



NOTICE OF MEETING

NOTICE IS HEREBY GIVEN that of a meeting of the **COMMUNITY SAFETY AND PLACE MANAGEMENT COMMITTEE** will be held:

DATE: Thursday 12 June 2014

TIME: 8.00am – 10.00am

PLACE: Councillors Room, Manly Council

COMMITTEE MEMBERS:

Councillors

Councillor Jean Hay AM, Mayor
Councillor Barbara Aird
Councillor Hugh Burns

Councillor Alan Le Surf
Councillor Candy Bingham
Councillor Steve Pickering

Other Representatives

Superintendent Dave Darcy
Mike Baird
Melissa Palermo
Malcolm Pearce
Jacquiline Smith
Gerard Dore
Wade Mitford
Sidar Demirbag
Amanda Watkins
Stuart Sprott
Ray Mathieson
Drew Johnson
Deb Patenall
Hania Norman
Cam Wall

Manly Police
NSW Member for Manly
Northern Beaches Health Promotion
Corrections NSW
Manly Community Centre
Manly Liquor Accord
State Transit Authority
Late Night Food Traders representative
Manly Drug Education & Counselling Centre
Community member
Community member
Manly Chamber of Commerce
Street Pastors
The Corso Precinct
Manly Youth representative

Council Staff

Leanne Martin
Anita Ugarkovic
Eric Poulos

Community Safety Coordinator
Manager, Regulatory Services
Manager, Community Services

All other Councillors are free to attend as observers and are invited to do so and to engage in discussions, but not in voting, on any matter before the Committee.

Kathryn Hayle
Divisional Manager, Human Services & Facilities
Date: 3 June 2014



AGENDA

COMMUNITY SAFETY AND PLACE MANAGEMENT COMMITTEE

MEETING TO BE HELD ON THURSDAY 12 JUNE 2014 AT 8.00AM

AT MANLY COUNCIL CHAMBERS, 1 BELGRAVE STREET, MANLY

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|---------------|---|
| ITEM 1 | Apologies and leave of absence |
| ITEM 2 | Declarations of Interest – Pecuniary
Non- Pecuniary |
| ITEM 3 | Confirmation of Minutes of Meeting held on 8 May 2014 and Matters
Arising |
| ITEM 4 | Police Report |
| ITEM 5 | Rangers Report |
| ITEM 6 | Correspondence |
| ITEM 7 | General Business brought to the Attention of the Chair Prior to the
Meeting and Approved for Consideration |
| ITEM 8 | Date for Next Meeting – 17 July 2014* |

*Please note that this date has changed and is the 3rd week of the month



MINUTES OF MEETING

COMMUNITY SAFETY & PLACE MANAGEMENT ADVISORY COMMITTEE

HELD THURSDAY 8 MAY 2014

NOTE: All minutes are subject to confirmation at a subsequent Ordinary Meeting of Council or Planning and Strategy Committee Meeting.

PRESENT:

Councillors

Cllr Jean Hay (Chair)
Cllr Alan LeSurf
Cllr Steve Pickering

Manly Council
Manly Council
Manly Council

Other Representatives

Supt David Darcy
Ray Mathieson
Jacqui Smith
Melissa Palermo
Malcolm Pearse
Stuart Sprott
Ged Dore
Sidar Demirbag
Amanda Watkins
Cam Wall
Drew Johnson
Deb Patenall

Northern Beaches Police Command
Community Member
Manly Community Centre & Services
Northern Sydney Health
Corrections NSW
Community Member
Manly Liquor Accord
Late Night Food Traders
MDECC
Manly Youth Council
Chamber of Commerce
Street Pastors

Council Staff

Leanne Martin
Eric Poulos
Donna Donoghue
Anita Ugarkovic

Community Safety Co-ordinator
Community Services Manager
Community Safety Officer
Compliance Manager

In Attendance

Tony Brown

Project Manager, ACAP

TO THE MAYOR AND COUNCILLORS OF THE COUNCIL

The **Community Safety & Place Management Advisory Committee** met on Thursday 8 May 2014 to consider the matters referred to it and now provides the following advice to Council.

OPEN The meeting commenced at 8.00am.

ITEM 1 Apologies and Leave of Absence

Cllr Barbara Aird, Cllr Candy Bingham, Cllr Hugh Burns, Amanda Farrar, Hania Norman

ACTION

WELCOME

Cam Wall, new Youth Representative.

Tony Brown – Project Manager of ACAP (Alcohol Community Action Project) – Tony attended the meeting at 9.00am so the committee meeting proceeded until 9am.

ITEM 2 Declaration Of Interest

Nil

ITEM 3 Confirmation of Minutes of Meeting held on 10 April 2014 and Matters Arising

ACTION

The April meeting minutes are anticipated to go to the Ordinary Meeting on Monday 12 May 2014 for notation. The following information updates the committee on previous actions:

3.1 Cycling enforcement: Manly Daily announced the blitz that is being planned. Last week Police conducted a preliminary awareness and education activity around West Esplanade and Manly Wharf area. A signage audit was conducted of the relevant cycling signage and Rangers and Police will meet to finalise enforcement operations.

3.2 Homelessness: The issue of homeless in the beachfront shelter sheds was subject of Manly Daily coverage that was supportive of the approach taken by Council and the Manly Community Centre. Subsequent letters to the editor have appeared positive.

3.3 Crime Prevention Plan Year 3 Grant Funding
NSW Crime Prevention Division has officially advised that Council were not successful in our application for funding towards the Market Lane Saturdays project. However, Council will receive \$26,454.64, for a project officer for one day per week, the establishment of a late night radio network and jackets for Street Pastors.

3.4 Safer Suburbs Taxi Security Project
Site assessments have been completed. Lighting upgrades completed at North Steyne. Trenching is commencing for CCTV cabling. Cameras should be activated by June. Artwork for signage plinths at both ranks is underway and options for the shelter at the North Steyne rank are being considered.

3.5 Liquor License Applications update
- **Harbour City Ferries:** no application lodged as yet
- **Aldi:** still under consideration
- **Hugo's:** still under consideration. Council preparing report for MIAP.

3.6 Waste Bins Update for East Esplanade
Advice from the Waste Manager is that there has been new street furniture (including bins) ordered for East Esplanade and placement is being planned

Recommendation:

The Committee recommends to the General Manager that the information be received and noted.

ITEM 4 Police Report

Superintendent Darcy reported that:

- Beach House (Shore Club) Hotel is closed and for sale. Hopefully a food oriented operator will buy.
- Police are working with CDAT on pro-active operations around secondary supply across the Northern Beaches.
- Drug detections are up
- Crime stable overall
- Police Station building should be commencing and completed within 18 months before Sydney Rd lease expires.

Recommendation:

The Committee recommends to the General Manager that the information be received and noted.

ITEM 5 Rangers Report

The Ranger statistics report was distributed. The Compliance Manager addressed the Committee about current issues including:

- Rangers issued five cycling infringements(in prohibited area) around West Esplanade and The Corso in last month
- Meeting held with Police and residents/complainants regarding Manly Wharf. Despite efforts both Police and Council have not yet found that the noise complained of to be 'offensive' and the complaints could not be substantiated. Residents involved have all been asked to call Night Rangers when problem is occurring so they can witness directly.
- Manly Wharf Hotel has applied to increase hours of operation on the eastern deck in order to have their liquor license in line with the DA consents that were ordered by Land and Environment Court. Comments to OLGR will reflect this.
- Waverley Council has ceased enforcing smoking bans.

Recommendation

The Committee recommends to the General Manager that the information be received and noted.

ITEM 6 Market Lane Saturdays

Community Safety Team presented on Market Lane Saturdays. Very positive overall as well as encouraging crime statistics. The presentation finished with the question: Where to Now? Funding to continue is not available from grant funding application. A budget bid was made. Proposed further discussion for June Meeting.

Recommendation

The Committee recommends to the General Manager that the information be received and noted.

CSC

ITEM 7 Alcohol Free Zone (AFZ's) Re-Establishment & Alcohol Prohibited Areas (APA's)

Report discussed. The AFZ is currently on public exhibition and open for community comment until 2 June 2014.

Questions and comments from Little Manly Precinct and The Corso Precinct were read out to committee.

Superintendent Darcy advised that with the new public space legislation (in the Summary Offences Act), Police do not have to rely on AFZ's or APA's to move people on anymore. Nevertheless it is valuable in The Corso as an alternative public space management option that is often needed in the late night entertainment zone. He reiterated that East Esplanade has not proved a policing/anti-social

behaviour problem but primarily a littering/amenity issue. It was suggested that it can be useful to assist with managing homeless.

Committee discussed 'alcohol restricted' option with possible night time only ban. It was also noted that whilst Police have alternative powers the Rangers still must rely on APA/AFZ to help manage public space. Overall it was agreed to retain the existing zone and encourage Rangers and Police to use the appropriate levels of discretion and tolerance depending on the situation.

Committee agreed that Delwood Beach should be included as an Alcohol Prohibited Area.

Recommendation:

The Committee recommends to the General Manager:

1. That Council re-establish the existing Alcohol Free Zone in the Manly CBD for another four year period.
2. That Delwood Beach be included as an Alcohol Prohibited Area.

ITEM 8 Correspondence

8.1 Letter from Mr Ian Irwin regarding dangerous cycling on Marine Parade

Letter tabled regarding collision between a cyclist and dog causing injury and the congestion and danger of cycles on Marine Parade on the weekends. The area is already prohibited to cyclists on the weekend but is regularly ignored. This area will be patrolled and will be considered in enforcement activities. A check of signage will also be undertaken. A letter will be prepared to reply to Mr Irwin.

8.2 Letter from Clontarf Precinct re Clontarf Marina DA safety concerns

It was requested by the chair of the Clontarf Precinct that this issue be considered by the Safety Committee. Cllr Pickering and the Mayor advised that a Notice of Motion regarding this issue had been prepared for discussion at the next Council Meeting (12 May) where it would be more appropriately dealt with. Precinct will be advised via the Precinct Co-ordinator.

8.3 Quarterly Report from Manly Community Centre Homeless Outreach Service

Tabled. A copy will be distributed with minutes.

8.4 Letter of reply from The Hon George Souris MP Minister for Tourism, Major Events, Hospitality and Racing re support for NAAPA

Tabled. This letter is the last in a series of responses from the State Government following a letter sent by Council last November.

Recommendation:

The Committee recommends to the General Manager that the information be received and noted.

ITEM 9

9.1 General Business

Manly Wharf Hotel

Further clarification was requested regarding Manly Wharf Hotel and the application regarding the eastern deck. Can it be established whether this outdoor area will be only used for smoking not drinking?

9.2

Hugo's Manly Wharf

Hugo's Development Application was discussed in December 2013 and further in February 2014. Staff provided comments following committee discussion. Committee members sought clarification on their role as some had been recently contacted. Manly's improving image on alcohol use and licensing issues was noted. On a previous discussion about a liquor license on the ferry, where consensus was not reached, a vote had been taken. The Committee was reminded that it is an advisory committee to the General Manager.

Recommendation:

The Committee recommends to the General Manager that the information be received and noted.

**ITEM 10 Guest Speaker: Alcohol Community Action Project (ACAP)
Project Manager, Tony Brown**

Mayor introduced Tony Brown as the Project Manager for The Alcohol Community Action Project (ACAP) is a pilot project that supports people and organisations, who want to prevent and redress alcohol-related harms in their communities across NSW in collaboration with the NSW government, local councils, police, health and the industry.

He discussed a variety of issues including liquor licensing systems, processes and related regulations to address their alcohol-related concerns, the 'Newcastle Conditions' which resulted in a reduction in alcohol-related assaults and stronger and more diverse night-time economy.

He congratulated Manly on the positive results that have been achieved through the voluntary co-operation of stakeholders. He suggested that in order to be sustainable, conditions need to be legislated and not based on goodwill alone.

Recommendation:

The Committee recommends to the General Manager that the information be received and noted.

NEXT MEETING DATE: 12 June 2014

Meeting closed 10.05am



TO: Manly Community Safety and Place Management Committee
MEETING DATE: Thursday 12 June 2014
AUTHOR: Leanne Martin, Community Safety Coordinator
SUBJECT: Item 3.3: **Update on Grant Funded projects**

1. Introduction

This report provides and update on the grant funding received for two crime prevention projects:

- a. Safer Suburbs Federal Government grant funding taxi rank project.
- b. Crime Prevention Plan NSW State Government funding for late night radio project and Street Pastor jackets.

2. Information

Safer Suburbs Federal Grant Funding – Taxi ranks

- LED floodlighting has been installed to cover the North Steyne (beach side) taxi rank.
- CCTV cameras are now installed and operational at the North Steyne taxi rank.
- The purchase and installation of bollards and retractable barrier tape for the North Steyne taxi rank is underway.
- A feasibility study has been conducted by the Urban Services department on the construction of a taxi rank shelter at the North Steyne Taxi Rank, by the existing bus stop at this location (photo A attached).
- New information plinths have been designed and will be installed at the North Steyne and Belgrave Street taxi ranks.
- Following late night audits and extensive interviews with taxi security at the Belgrave Street Taxi rank a proposal is being prepared to extend the Belgrave Street rank to allow taxis to pull into the area currently assigned for the hop skip and jump bus. This extension would be limited to between 10.30pm and 5.00am on Friday and Saturday nights. This will then not impinge on current day time bus services and will assist the security in increasing the flow of the taxis at night peak times, potentially deterring alcohol related incidents by waiting passengers (photo B attached).

Late Night Radio and Street Pastors Project

- Initial trials are being conducted with radio communication companies to investigate the feasibility and costing of the multi-radio network.
- A planning meeting has been held with a quorum of late night traders who are fully supportive of the operation of the system on a 12 month trial process.
- A meeting with the street pastors co-ordinator is planned in the coming weeks to discuss an appropriate design and supplier for the street pastor jackets.

Our application for the NRMA 2014 crime prevention grants was not successful.

3. Recommendation

A possible recommendation is that the Committee recommends to the General Manager that a permanent bus/taxi shelter be installed at the North Steyne Taxi Rank by the existing bus stop on North Steyne.

Leanne Martin
Community Safety Coordinator
Manly Community Safety and Place Management Committee
2 June 2014



TO: Manly Community Safety and Place Management Committee
MEETING DATE: Thursday 12 June 2014
AUTHOR: Leanne Martin, Community Safety Coordinator
SUBJECT: Item 6: **Correspondence**

1. Introduction

Last month at the May meeting, Tony Brown, Project Manager from the Alcohol Community Action Project attended and spoke about alcohol related issues, liquor licensing and community advocacy. He has since followed this up with a comprehensive letter addressed to the Mayor and it was agreed that this be put on the agenda for discussion and consideration by the committee.

2. Information

Please see the attached letter.

3. Possible Recommendations

1. The Council (or committee) acknowledges the invaluable contribution the Alcohol Community Action Project (ACAP) managed by Tony Brown of supporting and empowering local communities prevent alcohol related violence and associated harms.
2. The Council make recommendations to the Prime Minister and NSW Premier to urgently allocate sufficient funding to ensure the continuing operation of this community advisory and support service that is preventing alcohol related violence.

Leanne Martin
Community Safety Coordinator
Manly Community Safety and Place Management Committee
2 June 2014

Attachment 1: Letter from Tony Brown



14 May 2014

Mayor Jean Hay
1 Belgrave Street
Manly NSW 1655

Dear Mayor Hay

Manly Council – Leading the way in alcohol harm prevention

Thank you for kindly inviting me to address your community safety committee on 8 May 2014.

I wish to reiterate my acknowledgement of Manly Council's impressive leadership role (under your guidance) in supporting local communities to effectively prevent alcohol related harms.

In doing so, I also acknowledge the invaluable cooperation and assistance provided from your Council officers including Leanne Martin, Superintendent Darcy, the liquor industry representative and all other members of the Council's Safety committee.

I would be pleased to share my above acclamation with the *Manly Daily* and other media.

As the level of Australian government closest to communities, the critical role of local government in preventing alcohol related harms has been for too long, both underutilised and undervalued.

I recognise that Manly Council has the real potential on a non-partisan basis, to play a pivotal role by its demonstrable actions and advocacy, to lead local government in NSW in effective alcohol related harm prevention measures and genuine community engagement.

We are of course, also dependent upon consistent and coordinated leadership and action from both State and Federal governments.

I suggest one vehicle for Manly Council to demonstrate its community leadership credentials would be effective promotion and advocacy through the Local Government NSW (LGNSW).

Current situation

Our quick analysis of publicly available BOCSAR crime related data for the suburb Manly suggests that the recent promising and welcomed improvement in alcohol related non domestic violence may be quite fragile or tenuous and it could be too early to confidently suggest that Manly may have "turned the corner".

I note unlike Newcastle and the more recent Sydney Entertainment Precinct (SEP) liquor conditions, the Manly “conditions” including a lockout and 3am closing are voluntary and are reliant in the first instance on cooperation and goodwill between the Police and licensed premise owners and managers.

The nature of this local Police/industry relationship and the presence of individual leaders cannot be guaranteed by Council. This is why I recommended that the current Manly voluntary conditions be made immediately enforceable and form part of individual premises’ license conditions.

For ease of implementation and consistency, our preference is for the state-wide adoption¹ and associated independent evaluation of the proven Newcastle or SEP trial conditions across all NSW late trading licensed premises.

Some other regional communities such as Byron Bay and Tamworth who currently have 3.00am closing would substantially benefit from reductions in these times. The best independent estimates suggest a 20% reduction² in reported alcohol related non domestic assaults for every one hour reduction in late trading.

There are of course other more complex, costly and time consuming (unsuccessful) bureaucratic processes of attempting to achieve precinct wide enforceable license conditions in various communities across the state. Your Council has particular experience with this very difficult process.

Other suggestions – within Council

1. Creation of an **informal interagency group** consisting of Council Community Safety Officer, Licensing Police, OLGR enforcement representative and Health representative to meet and consider all liquor related DAs (and proposed amendments eg s96) and liquor related license applications including Extended Trading, PSA, removals etc arising within your LGA
2. **Review internal Council mechanism** of timely and effectively responding to all Liquor license related applications. This is a shared responsibility between the planning function (does the application have planning consent?) and the overriding public safety/social impact responsibilities of Council towards the community.

It is my observation that far too many Councils neglect the second aspect of “social impact” and the “cumulative impact” of an increase in liquor outlet density and extended trading, whether it be at the DA planning approval level or the usual consequential liquor licensing approval process involving ILGA that requires local government input.

Manly Council could ensure and maintain that it has a streamline internal administrative collaborative process with minimal “red tape” that ensures any adverse social impact or “detriment” of a liquor related proposal (DA or license matter) is adequately and timely reflected in all recommendations from Council.

¹ See <http://drinktank.org.au/2014/04/fiction-on-alcohol/>

² <http://theconversation.com/earlier-pub-closing-times-key-to-reducing-alcohol-fuelled-assaults-23829>

3. I would encourage Council to regularly review its **Planning instruments** and related guidelines, policies and procedures to ensure they wherever possible
 - a. Reflect contemporary independent research findings on the most effective and cost saving measures to prevent and minimise alcohol related harms
 - b. Require all liquor related proponents provide sufficient evidence (quality and quantity) and other information to support contentions of “no” or minimal adverse social impact associated with their application³
 - c. Within the overall requirements of the Planning Act, encourage and promote a high level of informed local community consultation with and between Council and the proponent. This is consistent with [State Plan 2021](#) “Goal 32” - increased community participation and involvement in local decision making
 - d. Are flexible enough to respond to contemporary issues such as the known harms associated the proliferation of packaged liquor outlets and the dangerous discounting of alcohol
 - e. Encourage the state government to amend planning laws to give local communities a greater say (and flexibility) on what type of liquor related developments are suitable on various different forms of land zones (consistent with above “Goal 32”)
 - f. Encourage the objective of “public/community safety” as a key goal of any new NSW planning laws
4. Kindly **promote ACAP’s free independent advisory service** to local communities within the LGA. This will contribute to a much better informed community when confronted with possible problematic liquor related development proposals and promotional/pricing campaigns
5. Consider the **engagement of expert social planners** (experienced in liquor related assessments and litigation) in the independent evaluation of controversial/problematic liquor related DAs
6. Consider more “**class action**” **appeals** by local government against liquor related decisions of the NSW Land & Environment Court to countervail the power of very large and well-funded liquor proponents
7. Consider hosting a collaborative **Local Government workshop** in partnership with ACAP on “planning and assessment of liquor and gambling related developments and licenses – the social impact – shared responsibilities – building partnerships”.

It is our experience that there is a skills deficit within local government (excluding Manly) of specialised knowledge and experience associated with liquor and gambling related matters across the planning/community safety siloes. We liaise⁴

³ ILGA’s guideline on social impact assessment is useful given the similarity between the planning and liquor assessment process

http://www.ilga.nsw.gov.au/resource/reports/Authority_Guideline_6.pdf

⁴ See this NAAPA presentation <http://www.fare.org.au/wp-content/uploads/2012/12/Alison-Ziller-talk-24-Oct-2013-+-slides.pdf>

with one of the very few environmental planning⁵ lecturers (Dr Alison Ziller Macquarie University) who includes a liquor related component in her course.

Other government agencies such as ILGA, OLGR, Health (population and promotion), Police, Housing etc may also be interested as would some community/resident members.

Other suggestions – Council advocacy

8. Encourage the Federal government to review its regulation of **liquor promotions** on mainstream media and on-line cyberspace, particularly given its known adverse impacts upon young and vulnerable children
9. Encourage the NSW government to review its **liquor promotion guidelines** particularly as they relate to the continuing approval of heavily discounted liquor shopper dockets⁶
10. Encourage the Federal and NSW governments to review the **pricing/taxation of alcohol** (no ordinary commodity) and its current availability and supply cheaper than some bottled water and soft drink

A recent NDARC study⁷ found that local community action on its own no matter how well-meaning was insufficient in deriving substantial and sustained reductions in alcohol related harms. This “missing” ingredient being effective complementary evidence - based state/federal laws.

With your leadership, the broad support of the Council’s safety committee and the overall willingness of Manly Council to positively influence its State and Federal counterparts, I am encouraged and convinced of the Council’s capacity to achieve a sustained improvement in the levels of community and family safety and well-being in the Manly LGA.

I would also welcome your urgent advice on how we can urgently attract some sustainable source of funding for the ACAP trial (that includes my advisory position) concluding on 30 June 2014.

Please don’t hesitate to contact me if we can provide any additional advice or assistance

⁵ Some of these symposium papers may be of relevance to such a LG workshop
<http://envirogeog.mq.edu.au/research/gse.html>

⁶ See for example <http://drinktank.org.au/2014/05/drink-tank-investigates-supermarket-secrets/> ,
<http://drinktank.org.au/2014/05/shopper-dockets-the-olgr-investigation/> . The second article refers to Woolworths’ reliance on a report by a UK Prof. Furnham, the same person I mentioned suggested that it was ok to promote alcohol to kids as it toughened them up against capitalism. See also <http://drinktank.org.au/wp-content/uploads/2014/05/Document-44.pdf> OLGR complains of intimidation
⁷ <https://ndarc.med.unsw.edu.au/news/communities-can%E2%80%99t-go-it-alone-cut-alcohol-related-violence-australian-world-first-study> and <http://www.smh.com.au/nsw/communities-cant-stop-binge-drinking-on-their-own-says-new-study-20140312-34mke.html>

Yours sincerely

A handwritten signature in black ink, appearing to read 'Tony Brown', with a stylized, flowing script.

TONY BROWN
ACAP PROJECT MANAGER