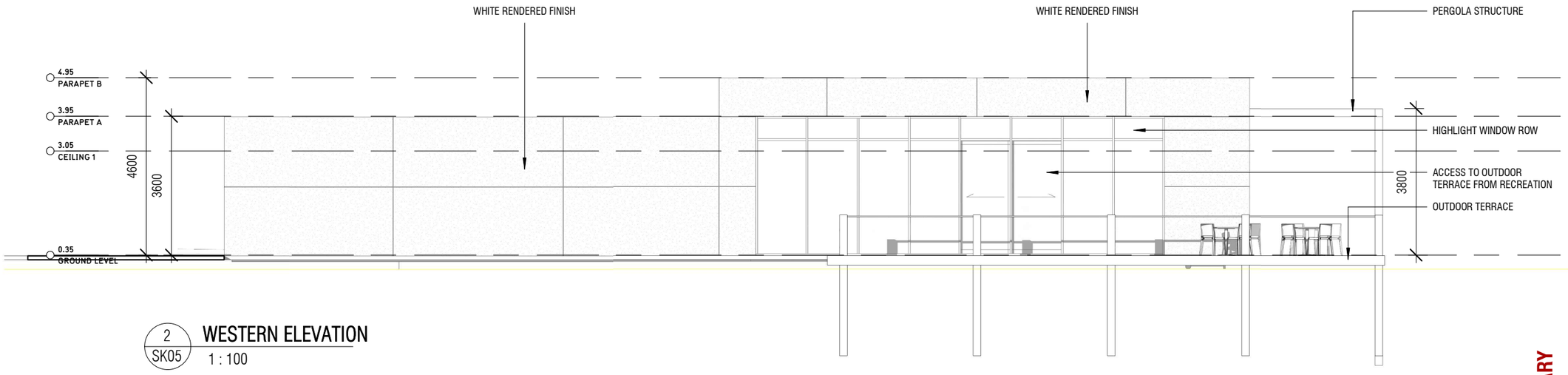
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DRAWING CLUB HOUSE ELEVATIONS A		PROJECT MARION GOLF PARK	PROJECT NO. -	1 2 5 10	
DRAWING NUMBER SK08	SCALE @ A3 1 : 100	CLIENT MARION COUNCIL & GOLF CLUB	REVISION -	DATE 18.01.2022	



1 SK05 SOUTHERN ELEVATION
1 : 100



2 SK05 WESTERN ELEVATION
1 : 100

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DRAWING
CLUB HOUSE ELEVATIONS B

DRAWING NUMBER
SK09

SCALE @ A3
1 : 100

PROJECT
MARION GOLF PARK

CLIENT
MARION COUNCIL & GOLF CLUB

PROJECT NO.
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REVISION
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DATE
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1 / SK05 CLUB HOUSE SECTION
1 : 100

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DRAWING
SECTION

DRAWING NUMBER
SK10

SCALE @ A3
1 : 100

PROJECT
MARION GOLF PARK

CLIENT
MARION COUNCIL & GOLF CLUB

PROJECT NO.
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REVISION
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DRAWING
VISUALISATION 1

DRAWING NUMBER
SK11

SCALE @ A3

PROJECT
MARION GOLF PARK

CLIENT
MARION COUNCIL & GOLF CLUB

PROJECT NO.
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REVISION
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DRAWING
VISUALISATION 2

DRAWING NUMBER
SK12

SCALE @ A3

PROJECT
MARION GOLF PARK

CLIENT
MARION COUNCIL & GOLF CLUB

PROJECT NO.
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REVISION
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DATE
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DRAWING
VISUALISATION PROSHOP

DRAWING NUMBER
SK13

SCALE @ A3

PROJECT
MARION GOLF PARK

CLIENT
MARION COUNCIL & GOLF CLUB

PROJECT NO.
-

REVISION
-

1 2 5 10

DATE
18.01.2022

CITY OF MARION



Engagement Plan

Marion Park Golf Course

Project background:	
Program/Project name	Marion Park Golf Course Redevelopment
Date	August 2022
Summary of project	

Established in 1980, the Marion Park Golf Course is a public 9-hole golf course located in Seacliff Park, South Australia. The course is ideally located with spectacular 270-degree views of the coastline and Adelaide plains, which makes the course unique for such an accessible location.

The facility features:

- Irrigated 9-hole golf course
- A Pro Shop
- Maintenance sheds and Greenkeeping facility
- A Club House (converted transportable building)
- Carpark area

The MPGC is a public course which services both the Marion Park Golf Club and the wider community, with fees priced at community rates. In 2019, over 15,000 rounds of golf were played at the MPGC for casual, tournament and social rounds.

The MPGC has served the City of Marion and surrounding Councils for the past 40-years, however most of the key course infrastructure has reached the end of its life or is no longer seen as fit for purpose or meeting expected standards.

The MPGC's original clubroom was demolished approximately 15 years ago. Since this time, the club has operated from a converted transportable building, which has presented a significant barrier to being able to grow its membership, increase visitations at the course and build in sustainable club operations.

The course operations and maintenance are currently undertaken by an external management company whose opportunities to grow the business have been constrained by the site's facilities. The existing Pro-Shop building is a basic facility that does not have the capacity to provide what is needed for the operation of a successful golf course. The current Pro Shop is not fit for purpose and limits any opportunity for expanded operations that can support a sustainable business model.

The greenkeeping facilities are also in poor condition and need to be upgraded to ensure environmental and safety standards can be enhanced.

There is now a great opportunity to address the course infrastructure issues and develop a quality golf course that has the capacity to drive up participation in the region.

Councils vision for the Marion Park Golf Course:

'Increase participation in golf and community recreation opportunities through the delivery of a quality 9-hole public golf course and outstanding golfing experience'.

Facilities that will be developed include:

- A multi-functional clubroom and pro shop building that takes advantage of the excellent views and idyllic location of the course.
- Landscape improvements and upgrade to the entrance to the course and signage.

Project background:

- Development of new green keeping facilities that meet compliance standards.
- New sustainable water supply and irrigation system.

The first stage of the concept design for the Marion Park Golf Course site considered options to address the known infrastructure issues and consideration of future enhancements.

This process involved consultation with the course operator, a Golf Course design consultant and course maintenance staff to ensure designs, technical requirements and Australian standards would be met to ensure all risk issues and environmental protection regulations are addressed in the design and be appropriate for the course needs.

A range of functional design possibilities for the golf course entrance, clubhouse, green keeping facility area and potential future activation areas (mini-golf course and driving range) were considered as part of this design process.

At the General Council meeting held on 13 July 2021 Council endorsed progressing with a new integrated clubroom and pro-shop building for the course.

Following Council support the next step in the project is to present the preliminary designs to the community enabling discussion with residents on the proposal and seek feedback.

Purpose of engagement:

The next stage of the Marion Park Golf Course project is to present the concept designs for the redevelopment to the local community to seek feedback on what is proposed.

The concepts developed (attachment 1) include the following:

PRO-SHOP AND CLUBHOUSE DESIGN

- Multipurpose clubroom/bar to cater for the needs of the course patrons and the Marion Park Golf Club.
- Pro-shop area suitable for merchandise, small retail and point of sale for payment of course fees and buggy hire.
- Male/female/accessible toilets.
- Small kitchen to service the clubroom with café/casual style service.
- Course administration office area.
- Club meeting room and office area.
- Utility/cleaners room.
- Storage.

GREEN KEEPING FACILITY

- Shed space for equipment and tools.
- Storage of golf carts.
- Dedicated service space.
- Office space, irrigation control office, lunchroom.
- Storage for equipment and general golf course maintenance.
- Wash Down Bay external to the building for machinery, tractors, etc.

Purpose of engagement:
SITE IMPROVEMENTS • Visually appealing formal entrance for the course to Ocean Boulevard traffic and surrounding residential streets. • New Carpark • Improved access from the car park to clubhouse to course facilities. • Enhanced connection to the course to integrate with the surrounding residential area. • Improved signage

Summary of Stakeholders	
CoM Stakeholders	**Involvement**
Elected Members and ELT	Endorsement of proposed consultation approach Consult on designs
Open Space Maintenance	Involve in design process
Engineering	
Primary	
Residents	Consult on designs
Marion Park Golf Club	Involve in design process and ongoing updates on project progress
Belair Turf Management	Involve in design process
Golf Course Design Consultants	Involve in design process
Architects and Design Consultants	Involve in design process
Secondary	
Dept Health Funding body	Inform
Member for Boothby	Inform
Member for Black	Inform
Boral	Inform

Key engagement messages
The aim has been to develop concepts that can deliver the most ideal outcome for the long term future of the course to renew the course infrastructure that has reached the end of its useful life. The course upgrade will deliver an improved customer experience aimed at growing the number of people playing golf and create a more sustainable community asset. The upgraded course will present a more attractive facility that integrates with the residential area that surrounds the course. The development of the design concepts has involved the Marion Park Golf Club Committee, golf course management as well as golf course design experts.

Engagement approach – summary table

Stakeholder	Methodology	Target audience	Task	Responsibility	Date
Residents	Consult Invite public feedback on the concepts to ensure that any public concerns are understood and considered Project information to be provided on makingmarion.com.au to review the concept designs and provide comments	Surrounding Residents	Mailbox drop	Sport and Recreation Planner Unit Manager Sport and Recreation Communications	Nov/Dec 2022
		Social media	Social media posts	Communications	
		Making Marion users	Online Poll Online submission form On site meeting	Communications	
Course Management	Regular meetings throughout the project to discuss what's proposed and seek their advice and input to the design and upgrade.	BTM	Face to face meetings	Sport and Recreation Planner Unit Manager Sport and Recreation	Ongoing
Marion Park Golf Club	Regular meetings throughout the project to discuss what's proposed and seek their advice and input to the design and upgrade.	Marion Park Golf Club	Face to face meetings	Sport and Recreation Planner Unit Manager Sport and Recreation	Ongoing

Stakeholder	Methodology	Target audience	Task	Responsibility	Date
Elected Members	Meetings throughout the project to discuss what's proposed and seek their advice and input to the design and upgrade.	Elected Members	Face to face meetings	Unit Manager Sport and Recreation	Ongoing
Dept Health (Funding body) Member for Boothby Member for Black	Inform on project details Reporting on projects as required	Dept Health	Reporting on projects Emails Ground-breaking and opening events	Sport and Recreation Planner Unit Manager Sport and Recreation Communications	Ongoing

Letterbox Distribution

The following area is proposed for the letterbox drop to residents.



13.6 Local Government Finance Authority Annual General Meeting 2022	
Report Reference	GC220823R13.6
Originating Officer	Unit Manager Governance and Council Support – Victoria Moritz
Corporate Manager	Manager Office of the CEO - Kate McKenzie
General Manager	Chief Executive Officer - Tony Harrison

REPORT OBJECTIVE

The purpose of this report is to nominate a Council Representative for the Local Government Finance Authority (LGFA) Annual General Meeting (AGM) 2022.

EXECUTIVE SUMMARY

The LGFA Annual General Meeting will be held on Friday, 28 October 2022 at Adelaide Oval. This meeting will coincide with the Annual General Meeting of the Local Government Association of South Australia (LGA).

Section 15(1) of the Local Government Finance Authority of South Australia Act 1983, provides that:

" Every council is entitled to appoint a person to represent it at a general meeting of the Authority."

As the meetings of the Local Government Association of South Australia will also be held on the above day, it is suggested that the same person be appointed to represent Council on the Association and the Authority.

RECOMMENDATION

That:

1. **The nominated Council Representative for the Local Government Finance Authority Annual General Meeting 2022 is Mayor Hanna.**

ATTACHMENTS

1. LGFA AGM - Appointment of Council Representative [**13.6.1** - 1 page]

Appendix 1

Local Government Finance Authority

APPOINTMENT OF COUNCIL REPRESENTATIVE

LOCAL GOVERNMENT FINANCE AUTHORITY OF SOUTH AUSTRALIA

2022 ANNUAL GENERAL MEETING

I advise that Mayor / Councillor / Officer / or any other person
is appointed council representative to the Local Government Finance Authority of South Australia.

Council Name	
Council Delegate (Full Name)	Mayor / Councillor / Officer
Delegate Home Address	
Delegate Email Address	
Name of **Chief Executive Officer**	
CEO Email Address	
Signature of **Chief Executive Officer**	

Please return completed Appointment of Council Representative Form to admin@lgfa.com.au
by CLOSING DATE: **Friday 19 August 2022**

(or post to Local Government Finance Authority of SA, Suite 1205, 147 Pirie Street, Adelaide SA 5000)

14 Corporate Reports for Information/Noting

14.1 Corporate and CEO KPI Report Quarter Four 2021/22	
Report Reference	GC220823R14.1
Originating Officer	Unit Manager Governance and Council Support – Victoria Moritz
Corporate Manager	Manager Office of the Chief Executive - Kate McKenzie
General Manager	Chief Executive Officer - Tony Harrison

REPORT OBJECTIVE

To advise Council of the results of the CEO and Corporate KPI's for quarter four 2021-22.

EXECUTIVE SUMMARY

Monitoring performance of the Corporate and CEO KPI's is critical for ensuring that the Council is contributing to the achievement of its objectives in both the Strategic Plan and the 4-Year Business Plan 2019-2023.

At the previous Review and Selection Committee meeting held on 3 May 2022, the Committee requested additional information in relation to the employee costs to aid in the understanding of % movement on prior years. The information has been provided in **Attachment 4a.**

Given the timing of the report, the data includes estimated / predicted figures for some of the KPI's. Actual and Audited figures will be provided during the Quarter one 2022/23 reporting period.

Details of the quarter four results are provided in Attachments 1-4. For the quarter four results, Council achieved the Core Target on all KPI's with the exception of the following KPI's:

- **KPI - 10** *Asset Utilisation of Sports and Community Venues*. The Q4 result is 40.61% average utilisation rate for venue utilisation across community and sporting clubs. This is however a slight increase on last quarters result of 38.3%.
- **KPI – 2** *Delivery of agreed projects identified in ABP and third year targets in 4-year Plan (26 projects).* The Q4 result is 92% (24) projects considered on track. The exceptions to this have been further explained in Attachment 1a and include the following two projects:
    - City Property Strategic Plan
    - Sam Willoughby International BMX Facility

RECOMMENDATION

That Council:

1. **Notes this information and information contained within the attachments for Quarter Four 2021/22.**

ATTACHMENTS

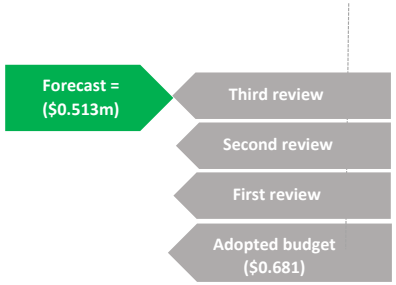
1. Attachment 1 KPI Overview [**14.1.1** - 2 pages]
2. Attachment 1a - Supporting Information for KPI2 [**14.1.2** - 1 page]
3. Attachment 2 KPI Summary [**14.1.3** - 1 page]
4. Attachment 3 FTE Employees Staff and Agency [**14.1.4** - 1 page]
5. Attachment 4 Labour and FTE Movement Summary [8BBS] [**14.1.5** - 1 page]

6. Attachment 4a - Labour Expenditure Overview [**14.1.6** - 1 page]

CHIEF EXECUTIVE OFFICER and CORPORATE KEY PERFORMANCE INDICATORS 2021/22
QUARTER FOUR: APR '22 – JUN '22 - ATTACHMENT 1

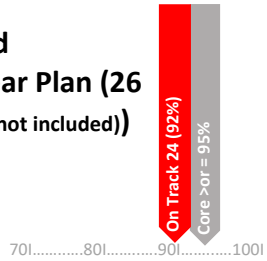
1 Financial Sustainability

Core target: Council maintains, on average a break even or better funding (cash) position over the Long-Term Financial Plan
Stretch target: Council maintains a break-even or positive position in delivering its Annual Budget.
Measure: This target compares funding cash position at the relevant budget review with the adopted budget figure.
Q4 Result: The result of the third budget review forecast a deficit of ($0.513m) against an adopted budget deficit of ($0.681m). The core target is forecast to be met with a surplus of $1.544m over the ten years of the 2022-2032 LTFP.



2 Delivery of agreed projects identified in ABP and third year targets in 4-year Plan (26 projects – (projects completed in year 1 and 2 not included))

Core target: Greater than or equal to 95%
Measure: Monthly data as at 30 June 2022
Result: 92% - 24 projects are on track (including 3 deferred projects and 3 completed Projects in Q4). 2 projects are considered off-track.



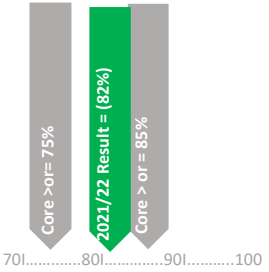
3 Total Employees Costs

Core target: Less than or equal to 3% increase in actual employee costs (including agency staff) against prior year's actual costs – adjusted for Council endorsed changes to meet resourcing requirements.
Stretch target: Less than or equal to 2% increase in actual employee costs (including agency staff) against prior year's actual costs – adjusted for Council endorsed changes to meet resourcing requirements.
Q4 result: The 2021/22 forecast is $39.884m which is a 2.15% increase over the 2021 audited result of $38.239m after adjusting for council endorsed changes and additional grant funded positions. The full year result will be measured after the finalisation of the 2021-22 Audtied Annual Accounts.



4 Overall Satisfaction with Council's performance

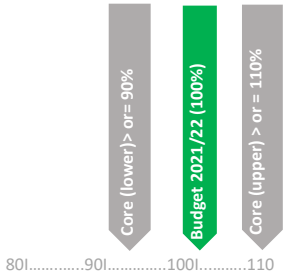
Core target: Greater than or equal to 75% rated as satisfied or above.
Stretch target: Greater than or equal to 85% rated as satisfied or above.
Measure: Annual Community Survey
Result: 82% (increase of 3 percentage points on 2021) using the same survey method. The core trget has been met.



5 Asset Renewal Funding Ratio

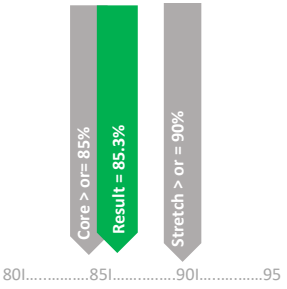
Core target: Asset Renewal Funding Ratio between 90 and 110%
Stretch target: Asset Renewal Funding Ratio equal to 100% over the ten year long term financial plan
Q4 Result- This is an Annual measure and is budgeted to achieve 100% which is within the core target.

The *Asset Renewal Funding Ratio* indicates whether Council is renewing or replacing existing assets at the rate of consumption.



6 Delivery of Council's Capital Works

Core target: Greater than or equal to 85% delivery of Council's planned capital works program (adjusted for extraordinary items)
Stretch target: Greater than or equal to 90% delivery of Council's planned capital works program (adjusted for extraordinary items)
Result = a result of 85.3% has been achieved for 2021-22 based on the weighted average of the percentage complete within each program.



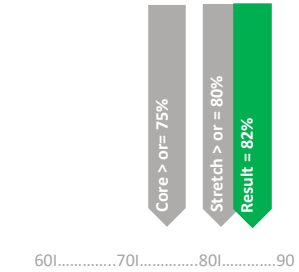
CHIEF EXECUTIVE OFFICER KEY PERFORMANCE INDICATORS 2021/22

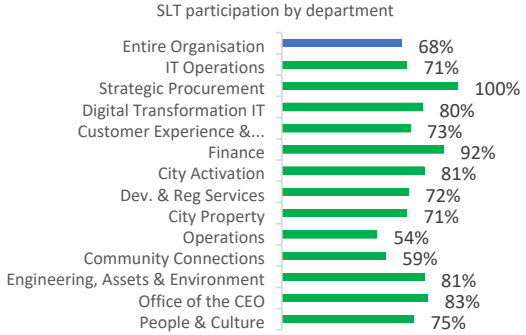
QUARTER FOUR: APR '22 – JUN '22 - ATTACHMENT 1

7 Staff Engagement

Core target: Achievement of an overall employee pulse survey result of 75%, based on 9 metrics with at least 50% employee participation per SLT department
Stretch target: Achievement of an overall employee survey result of 80% with at least 50% participation per SLT department
Measure: Staff Teamgage survey results.
Result: Achieved 82% combined engagement results

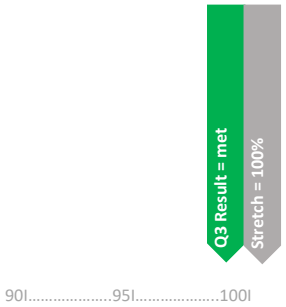
*Note: The Teamgage employee engagement tool is now being utilised, based on 9 metrics (including Communication, Leader Support, Collaboration, Resources, Integrity, Respect, Innovation, Safety and Wellbeing).





8 Community Engagement / Communications

Core target: Project specific communications to the public should be timely and accurate
Stretch target: 100%
Measure: Based on feedback received on project specific distributed communications. This KPI is marked as 'met' or 'not met'.
Result: Q4 result = Met (have not been made awaer of any inaccurate or untimley information provided to the public)



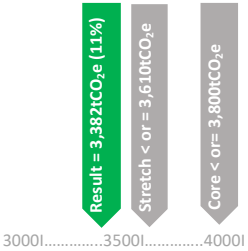
9 Carbon Neutrality

Core target: Actual annual emissions less than the plan's annual target emissions **(3,800 tCO_2e)**
Result = Actual annual emissions = **(3,382 tCO_2e) 418 tCO_2e less** than the Plan's annual target emissions
Stretch target: Actual annual emissions 5% less than the plan's annual target emissions**(3,610 tCO_2e)**
Result = Actual annual emissions = **11% less** than the Plan's annual target emissions
Measure: Carbon emissions footprint, measured against Council's endorsed Carbon Neutral Plan.
2021/22 corporate emissions = 3,382 tCO_2e.

This represents a **40.7%** reduction on 2015/16 base year emissions of 5,701 **tCO_2e**

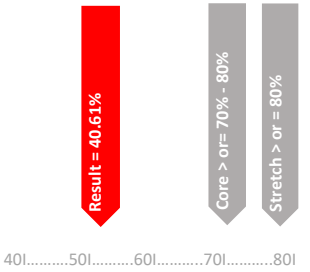
Notes:

1. Revised base year data includes stationary fuel that hadn't been previously available, and more accurate water pumping data. Baseline previously reported as 5,617 tCO2e.
2. Target annual emissions based on Fig. 3 of endorsed Carbon Neutral Plan.
3. 4th Qtr electricity, water and gas data for 2021/22 is estimated based on data from previous 3 years.



10 Asset Utilisation of Sports and Community Venues

Core target: 70-80% utilisation across venues (through the booking system)
Stretch target: Greater than 80% across venues (through the booking systesm)
Measure: Monthly data as at 30 June 2022 based on the average utilization rate (Peak and off-peak)
Result: Q4 = 40.61% average utilisation rate for venue utilisation across community and sporting clubs.
Peak Utilisaiton = 49.33%
Off-Peak Utilisation = 30.09%



As at 30 June 2022 - 92% (24 projects) are on-track, including 3 that have been deferred and 3 projects that were completed in the quarter four period. 6% (2 projects) are considered off-track.

The on-track includes projects that were started or completed in the third-year targets of the 2021/22 financial year and also includes those projects that are deferred and not started.

Table 1: Year 3 Projects by exception (all other projects are considered on-track or completed)

Project Name	Start Date	Completion Due Date	Q4	Q4 Supporting Comments
Marion Golf Club			Deferred	Project on hold enable council an opportunity to consider project funding allocations
Recreational Facilities at 262 Sturt Road			Deferred	Discussions are continuing and an unsolicited proposal is being assessed.
Third Community Bus Trial			Deferred	Council have given another 12 month extension after project was deferred due to COVID-19
City Property Strategic Plan	01/07/2019	30/06/2020	Off-Track	The City Property Strategic Plan, now referred to as the City of Marion Property Asset Strategy (CoMPAS) commenced in November 2022. CoMPAS is scheduled to be presented to Council in August 2022 for endorsement to proceed to community consultation. Consultation findings will be presented to the new Council Members following the 2022 Local Government Elections in November for consideration prior to the endorsement of the CoMPAS.
Sam Willoughby International BMX Facility	01/07/2016	14 January 2022	Off-Track	• The resurfacing works to the track are almost complete, with approximately 2 days' work left on site, subject to weather conditions. The track will then be subject to a curing period, which will be slightly longer due to the weather conditions. The final works should be completed by mid to late August. • The UCI (Union Cyclist Internationale) accreditor will attend the site in September 2022 to review the facility. The formal accreditation will follow in October 2022. • The insurance claim is progressing, and a determination is expected in August 2022. An update will then be provided to Elected Members.

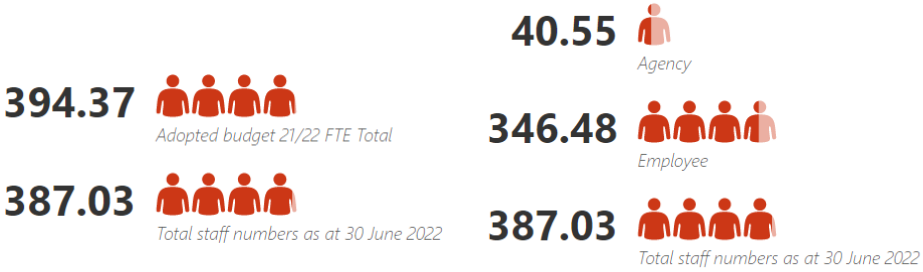
Corporate and CEO KPI Report Quarter Four 2021/22 – ATTACHMENT 2

KPI	Details	Core Target	Stretch Target	Qtr 1	Qtr 2	Qtr 3	Qtr 4
1	Financial sustainability.	Council maintains, on average a break even or better funding (cash) position over the Long Term Financial Plan	Council maintains a break-even or positive cash funding position in delivering its Annual Budget	($0.488m) (forecast)	($0.488m) (forecast)	($0.422m) (forecast)	($0.513m) (forecast)
				The result of the third budget review forecast a deficit of ($0.513m) against an adopted budget deficit of ($0.681m). The core target is forecast to be met with a surplus of $1.544m over the ten years of the 2022-2032 LTFP.			
2	Delivery of agreed projects identified in the *Annual Business Plan* and the third year targets in the four-year plan.	Greater than or equal to 95%	No Stretch Target	100%	92%	96%	96%
				96% - 25 projects are on track (including 3 deferred projects) and 4 % - 1 project is considered off-track. The Core Target has been met.			
3	Total employee costs (inc agency).	Less than or equal to 3% increase in actual employee costs (including agency staff) against prior year's actual costs – adjusted for Council endorsed changes to meet resourcing requirements	Less than or equal to 2% increase in actual employee costs (including agency staff) against prior year's actual costs – adjusted for Council endorsed changes to meet resourcing requirements	2.22% (21/22 budget)	2.22% (21/22 budget)	2.22% (21/22 budget)	2.15% (forecast)
				The 2021/22 forecast is $39.884m which is a 2.15% increase over the 2021 audited result of $38.239m after adjusting for council endorsed changes and additional grant funded positions. The full year result will be measured after the finalisation of the 2021-22 Audtied Annual Accounts.			
4	Overall Satisfaction with Council's performance	Greater than or equal to 75% rated as satisfied or above	Greater than or equal to 85% rated as satisfied or above	NA	NA	NA	82%
				This is an annual measure based on the Annual Community Survey. The result for 2021/22 was 82%. This is an increase of 3 percentage points. The Core target has been met.			
5	Asset Renewal Funding Ratio	Asset Renewal Funding Ratio between 90 and 110%	Asset Renewal Funding Ratio greater than or equal to 100%	NA	100% (budgeted)	100% (budgeted)	100% (budgeted)
				Q4 Result- This is an Annual measure and is budgeted to achieve 100% which is within the core target.			
6	Delivery of Council's capital works program.	Greater than or equal to 85% delivery of Council's planned capital works program (adjusted for extraordinary items)	Greater than or equal to 90% delivery of Council's planned capital works program (adjusted for extraordinary items)	NA	NA	NA	85.3%
				Result = a result of 85.3% has been achieved for 2021-22 based on the weighted average of the percentage complete within each program.			
7	Staff Engagement	Achievement of an overall employee pulse survey result of 75% based on 9 metrics with at least 50% employee participation per SLT department.	Achievement of an overall employee pulse survey result of 80% with at least 50% participation per SLT department.	59%	83%	83%	82%
				Staff Teamgage survey results returned a 82% response rate. The Core target has been met, with all SLT Divisions achieving a 50% or above participation rate.			
8	Community engagement / communications	Project specific communications to the public should be timely and accurate	100%	100%	100%	Met	Met
				There was no information identified in the quarter 4 period that was innacuarte or untimely when distributed to the public. This KPI is currently met.			
9	Carbon Neutrality – carbon emissions footprint, measured against Council's endorsed Carbon Neural Plan (applicable 2021/22 onwards	Actual annual emissions less than the plan's annual target emissions	Actual annual emissions 5% less than the plan's annual target emissions	NA	NA	NA	11% less than the plans annual target emissions
				Measure: Plans annual target emissions = 3,800 tCO_2e Result: This is an annual measure and includes estimates for 4th quarter electriciy, water and gas as this is not yet avilable. Based on this, Council achieved 3,382 tCO_2e which is 418 tCO_2e less than the the plans annual target emissions (11%less).			
10	Asset utilisation of Sports and Community venues	70-80% utilisation across venues (through the booking system)	Greater than 80% across venues (through the booking system)	51%	52%	38.3%	40.61%
				The result for Q4 = 40.61% average utilisation rate for venue utilisation across community and sporting clubs. Peak Utilisaiton = 49.33% Off-Peak Utilisation = 30.09%			

ATTACHMENT 3

FULLTIME EQUIVALENT (FTE) EMPLOYEE AGENCY

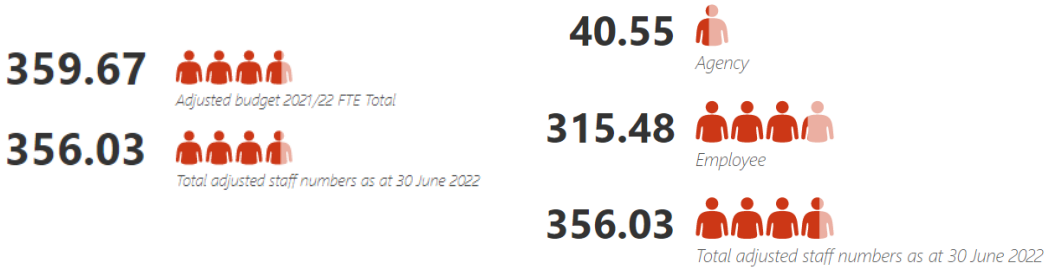
The number of FTE employees (staff and agency) employed across the organisation as at 30 June 2022



There are currently 21 temporary vacant positions comprised of:

- Recruitment in progress (required position) 21
- Currently under review 0
- Vacant required position 0

The following tables provide comparative FTE data with the Gap Year Team Members, Pool Staff, and Grant Funded positions being excluded.



ATTACHMENT 4

LABOUR AND FTE MOVEMENT SUMMARY

	2021/22 $000's	2020/21 $000's	2019/20 $000's	2018/19 $000's	2017/18 $000's	2016/17 $000's	2015/16 $000's	2014/15 $000's	2013/14 $000's
Total Employee Costs (including Agency)	39,884	38,238	36,487	34,861	33,274	32,221	31,783	31,757	31,532
% Movement on Prior Year	4.30%	4.79%	4.66%	4.77%	3.27%	1.40%	0.10%	0.70%	4.30%
Total Number of Employees (FTE as at 30 June)	387	370	358	365	360	344	342	348	351
% Movement on Prior Year	4.59%	3.35%	-1.9%	1.38%	4.80%	0.60%	-1.70%	-0.90%	-2.20%

5-Year average FTE to June 2022 368

Labour Expenditure Overview									
2021-2022 Budget	$'000		2020-2021 Actual	$'000		2019-2020 Actual	$'000	
Total Employee Costs	39,912		**Total Employee Costs**	38,238		**Total Employee Costs**	36,487	
$ Increase on Prior Year	1,674		$ Increase on Prior Year	1,751		$ Increase on Prior Year	1,626	
% Increase on Prior Year	**4.38%**		**% Increase on Prior Year**	**4.80%**		**% Increase on Prior Year**	**4.66%**	
Variance details:			**Variance details:**			**Variance details:**		
EBA (2%)	765	2.0%	EBA (2.4%)	883	2.4%	EBA (2.1%)	732	2.1%
Grant Funded Positions - Additional on Prior Year	346	0.9%	Grant Funded Positions - Additional on Prior Year	81	0.2%	Grant Funded Positions - Additional on Prior Year	266	0.8%
						Increase in Leave Provisions (Covid impacted)	224	0.6%
Council Resolutions:			***Council Resolutions:***			***Council Resolutions:***		
- Arborist & Water Truck Drivers	222	0.6%	- Coastal Trail	131	0.4%	- Cove Sports Club Management	91	0.3%
- Youth Collective Committee	35	0.1%	- Edwardstown Sport Facility	125	0.3%	- Edwardstown Employment Precinct	48	0.1%
- Digital Transformation	551	1.4%	- Project Director Urban Renewal (part year)	74	0.2%	- Digital Transformation	56	0.2%
- Mitchell Park Sports Club	85	0.2%	- Digital Transformation	266	0.7%			
- Project Director Urban Renewal	106	0.3%						
Other:			***Other:***			***Other:***		
- LKCC Management reduction	-404	-1.1%	- Shared Procurement - Waste/Utilities (Cross Council) *	248	0.7%	- Shared Procurement - Waste/Utilities (Cross Council) *	116	0.3%
			- Pool increase (due to Covid requirements)	80	0.2%			
Other net variances - vacancies, adjustments	-32	-0.1%	Other net variances - vacancies, adjustments	-137	-0.4%	Other net variances - vacancies, adjustments	93	0.3%
Net Increase	**1,674**	**4.38%**	**Net Increase**	**1,751**	**4.80%**	**Net Increase**	**1,626**	**4.66%**
Labour offsets:			***Labour offsets:***			***Labour offsets:***		
* Cross Council Labour Recovery - Waste/Utilities	-222	-0.6%	* Cross Council Labour Recovery - Waste/Utilities	-266	-0.7%	* Cross Council Labour Recovery - Waste/Utilities	-90	-0.3%

14.2 Questions Taken on Notice Register	
Report Reference	GC220823R14.2
Originating Officer	Governance Administration Officer – Cassidy Ryles
Corporate Manager	Manager Office of the Chief Executive – Kate McKenzie
General Manager	Chief Executive Officer – Tony Harrison

REPORT OBJECTIVE

To receive and note the information contained within the *Questions Taken on Notice Register* provided in Attachment 1.

EXECUTIVE SUMMARY

At the 8 May 2018 General Council meeting Council resolved that (GC080518M01):

> *Questions without Notice that were not answered at the same meeting will be entered into a register. This register will be tabled as an information report at the following meeting.*

Under Regulation 9 of the *Local Government (Procedures at Meetings) Regulations 2013* (The Regulations):

(3) A member may ask a question without notice at a meeting.

(4) The presiding member may allow the reply to a question without notice to be given at the next meeting.

(5) A question without notice and the reply will not be entered in the minutes of the relevant meeting unless the members present at the meeting resolve that an entry should be made.

RECOMMENDATION

That Council:

1. **Notes the report 'Questions Taken on Notice Register'.**

ATTACHMENTS

1. QON Register 23 August 2022 [**14.2.1** - 1 page]

Attachment 1

Questions Taken on Notice Register

Report Reference	Meeting Date	Councillor	Responsible Officer	Question taken on notice during the meeting	Response
GC220809R11.1	9th of August 2022	Councillor Bruce Hull	Project Design Advisor - Birgit Stroeher	Is this yet another example of lack of documentation, and also the lack of output specifications in terms of a major project?	During the concept and design development stages of the Mitchell Park Sports and Community Centre project there were several presentations to the clubs on the design proposal including court seating layouts and the opportunity for the clubs to provide feedback on the design. Clubs were also asked to list their requirements on a room-by-room/area basis. The project team did not receive any feedback that the courts required more than the documented seating shown, during that process. The final proposal prior to documentation for tender was again provided to the clubs. We received no comments on the seating proposed at that time either. Subsequently the documented number of seats were installed into the facility as proposed. The request for additional seating was made by the club just prior to the facility becoming operational.
GC220809R11.4	9th August 2022	Councillor Prior	Unit Manager Governance and Council Support – Victoria Moritz Governance Officer – Karrie McCann	Why don't we just say you can campaign as much as you like but not on our infrastructure?	Section 226 of the *Local Government Act 1999* grants a legal right to display local government election signs without authorization or permit if the sign complies with council by-laws and does not unreasonably restrict the use of the road or endanger the safety of members of the public.

14.3 WHS Monthly Performance Report	
Report Reference	GC220823R14.3
Originating Officer	Unit Manager WHS – Mark Jentsch
Corporate Manager	Manager People and Culture – Jessica Lynch
General Manager	Chief Executive Officer - Tony Harrison

REPORT OBJECTIVE

The objective of this monthly report is to provide Council with assurance that the City of Marion has effective strategies in place to meet its legal obligations as outlined in the Work Health and Safety Act (SA) 2012, and to monitor Council's HSE Plan 2019-23 target of a 10% reduction of the Lost Time Injury Frequency Rate (LTIFR) from the previous year.

EXECUTIVE SUMMARY

Targets and performance indicators have been established to measure the continual improvement of the WHS program. Performance against these targets is demonstrated in Attachment 1.

Local Government Risk Services (LGRS) Lost Time Injury data indicates that City of Marion is performing better than similar Councils.

Data for FY 2022-23 is limited due to a lag in determining data from Local Government Risk Services and the absence of any Lost Time Injuries during July 2022.

The wellbeing of the staff involved is paramount and management review each incident individually to ensure appropriate controls are in place to reduce or eliminate risk.

The organisation is continuing to implement various initiatives including the Health, Safety and Environment (HSE) Strategic Plan 2019-23 and Programs to address compliance, key risks and reduce the LTIFR.

RECOMMENDATION

That Council:

1. **Notes this report and the statistical data contained therein.**

ATTACHMENTS

WHS Performance Report – July 2022

1. GC August Attachment - WHS Monthly Performance Report [**14.3.1** - 4 pages]

Attachment 1 – WHS Monthly Performance Report – July 2022

City of Marion's HSE Vision is that **'We can all make a difference towards achieving zero harm, to people and the environment.'** We are specifically focused on further developing our leadership styles, organisational culture and systems committing to:

- Developing our people to lead the change across the City of Marion
- Embedding a culture of safety and wellbeing as a part of normal business practice
- Continually improving our WHS Management System (WHSMS) and Environmental Management System (EMS) to achieve best practice.

Hazard and Near Miss Reports (Internal WHS SkyTrust reporting data)

Historical statistics inform us that when there is a healthy culture of Hazard/Near Miss Reporting, there is a consequential reduction in injuries to Workers. Hazards and Near Misses are reported to date for this financial year and are outlined in Table 1. They can be compared against those reported last financial year which are outlined in Table 2.

Table 1: Hazard and Near Miss Reports - Financial Year 2022-23

Jul-22	Aug-22	Sep-22	Oct-22	Nov-22	Dec-22	Jan-23	Feb-23	Mar-23	Apr-23	May-23	Jun-23	Total	Ave
21												**21**	**21**

Table 2: Hazard and Near Miss Reports - Financial Year 2021-22

Jul-21	Aug-21	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	Jun-22	Total	Ave
8	6	6	4	4	5	5	8	8	3	4	11	**72**	**6**

Lost Time Injuries Reported (Internal WHS SkyTrust reporting data)

Lost Time Injuries (LTI's) are those injuries where a whole work day or more has been lost due to a workplace injury. LTI's reported to date for this financial year are outlined in Table 3 and can be compared against those reported last financial year which are outlined in Table 4.

Table 3: Number of LTI's per month - Financial Year 2021-22

Jul-22	Aug-22	Sep-22	Oct-22	Nov-22	Dec-22	Jan-23	Feb-23	Mar-23	Apr-23	May-23	Jun-23	Total
0												**0**

Table 4: Number of LTIs per month - Financial Year 2020-21

Jul-21	Aug-21	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	Jun-22	Total
0	0	0	0	0	0	0	0	1	1	2	1	**5**

Table 5: Outline of LTIs reported - Financial Year 2022-23

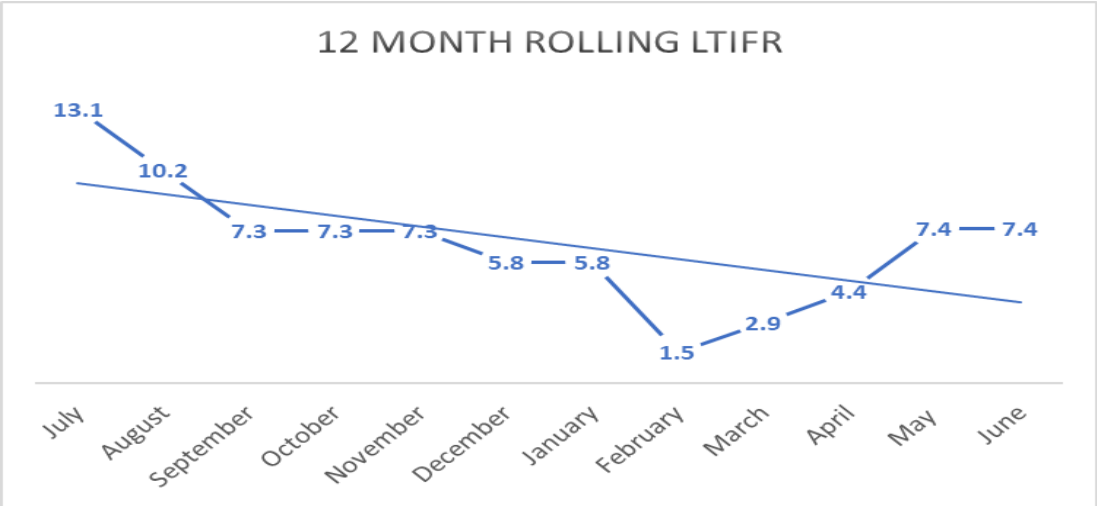
No.	Description of Incident	Mechanism of Injury	Injury Description
1	Nil to report		

Rolling Lost Time Injury Frequency Rate (Internal WHS SkyTrust reporting data)
Rolling injury frequency rate over a 12 month or greater period is a common monitoring for performance of WHS and Return to Work performance. It continues over financial and calendar years rather than starting from zero so that longer term trends can be observed and appropriate action taken to address upward trends and/or seasonal spikes in injuries.

Note: Lost Time Injury Frequency Rate (LTIFR) is now taken directly from Local Government Risk Services (LGRS) data. Historically the LTIFR has been calculated from Skytrust records. LGRS data is verifiable as an accepted claim for Workers Compensation that results in a full day or shift lost from work. The change in data source has resulted in a variation from the June Rolling LTIFR report.

The rolling LTIFR, outlined with a solid blue line in Figure 1 from internal incident report data, provides analysis of the average LTIFR over the last 12 months.

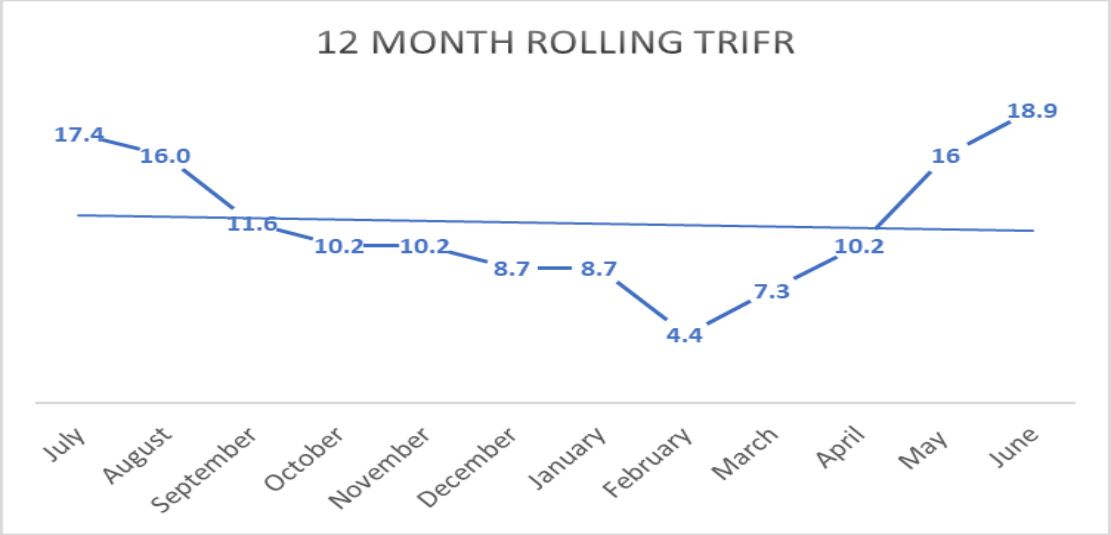
Figure 1: Rolling LTIFR over 12 months



The current 12 month rolling LTIFR for the City of Marion is **7.4** which represents a **43%** reduction over the previous 12 months.

Rolling Total Recordable Incident Frequency Rate (Internal WHS SkyTrust reporting data)
Total Recordable Incidents include fatalities, LTI's and incidents resulting in the employee receiving medical treatment and/or is certified as only fit to undertake suitable duties. The Rolling Total Recordable Incident Frequency Rate (TRIFR), outlined with a solid green line in Figure 2 from internal incident report data, provides analysis of the average TRIFR over the last 12 months.

Figure 2: Rolling TRIFR over 12 months



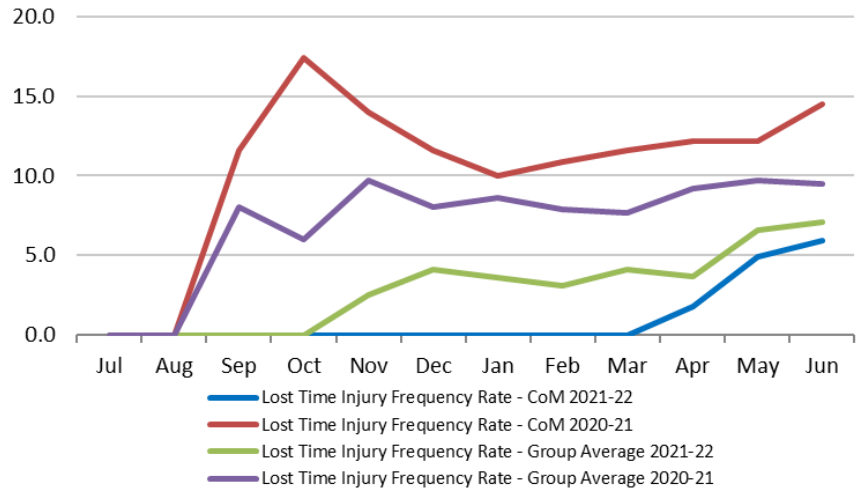
The current 12 month rolling TRIFR for the City of Marion is **18.9** which represents **8%** increase over the previous 12 months.

Lost Time Injury Frequency Rate (LGAWCS Claims Data FY2021-22))

Note FY 2022-23 Data is not yet available.

Lost Time Injury Frequency Rate (LTIFR), is an industry standard tool for measuring LTI's within a given reporting period which enables comparison to other organisations. Council's LTIFR is outlined in Figure 3, from the LGA's Member Portal data once claims have been determined and can be measured and monitored against our industry counterparts being the Group A Councils ([1]GaC).

Figure 3: LTIFR compared against Group A Councils



The FY21/22 LTIFR performance for the City of Marion (which would be represented in blue) is **5.9**, compared to GaCs recording **7.1,** with 4 claims being recorded this year to date.

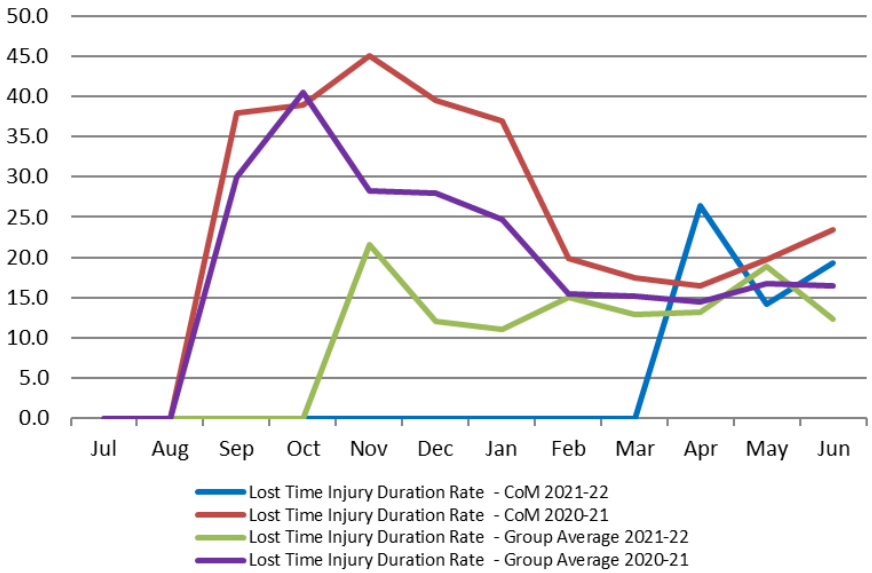
1 GaC are metropolitan councils with more than 300 staff (Marion, Adelaide, Charles Sturt, Onkaparinga, Playford, Port Adelaide Enfield, Salisbury and Tee Tree Gully).

Lost Time Injury Duration Rate (LGAWCS Claims Data FY2021-22)

Note FY 2022-23 Data is not yet available.

The Lost Time Injury Duration Rate (LTIDR), is an industry standard tool for measuring the average days lost from LTI's within a reporting period to enable comparison to other organisations. Council's LTIDR is outlined in Figure 4, data is sourced from the LGA's Member Portal once claims have been determined and can be measured and monitored against our industry counterparts being the GaC.

Figure 4: LTIDR compared against Group A Councils



The current LTIDR for the City of Marion (which would be represented in blue) is **12.3**, compared to GaCs recording **19.3,** with no Lost Time Injury claims being recorded for June.

15 Workshop / Presentation Items - Nil

16 Motions With Notice

16.1 Rescission Motion - 1 Cumbria Court and Puddle Jumpers lease	
Report Reference	GC220823M16.1
Council Member	Councillor – Bruce Hull

RESCISSION MOTION

1. **That the attached adopted resolution GC220726R12.1 relating to 1 Cumbria Court Mitchell Park be rescinded.**

That Council:

1. **Declares that the land at 1 Cumbria Court Mitchell Park comprised in Certificate of Title Volume 5808 Folio 815 is surplus to requirements and subject to a successful community land revocation process is potentially suitable for disposal on the open market.**
2. **Endorses the revocation report titled 'Section 194 Report for Consultation – Proposal to revoke classification of Community Land - 1 Cumbria Court and Portion 30 Lanark Avenue Mitchell Park' contained in Attachment 1 subject to a period of community engagement in accordance with Section 194(2)(b) of the Local Government Act 1999 and Council's Public Consultation Policy.**
3. **Authorises the 'Chief Executive Officer' or his nominee, to make minor variations to the revocation report prior to the commencement of community engagement.**
4. **Endorses the Community Engagement Plan, (which may be subject to minor amendments) as contained in Attachment 2.**
5. **Confirms that should the revocation of community land classification and sale proceed, that net sale proceeds will be paid into the Open Space Reserve Fund for the development of Open Space for the benefit of the community, as approved by Council.**
6. **Requires a further report to be presented for consideration by Council following conclusion of the public consultation under Section 194(2)(a) of the Local Government Act 1999 for the potential revocation of community land classification of the whole of the land known as 1 Cumbria Court Mitchell Park, comprised in Certificate of Title Volume 5808 Folio 815 and portion of the land known as 30 Lanark Avenue Mitchell Park, comprised in Certificate of Title Volume 5214 Folio 25 to enable Council to determine if the revocation and disposal process should proceed.**

NEW MOTION:

That Council resolves to retain the land at 1 Cumbria Court Mitchell Park as Community Land and that the site and the building/s be made available for the use of Puddle Jumpers Incorporated, as per their recent Expression of Interest submitted to Council. That the appropriate lease documents be prepared for signing.

SUPPORTING INFORMATION

See attachment 14.1.1

Response Received From Unit Manager Land and Property – Michael Collins

Corporate Manager Manager City Property - Thuyen Vi-Alternetti

General Manager General Manager City Development - Tony Lines

STAFF COMMENTS

Governance Comments (Kate McKenzie):

It is noted that a rescission motion is not necessary to move the new motion as Council has not yet made a decision to apply to the minister to revoke the community land status for 1 Cumbria Court, Mitchell Park. This decision is due to be presented for consideration on Tuesday, 30th August 2022 when the consultation report is formally presented to Council.

If the recission motion does proceed, Council is advised that the rescission can only apply to those parts that have not been enacted. Council cannot rescind a motion if it has been fulfilled (e.g., the consultation plan has been complete with the consultation concluding on Monday, 22 August).

Council is reminded of its obligations under the Local Government Act 1999, to act as a representative, informed and responsible decision-maker in the interests of its community. It is noted that without the consultation report, it may be viewed that Council did not have all the relevant facts before considering the matter and therefore not fully informed. It is therefore recommended that this matter is not considered by Council until the 30th of August 2022, special Council Meeting.

12.1 1 Cumbria Court - Section 194(2)(a) Report for Consultation
Report Reference GC220726R12.1

Moved Councillor Hull **Seconded Councillor Gard**

That the item be deferred until the General Council meeting to be held on 23 August 2022 to allow the Kindergarten be given the opportunity to address council

Lost

Moved Councillor Hutchinson **Seconded Councillor Telfer**

That Council:

1. Declares that the land at 1 Cumbria Court Mitchell Park comprised in Certificate of Title Volume 5808 Folio 815 is surplus to requirements and subject to a successful community land revocation process is potentially suitable for disposal on the open market.
2. Endorses the revocation report titled 'Section 194 Report for Consultation – Proposal to revoke classification of Community Land - 1 Cumbria Court and Portion 30 Lanark Avenue Mitchell Park' contained in Attachment 1 subject to a period of community engagement in accordance with Section 194(2)(b) of the Local Government Act 1999 and Council's Public Consultation Policy.
3. Authorises the 'Chief Executive Officer' or his nominee, to make minor variations to the revocation report prior to the commencement of community engagement.
4. Endorses the Community Engagement Plan, (which may be subject to minor amendments) as contained in Attachment 2.
5. Confirms that should the revocation of community land classification and sale proceed, that net sale proceeds will be paid into the Open Space Reserve Fund for the development of Open Space for the benefit of the community, as approved by Council.
6. Requires a further report to be presented for consideration by Council following conclusion of the public consultation under Section 194(2)(a) of the Local Government Act 1999 for the potential revocation of community land classification of the whole of the land known as 1 Cumbria Court Mitchell Park, comprised in Certificate of Title Volume 5808 Folio 815 and portion of the land known as 30 Lanark Avenue Mitchell Park, comprised in Certificate of Title Volume 5214 Folio 25 to enable Council to determine if the revocation and disposal process should proceed.

Carried

16.2 YMCA Solar – Marion Leisure and Fitness Centre	
Report Reference	GC220823M16.2
Council Member	Councillor – Jason Veliskou

MOTION

1. **That the matter left lying on the table at the General Council Meeting on 14 June 2022 regarding *YMCA Solar – Marion Leisure and Fitness Centre (Report Reference: GC220614R11.5)* be brough back to the General Council Meeting on 23 August 2022 for resolution.**

That Council:

1. **Endorses the roof strengthening work at the Marion Leisure and Fitness Centre to accommodate the extra load of the solar system and additional funding of up to $20,000 from funding set aside in the Asset Sustainability Reserve for energy efficiency projects.**
2. **Notes that YMCA SA will contribute $6,250 towards the roof strengthening work.**

SUPPORTING INFORMATION

The installation of solar panels on the Marion Leisure and Fitness Centre (MLFC) has received previous endorsement from council and if it were not for some extra roof strengthening would have been completed already before the COMPAS was a consideration.

The YMCA SA still has around 4 years on their lease (expiry 30 June 2026), and they are keen to proceed with the solar panels as they can still receive enough benefit to cover their contributions and some return within the lease period. However, to delay these minor works to fit in with the COMPASS timeframes (early 2023) would start to reduce the attractiveness of this initiative for the reduced remainder of their lease.

If council chooses to keep the facility going beyond the current lease and/or extent the lease to YMCA or another entity, the solar panels will continue provide benefit for the occupants and the concurrent environmental benefit.

Staff have advised that “the CoMPAS has the proposed facility redevelopment to occur in years 5/6”. Therefore, these solar panels are likely to provide continued benefit beyond the 4 years remaining on the YMCA SA lease.

Response Received From	Senior Property Officer – Bernadette Lee
Corporate Manager	Manager City Property – Thuyen Vi-Alternetti
General Manager	General Manager City Development – Tony Lines

STAFF COMMENTS

At General Council meeting on 14 September 2021, Council endorsed supporting the YMCA’s application for the installation of a new solar system at Marion Leisure & Fitness Centre (MLFC) and to fund 50% of the cost of the new solar system from Council’s Community Facilities Partnership Program, with a maximum of up to $48,000, noting that a structural assessment of the roof would need to be undertaken.

Following Council's decision, a structural assessment of the roof identified the need for further strengthening works required to support the proposed solar installation at a cost of $25,000. A report was presented to General Council on 14 June 2022 regarding the extra costs, at this time Council resolved that the matter be left lying on the table to allow for additional information to be received.

The Solar Contractor has advised the supply and installation of the 99.9kW solar system will cost $89,200.19 excluding GST which is within Council's allocation of up to $48,000. The Solar Contractor has also advised the roof strengthening works and solar installation may take up to 8 weeks to complete from the time of being provided formal instruction to proceed from Council.

YMCA have advised the payback period for the solar installation will be 1.99 years, the lease expires 30 June 2026.

STAFF RECOMMENDATION

That Council:

1. **Endorses the roof strengthening work at the Marion Leisure and Fitness Centre to accommodate the extra load of the solar system and funding of up to $20,000 from funding set aside in the Asset Sustainability Reserve for energy efficiency projects.**

2. **Notes that YMCA SA will contribute $6,250 towards the roof strengthening work.**

16.3 Annual Report - Tenant obligations

Report Reference	GC220823M16.3
Council Member	Mayor Kris Hanna

MOTION

That Council:

Receive a report at least once each year on the extent to which tenants in Council buildings are up to date with rent and meeting their other obligations under their leases.

SUPPORTING INFORMATION

An internal audit commented that reporting in this area needs to be improved.

Response Received From	Unit Manager Land & Property – Michael Collins
Corporate Manager	Manager City Property – Thuyen V-Alternetti
General Manager	General Manager City Development – Tony Lines

STAFF COMMENTS

The request to receive a report at least once a year on the extent to which tenants in Council Buildings are up to date with rent and meeting their other obligations under their leases is reasonable and can be accommodated by Administration.

It should be noted that the Land & Property Unit are still awaiting the provision of a property management software system through the Digital Transformation Project, which means that Council Property Officers are reliant on utilising a highly manual, time consuming, and cumbersome Excel spreadsheet process to manage property agreements and associated compliance documentation.

The number of agreements managed by the Unit has also increased from about 90 agreements one year ago to a current 114 agreements due predominantly to the individual Edwardstown agreements being issued, the new Mitchell Park Sports and Community Centre agreements, and SWBMX and Cove FC agreements being finalised. There has also been a very significant senior resource requirement from the team in negotiating and preparing these agreements together with the transition and handover processes involved with the new facilities which have come online.

Most of the agreements operate on different cycles with different commencement and expiry dates. The individual organisations also have their own expiry/renewal dates on their Certificates of Currency for Public Liability Insurance, copies of which are not provided to the clubs until after the renewal of their policy. Council's Property Officers undertake annual inspections of leased and licenced premises on a rolling basis. Prior to the inspection date a letter is sent to the tenants advising of the inspection and requiring that copies of the required compliance and Key Performance Outcomes documentation is provided either at the inspection or uploaded to the portal on Council's website.

The Land & Property team will work with the Finance Team to ensure that the up-to-date rental information is included in the annual report to Council.

It is proposed that the first report be provided to Council during the first quarter of 2023. A new Property Management software system should be operational by the second half of 2023. Once this is available it is expected that it will have the functionality to produce reports to give a snapshot of tenant/property status at any given time. It is proposed that the second annual report be provided following provision of the Property Management software system, and annually thereafter in July of each year.

17 Questions With Notice

17.1 Living Kaurna Cultural Centre	
Report Reference	GC220823Q17.1
Council Member	Mayor Kris Hanna

QUESTION

How did Council staff measure the success of the public event held at the Living Kaurna Cultural Centre in June 2022, which Council funded to the extent of $10,000, and what were the results (e.g. attendance numbers)?

SUPPORTING INFORMATION

Nil

Response Received From	Manager City Property – Thuyen Vi-Alternetti
Corporate Manager	Manager City Property - Thuyen Vi-Alternetti
General Manager	General Manager City Development – Tony Lines

STAFF COMMENTS

On 10 May 2022, Council endorsed the provision of $10,932 (ex GST) towards the Reconciliation Week Event at Living Kaurna Cultural Centre proposed for 1 June 2022 based on information provided by Southern Cultural Immersion (SCI) for this event (Report GC220510M13.1). There was a three week turnaround from funds approval to the event delivery date. The final amount paid to SCI was $10,535 (ex GST) due to the final budget being determined during the application process, in which minor corrections to GST was made for particular goods and services. The final amount was agreed by SCI and Finance Department as being correct before being dispersed.

The formal process for the funds dispersal and acquittal involved SCI submitting an application through City of Marion's SmartyGrants platform and subsequent acquittal in line with the resolution. The funds were spent according to their application.

As the provision of funds was not within an approved City of Marion grant program or guideline/s, there was no other significant reporting measures (eg demographics, success determinants, attendance numbers) required by SCI additional to the financial acquittal. Staff can confirm the following information was provided by SCI in relation to their event:

- Attendance was approx. between 500-600 (based on headcounts and cultural experience bookings, as provided by SCI)
- Hosted guided walk / tours of the site
- Cultural experiences including boomerang workshops, talks and weaving workshop
- Live Music and artist engagement
- Markets
- https://www.facebook.com/LivingKaurnaCulturalCentre - See June 3 post for pictures.

The event was subject to adverse weather (including low temperature and rain) and was hosted mid-week (mid-way through Reconciliation Week). It is considered that both of these elements impacted the optimal outcomes for the event. Positive feedback was received by SCI about the event.

17.2 Marion Council Cat Bylaws	
Report Reference	GC220823Q17.2
Council Member	Mayor Kris Hanna

QUESTION

In light of the CEO's public statement regarding Marion Council Cat Bylaws on 10 August 2022,

"The City of Marion endorsed By-law No 6 Cats 2021 in August last year. However, the provisions relating to keeping cats confined inside between the hours of 8pm and 7am do not come into effect until 1 January 2023. This timeframe was established in order to allow sufficient communication with the community regarding the changes."

- please list all of the occasions, since approval by the Parliament, when Council informed the public about the Cat Bylaw coming into operation on 1 January 2023.

SUPPORTING INFORMATION

Nil

Response Received From	Unit Manager, Marketing and Communications – Leah Holmes
Corporate Manager	Manager Customer Experience - Megan Bradman
General Manager	General Manager Corporate Services – Sorana Dinmore

STAFF COMMENTS

Activities for period Dec 2021- June FY22

A full marketing 'campaign plan' was introduced in **DEC-JUNE FY22** can be found here: Dev&Reg_By-Laws plan_Jan_June.xlsx

In December 2022 (27 December/ Jan 2022) the new By-Laws were introduced. At the time, the Marketing and Communications Unit met with the Development and Regulatory Services team to define the key components/elements of focus of the Communications and Awareness Plan.

The campaign (which ran from 27 Dec 2021 – March 2022) included:

- DL flyer in the rates notice inclusion – which went to 33,000 households
- A dedicated website landing page featuring the new by-laws and updates By-laws | About Council | City of Marion
- FAQs within the website: https://www.marion.sa.gov.au/about-council/by-laws?fbclid=IwAR3fTq5S4_B_MQ5BfEkdb9kHtImiEeYgiYKB6NdIedDFZ_G7SDI6WUdN5VQ
- Social media posts – Instagram and Facebook – open to full audience/following
- Website banner on the homepage
- ½ page inclusion in the February edition City Limits (40,000 households/businesses)

The post campaign report prepared by Marketing and Communications for Development and Regulatory Services for JAN-JUNE FY22 can be found here: Dev&Reg_MarComms_PCR Jan - Jun.pdf. This document outlines the activity/ and results in detail, including channels, timings, audience etc.

Activities for Financial Year 2022-23:

- This year's campaign plan JUL-JUNE FY23 can be found here: Dev&Reg_By-Laws plan_July22_June23.xlsx
- Activity will increase significantly from September – March 2023, with each month running as an education piece on each of the seven by-laws, including the Cat by-laws. This will include advising the community of the changes as well as promoting the existing rules.
- Sept/ Nov and Dec 2023 – the communications campaign will include direct emphasis on the effective changes to Cat curfew and roosters/peacocks by-laws as recently outlined in the https://indaily.com.au/news/local/2022/08/12/cats-dumped-amid-council-laws-confusion/

18 Motions Without Notice

19 Questions Without Notice

20 Confidential Items

20.1 Cover Report - CEO Annual Performance and Renumeration Review	
Report Reference	GC220823F20.1
Originating Officer	Manager People and Culture – Jessica Lynch
Corporate Manager	Manager People and Culture - Jessica Lynch
General Manager	- N/A

REASON FOR CONFIDENTIALITY

Local Government Act (SA) 1999 S 90 (2) 3

(a) information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of any person (living or dead)

RECOMMENDATION

That pursuant to Section 90(2) and (3)(a) of the Local Government Act 1999, the Council orders that all persons present, with the exception of the following persons: Manager People and Culture, be excluded from the meeting as the Council receives and considers information relating to CEO Annual Performance and Remuneration Review, upon the basis that the Council is satisfied that the requirement for the meeting to be conducted in a place open to the public has been outweighed by the need to keep consideration of the matter confidential given the information relates to personal affairs of the Chief Executive Officer.

21 Other Business

22 Meeting Closure

Council shall conclude on or before 9.30pm unless there is a specific motion adopted at the meeting to continue beyond that time.