

Ordinary Council Meeting

Supplementary
business paper

Tuesday 25 March 2025



Randwick City Council
a sense of community

ORDINARY COUNCIL MEETING – SUPPLEMENTARY BUSINESS PAPER

Notice is hereby given that an Ordinary Council meeting of Randwick City Council will be held in the Council Chamber, 1st floor Town Hall building, 90 Avoca Street, Randwick on Tuesday, 25 March 2025 at 7pm

Questions with Notice – Responses from Director City Services

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Ray Brownlee, PSM
GENERAL MANAGER

Question with Notice No. QN3/25

Subject: Question with Notice from Cr Veitch - Assessing and Protecting Aboriginal Cultural Heritage at Snape Park, Maroubra

Question:

1. Was Everick engaged to conduct the investigation at Snape Park following an EOI process or appointed directly?
2. Were all local First Nations stakeholders notified and by what process?
3. Can you please confirm which of the below steps have been (or are intended to be) followed in accordance with the Aboriginal Cultural Heritage Consultation Requirements for Proponents (2010) in order to protect Aboriginal Cultural Heritage at Snape Park?

1. Determine the Need for Assessment

Prior to commencing development, an initial review must be undertaken to establish whether Aboriginal cultural heritage may be impacted. This involves:

- Checking the Aboriginal Heritage Information Management System (AHIMS) database for registered sites.
- Conducting a preliminary site inspection.
- Consulting with Heritage NSW to determine if an Aboriginal Heritage Impact Permit (AHIP) is required.

2. Notify and Consult with Aboriginal People

If an assessment is required, the proponent must:

- Publicly notify the project through appropriate channels, including local newspapers and the NSW Government Gazette.
- Seek expressions of interest from Aboriginal stakeholders who wish to be involved in the consultation process.
- Develop a list of relevant Aboriginal stakeholders in consultation with Heritage NSW.

3. Undertake Cultural Heritage Assessment

This process should include:

- Engaging Aboriginal stakeholders to incorporate cultural knowledge and perspectives.
- Conducting an Aboriginal Cultural Heritage Assessment (ACHA), including:
 - On-site surveys to identify cultural and archaeological significance.
 - Test excavations where required.
 - Ethnographic and oral history studies.
- Documenting findings in an ACHA report that details cultural values, potential project impacts, and mitigation strategies.

4. Review and Respond to Stakeholder Input

- Aboriginal stakeholders must have the opportunity to review and comment on the draft ACHA report.
- The proponent should consider and incorporate feedback where feasible to minimize cultural heritage impacts.

5. Submit an AHIP Application (if required)

If avoidance is not possible and Aboriginal objects or places will be affected, an AHIP must be sought. The application should include:

- The final ACHA report.
- Evidence of stakeholder consultation and efforts to minimize harm.
- Proposed mitigation measures.

6. Implement Mitigation Strategies

Once approvals are granted, mitigation measures should be enacted, such as:

- Redesigning the project to avoid heritage sites where possible.
- Salvage excavation and relocation of artefacts if necessary.
- On-site monitoring by Aboriginal stakeholders during development activities.

7. Ongoing Compliance and Reporting

- The proponent must comply with all AHIP conditions and ensure continuous engagement with Aboriginal stakeholders.
- Any unexpected discoveries of Aboriginal objects must be reported immediately to Heritage NSW.
- Post-development reporting may be required to document how cultural heritage was managed throughout the project.

Background:

I understand that a basic Aboriginal Cultural Heritage investigation / due diligence survey has been conducted at Snape Park by Everick, with two holes being dug. I have been informed that at least one artefact was found.

The Bidjigal people occupied this area for thousands of years and continue to do so to this day. Over 30,000 artefacts were found nearby at the Light Rail Stabling Yard during investigations there. As such it would be expected that all necessary steps would be taken to assess land for development in accordance with the *Aboriginal Cultural Heritage Consultation Requirements for Proponents (2010)* and the *National Parks and Wildlife Act 1974* in order to protect Aboriginal cultural heritage.

Response from Director City Services:

1. Everick Heritage Pty Ltd is a subconsultant engaged under lead consultant Sam Crawford Architects whom were engaged by Council Officers.
2. In accordance with the Aboriginal Cultural Heritage Consultation Requirements for Proponents (2010), and after correspondence with all relevant authorities, all local First Nations stakeholders were notified of the project and issued an invitation to participate in the consultation process.
3. Please see below current status of the Aboriginal Cultural Heritage Consultation Requirements for Proponents (2010) in order to protect Aboriginal Cultural Heritage at Snape Park:

Determine the Need for Assessment	Complete
Notify and Consult with Aboriginal People	Complete
Undertake Cultural Heritage Assessment	Draft Complete
Review and Respond to Stakeholder Input	Planned
Submit an AHIP Application (if required)	Planned
Implement Mitigation Strategies	Planned
Ongoing Compliance and Reporting	Construction stage

Submitted by: Councillor Veitch, West Ward

File Reference: F2019/01523

QN3/25

Question with Notice No. QN4/25

Subject: Question with Notice from Cr Veitch - Underground Bore Line at Snape Park, Maroubra

Questions:

1. When was the underground bore line installed under Snape Park?
2. Who owns it?
3. Who was the consent authority?
4. What permissions were granted by Council and on what dates?
5. Was the line installed before or after the existing infrastructure was constructed?
6. At what point does Council generally investigate underground infrastructure / utilities when planning new developments?

Response from Director City Services:

1. Consent to sink the bores in Snape Park was made by Council resolution of Ordinary Council Meeting on **5 March 1968**.
2. Opal Group hold the Water Access Licences (WAL).
3. The Council of the Municipality of Randwick as Trustee appointed under the Public Parks Act of 1898.
4. Permission for pipeline fees Beauchamp, Denison, Perry St - Resolution 19 December 1961
Permission for pipeline fees McCauley Street - Resolution 30 August 1967
Permission to skin bores Snape & Nagle - Resolution 5 March 1968
Permission for pipeline fees Snape Park to Paper Mill - Resolution 28 June 1974
5. The bores were sunk before existing structures were constructed.
6. Service Investigations for Council projects are undertaken in the early planning phase, to identify feasibility of project being located on the site proposed. Servicing Engineers are appointed through Council's lead design consultant to provide design advice on dealing with underground services so true costs and risks may be included in the proposals recommended to Council.

Submitted by: Councillor Veitch, West Ward

File Reference: F2024/00641