



Memo

Community and Environmental Services

To: Councillor Christina Kirsch
Cc: All Councillors
From: Gayle Sloan
Director Community and Environmental Services
Date: 28 September 2009
Subject: Request for update - Curl Curl Lagoon Friends Inc
Link: 2009/130497; 2009/129584

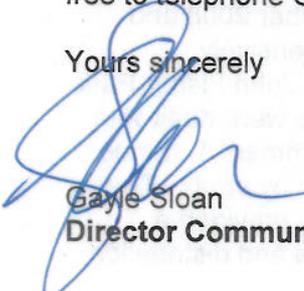
Dear Councillor Kirsch

I refer to your email to the General Manager dated 14 September 2009 in which you forwarded a request from the Curl Curl Lagoon Friends Inc. for an update on activities being undertaken in the Curl Curl Lagoon and John Fisher Park area.

Please find attached a letter that has been sent to the Curl Curl Lagoon Friends outlining recent updates that have been provided to the group by Council staff, and a further update on current activities.

I trust this information has addressed the issue and if you have any further enquires please feel free to telephone Gareth Curtis, Manager Natural Environment on 9942 2111.

Yours sincerely


Gayle Sloan
Director Community and Environmental Services



**Warringah
Council**

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28 September 2009

Ms Lorna Plate
Secretary
Curl Curl Lagoon Friends Inc
PO Box 463
BROOKVALE NSW 2100

Dear Ms Plate

Re: Updates on Curl Curl Lagoon Rehabilitation Projects

Thank you for your email of 14 September 2009.

There have been a number of changes to the way in which Council consults with community groups, and these have now been determined in Council's Strategic Community Engagement Framework which was adopted by Council on 26 May 2009. As you are aware, these changes removed the formal reporting framework of the Dee Why Curl Curl Estuary Floodplain Management Committee, but retained the option for a community based Committee, that would be run by the community groups (including yours). I would strongly encourage you to utilise this new framework to continue the momentum that your group has built up over the past 29 years.

In terms of providing updates, I have been advised that staff have in fact spent a lot of time consulting with your group over the last 12 months, in particular during December 2008 and January 2009, when representatives of the Curl Curl Lagoon Friends were extensively consulted in relation to concerns over the development of the netball courts at John Fisher Park. I understand a total of four briefings were held and the concerns of the Friends were dealt with comprehensively in the final Community Agreement which is provided at Attachment 1. Since that time, there have been three updates sent to representatives of your group by email. These updates are provided at Attachments 2, 3 and 4 for your reference. Staff have provided a further update in response to your enquiry (at Attachment 5) for your reference and distribution to your group.

I trust this information has updated you on the activities that Council is undertaking in Curl Curl Lagoon and John Fisher Park, and has addressed your concerns. If the Curl Curl Lagoon Friends have changed the nominated contact person for further communication, please advise our staff accordingly and I will ensure that future updates are sent to these nominees.

Thank you for taking the time to write to me regarding this important natural asset. If you have any further queries, please don't hesitate to contact Mr Todd Dickinson of our Natural Environment Unit on (02) 9942 2111.

Yours faithfully

Rik Hart
General Manager

c.c: All Councillors

Attach.

ATTACHMENT 1

**Signed Copy of Amended Community Agreement
Provision of Netballing and
Community Facilities**

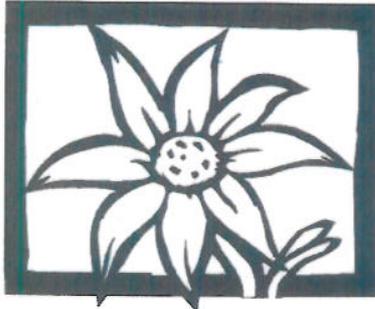


WARRHOLME COMMUNITY COUNCIL

WARRHOLME COMMUNITY COUNCIL
AGREEMENT

Provision of Netballing and
Community Facilities

John Fisher
Councillor



Warringah Council

**AMENDED COMMUNITY
AGREEMENT**

***Provision of Netballing and
Community Facilities***

John Fisher Park,
Curl Curl

Amended Community Agreement

Between:

Warringah Council

and

John Fisher Park Community Group

and

Curl Curl Lagoon Friends Incorporated

and

Manly Warringah Pittwater Sporting Union Inc.

and

Manly Warringah Netball Association Inc.

Introduction

Warringah Council has, over a number of years, been endeavouring to provide a resolution to the infrastructure requirements of netball on the Northern Beaches of Sydney. Particularly, efforts have concentrated on the Manly Warringah Netball Association Inc.'s preferred option of providing a full complement of hard-surfaced netball courts in one centralised location.

This has involved proposals to further improve and develop existing facilities at John Fisher Park, Curl Curl, as well as extensive investigations into alternative sites within Warringah including sportsfields adjacent to the Warringah Aquatic Centre, Crown land in Myoora Road Terrey Hills, Nolan and Passmore Reserves Manly Vale, the Narrabeen Sporting Academy and Crown land in Challenger Drive, Belrose. Despite lengthy and detailed investigations, Council has exhausted opportunities for an alternative, consolidated netball venue which is also affordable, available and acceptable to the community.

During the past five (5) years Warringah Council has consulted with a significant number of landowners, government agencies and other sporting stakeholders with a view to identifying and acquiring a new site. Given that there now appears to currently be no practical or affordable alternative site, it is proposed to undertake limited further development of John Fisher Park to support a centralised approach for netball at that site.

It is noted however that Council at its meeting of 11 December 2008 resolved that staff continue to monitor potential new sites capable of holding 38 court solution or more (that is those that have not previously been looked at), as they become available, as a long term

solution to netball. Further, as per the resolution, Council staff will investigate the feasibility of a purpose built indoor facility that provides access to multiple sports on a user pays basis.

Purpose

The purpose of this Amended Community Agreement is to capture the agreements that have been reached by the parties involved in discussing this matter in December 2008 and January/ February 2009 and provide a framework within which the parties will work together to implement these agreements. It also establishes principles and commitments to be observed by each of the parties in delivering a shared vision for John Fisher Park as a recreation, sporting and community hub that can be enjoyed by all, providing netball, general recreation infrastructure and community benefit.

Principles

The principles of this Amended Community Agreement are as follows:

1. The parties will work together with positive intent and utilise their best endeavours to enter into this Amended Community Agreement which includes all parties, by Friday 27 February 2009.
2. The parties agree that limited further development of John Fisher Park, Curl Curl will provide a satisfactory solution for a centralised venue for netball on the northern beaches. In accord with the Council resolution of 11 December 2008, Council staff will however continue to examine new sites as they become available that is capable of accommodating 38 netball court solution or more as a long term solution for netball.
3. The parties acknowledge that such development should be limited only to that permitted in the current Plan of Management for the site, and as detailed in this Amended Community Agreement.
4. The parties agree that the scope of further development referred to above shall include the provision of additional 10 hard-surface netball courts, at John Fisher Park, the intention of this location and approach is to minimise the amount of additional hard surfaces located in the park, and requires:
 - conversion of the existing asphalt car park adjacent to the Curl Curl Youth and Community Centre to enable the provision of 3 multi-purpose carparks/ courts;
 - hard surfacing of 4 grass courts at the rear of the Curl Curl Youth and Community Centre;
 - construction of 1 hard court on the unmade overflow car park beyond the existing asphalt car park; and
 - hard surfacing of 2 grass courts west of existing asphalt courts.

as detailed in Annexure A to this Agreement. The surface of all these courts is to be sealed with an acrylic sealant such as Plexipave or similar. Construction on these courts is to commence as soon as practicable, allowing for appropriate approval and tendering processes to occur, construction will commence no later than 30 June

2009. The cost of these works and associated infrastructure is \$1.5 million. Netball as part of this agreement will be contributing \$150,000.

5. The parties agree that netball will have in total 48 playable courts (25 hard and 23 grass courts) at John Fisher Park, which it will have access to summer and winter, as per seasonal allocation by the Sporting Union, which envisages softball will have access to such courts in the summer. At the commencement of each season, or when necessary, MWNA will advise representatives of Council, CCLFI and JFPCG of its playing days.

6. Improved traffic management at the site, with a initial cost of \$112,000. The parties have agreed that it is necessary for-

- Council to improve enforcement at the site and to conduct a review of traffic and parking to occur once the final agreed scheme is accepted by all parties;

An additional six (6) parking spaces have been located at the front of the Curl Curl Youth Club, on Abbott Road at a site that is currently unused road reserve;

- MWNA as part of its allocation of grounds to review how to better manage peak periods; and
- Council to approach the RTA to look at amending the sequencing of traffic control lights at Harbord/ Abbott Road.

7. The parties agree that, in recognition of the strong presence netball has at John Fisher Park, further improvements should also be made to enhance the parks use as a passive recreation and community area for local residents and families.

These improvements to Stirgess Avenue Reserve, are to be undertaken in a manner that ensures the transition of sports away from this Reserve without disruption to existing sporting use. The works are to be carried out in the 10,000sqm area presently occupied by grass netball courts and softball fields on the southern side of Greendale Creek, to the east of Weldon Oval and immediately north of Stirgess Avenue. These enhancements will be commenced as soon as practicable after the transition of the sporting users as a result of works to be done at clause 4 above, to ensure return to a passive community area in accord with the landscape at Annexure A.

8. The parties agree that, having regard to the Plan of Management and with the exception of the above and any minor amenity requirements including toilets and changerooms, no further sporting infrastructure such as hard-surfacing of courts, bitumen carparks or grandstands for spectator purposes be proposed for future development at John Fisher Park.

9. Curl Curl Youth and Community Centre

The parties agree that the Curl Curl Youth and Community Centre will continue to operate servicing both community and sporting needs. The Centre is valuable asset in meeting the demand for indoor sports such as badminton, basketball, life ball, netball and soccer, as well as catering for other community needs such as the local youth club, playgroups, vacation care and other one-off community events.

10. Greendale Creek/ Curl Curl Lagoon

The parties acknowledge that the Curl Curl Lagoon and environs are an important part of Warringah's environmental landscape, and significant and important works has been undertaken to rehabilitate and maintain this site to date. The parties agree that further management actions should be taken together in these locations to meet the objectives outlined on the Curl Curl Lagoon Estuary Management Plan (2000) including Stage 4 projects. The parties acknowledge that implementation of works in estuaries is complex and requires careful planning before the execution of major works.

To this end, the parties acknowledge that Council has entered into an agreement for groundwater testing at the Lagoon in February 2009, as well as pollution testing at this site. The purpose of this assessment is to determine the status of groundwater, level of potential contaminants and to look at the results of groundwater analysis and impacts on Greendale Creek and the Lagoon in the context of the rehabilitation of the water body.

This tender will assist Council to close scientific data gaps and will assist Council to determine what further appropriate cost effective rehabilitation methods will be necessary to be utilised for the Lagoon and environs.

Council is committed to providing the community with updates as to the progress of these studies at regular six monthly intervals. Further in the event that further research is required, where possible, Council will run these processes concurrently, to assist in determining in the shortest possible time what remediation and rehabilitation works are necessary and appropriate.

In the meantime Council will also continue with current bush regeneration and rehabilitation programs on site, including rehabilitation of the riparian zones.

The parties agree to continue to work together to identify further environmental activities and enhancements that could be undertaken as part of the Amended Agreement at John Fisher Park and/ or Curl Curl Lagoon to maintain and improve this valuable site.

11. JFP Landscaping and Playground Equipment

The parties agree to undertake replacement tree planting being a ratio of 5 replacement indigenous plants for each tree removed in providing the additional 10 hard courts. It is further agreed that additional tree planting will be undertaken in accordance with the Landscape Plan at Annexure A.

Further, Council and the Community have agreed that there should be a playground located at the end of the netball courts approaching Park Street bridge crossing. Council has committed as a result of these negotiations to spend an additional \$186,000 on the landscape and community enhancements as part of this agreement. See Annexure B.

12. In the event that any development of John Fisher Park outlined in the Amended Agreement is deemed to require an amendment to the existing Plan of Management for John Fisher Park, the parties agree to support any such amendments.

13. The parties agree that all reasonable efforts will be made by all parties to prepare, agree and enter into an Amended Agreement by the 27 February 2009. However the parties accept and acknowledge that in the event, an Amended Community

Agreement cannot be reached to the satisfaction of all parties, the existing Community Agreement remains in place and Council and the parties to that Agreement are entitled to rely on this Agreement and proceed with the works contained within.

14. The parties have worked together with continued co-operation, positive intent and goodwill and will continue to work together.

Commitments

In addition to the principles agreed to by all parties above;

A. **Warringah Council** agrees to:

1. Actively ensure that Commitments made under this Agreement are delivered in full.
2. Fund and construct new infrastructure at John Fisher Park in accordance with the future developments outlined in this Amended Community Agreement, that is fit for purpose.
3. Facilitate, implement and enforce improved traffic management arrangements in the vicinity of John Fisher Park during the netball season, including the restriction of overflow spectator parking on parkland areas.
4. Implement the agreed environmental, landscaping and recreation improvements and obligations contained in this Agreement, and advise the JFPCG and CCLFI as contained in this Agreement.
5. Pursue amendments to the Plan of Management for John Fisher Park as may be necessary to give effect to the improvements outlined in this Agreement.
6. Other than as provided by this Agreement, not decrease the usage of any parcel of land categorised as sportsground within John Fisher Park without the Agreement of the Manly Warringah Pittwater Sporting Union Inc.

B. **Manly Warringah Pittwater Sporting Union Inc.** agrees to:

1. Not pursue further requests for sporting infrastructure at John Fisher Park beyond that outlined in this Agreement and the Plan of Management.
2. Actively ensure that Commitments made under this Agreement are delivered in full.

C. **Manly Warringah Netball Association Inc.** agrees to:

1. Accept that improvements to John Fisher Park proposed in this Agreement constitute fair and reasonable provision of regional netball facilities by Warringah Council.
2. Acknowledge that, should future demand indicate that additional netball courts are required, these additional courts should be provided in a separate location.

3. Commit funds in the amount of \$150,000 as a contribution toward hard-surfacing of outdoor netball courts at John Fisher Park, as outlined in this Agreement.
4. Not pursue further requests for sporting infrastructure at John Fisher Park beyond that outlined in this Agreement.
5. Actively ensure that all Commitments made under this Agreement are delivered in full.

D. John Fisher Park Community Group and Friends of Curl Curl Lagoon Inc. agrees to:

1. Actively ensure that Commitments made under this Agreement are delivered in full.

Signed for and on behalf of **Warringah Council** by:

(Name) *Melinda Ryan*
 (Position) *AI General Manager*
 (Signature) *M Ryan*
 On:
 (Date) *24/2/09*

Signed for and on behalf of **John Fisher Park Community Group** by:

(Name)	<i>DEBORAH MOFFAT</i>	<i>CHRIS THOMAS</i>
(Position)	<i>CO-CONVENOR</i>	<i>CO-CONVENOR</i>
(Signature)	<i>D Moffat</i>	<i>Chris Thomas</i>
On:		
(Date)	<i>26.2.09.</i>	<i>26 FEB 2009</i>

Signed for and on behalf of **Manly Warringah Pittwater Sporting Union Inc.** by:

(Name) *ERIC GALLOWAY*
 (Position) *PRESIDENT*
 (Signature) *E Galloway*
 On: *26th Feb 2009.*
 (Date)

Signed for and on behalf of **Manly Warringah Netball Association Inc.** by:

(Name)	<i>DEBBIE PHILLIPS</i>	<i>HELEN DEAN</i>	<i>LAUREL FISHER</i>
(Position)	<i>ACTING PRESIDENT</i>	<i>SECRETARY</i>	<i>TREASURER</i>
(Signature)	<i>D Phillips</i>	<i>Helen Dean</i>	<i>Laurel Fisher</i>
On:	<i>26th Feb 2009</i>	<i>26th FEB 2009</i>	<i>26th Feb. 2009</i>
(Date)			

Signed for and on behalf of **Curl Curl Lagoon Friends Inc.** by:

(Name) CHARLES HAMLYN-HARRIS

(Position) DEPUTY PRESIDENT

(Signature)

On:

(Date) 26TH FEBRUARY 2009

LORNA PLATE

SECRETARY



26th FEBRUARY 2009

John Fisher Park – Provision of Netball Facilities

Draft Cost Estimate – Community Agreement

Provision of improved netball facilities - 10 hard courts and associated works	\$	1,500,000
Provision of improved community facilities	\$	298,840
Landscaping/Tree Planting Abbott Road	\$	7,500
Tree planting Abbott Road between Scout Hall and Curl Curl Netball Amenity		
Stirgess Reserve - Conversion to passive use	\$	11,000
Convert existing active sports area to passive park		
Install seating		
Tree Planting		
Parking and Traffic Improvements	\$	112,000
Undertake works to existing parking provision in Abbott Road to maximise capacity		
Review and upgrade signage in Abbott Road		
Convert grassed area at front of CCYCC to paved car park area		
Playground	\$	100,000
Provide play space and equipment to compliment existing playground provision at Stirgess Reserve		
Additional Tree Planting JFP - Harbord Road to Scout Hall	\$	17,900
Tree Planting adjacent to pathway		
Tree planting from Harbord Road to Scout Hall		
Allowance for establishment		
Operational Plan for Netball Matchday		Nil – to be developed as per SHOROC sportsground Management Program
JFP Pathway - Manly High/Abbott Rd/Weldon Link	\$	50,440
Shared pathway -220 m linkage		
Bollards/Fence alterations		
Linemarking		
Environmental Works - Greendale Creek and Curl Curl Lagoon	\$	334,500
Groundwater investigations	\$	160,000
Riparian rehabilitation	\$	30,000
Lagoon Entrance Management	\$	60,000
Recurrent Bush Regeneration Works	\$	84,500
Future works determined through investigations		To be determined

----- Original Message -----

To: EMAIL ADDRESSES DELETED FOR PRIVACY REASONS

Sent: Wednesday, April 8, 2009 10:31 AM

Subject: Community Update regarding progress of netball and community agreement works

Just a quick note to keep everyone updated regarding progress of the netball and community agreement works at John Fisher Park

- *The tender for the provision of netball facilities has now been advertised and will close on 21 April 2009 with works to commence early June 2009 and completed around end of September early October.*
- *The next phase will be to construct the path from Abbott Road (Manly High School) to link with the path leading to the bridge linking Stirgess Ave and path network along Greendale Creek. Procurement is underway with construction planned for completion by end of May. Planting along this path will be undertaken along with other planned endemic planting works within the park.*
- *Works will now also commence to progress the provision of a play space adjacent to the new courts (installation of equipment is planned to commence once hard works are completed around Sept/October 2009). The works program for this is relatively short and the playspace should be commissioned mid November 2009.*
- *Concurrent to the above will be planning and procurement for endemic tree planting phase. This will include the netball precinct, Abbott Road and the proposed path from Abbott Road to where it merges with existing plantings above Greendale Creek. On this I plan to discuss further once I have plans for review.*
- *The existing use of Stirgess Reserve playing fields will remain unchanged during winter and will be reviewed again at the completion of netball upgrade works to ensure safe transition of softball across to the grass playing fields north of Greendale Creek having been used netball during winter.*

Should you have any queries please do not hesitate to contact me.

Regards

Brett

----- Original Message -----

To: EMAIL ADDRESSES DELETED FOR PRIVACY REASONS

Sent: Wednesday, April 22, 2009 8:36 AM

Subject: John Fisher Park Projects

Hi Everyone,

Further to previous update I can advise:

- WSP Environmental have commenced the contract to investigate the groundwater at Curl Curl Lagoon. They are currently preparing the necessary background documentation and approvals to enable the drilling to commence during May. Sampling of the groundwater and surface water will be undertaken over May and June.
- The Curl Curl Lagoon Riparian Rehabilitation contract has been prepared and will be commenced within 2 weeks assuming acceptance of the contract by the preferred tenderer.
- The Greendale Creek Bush Regeneration project has commenced with local company AAMR being the successful contractor.
- The tender for works associated with constructing netball facilities closes this week.
- The other works associated with play equipment, pathway construction and tree planting continues to progress taking into account comments received following our previous update. I will circulate more information once finalised.

Regards

Brett

----- Original Message -----

To: EMAIL ADDRESSES DELETED FOR PRIVACY REASONS

Sent: Thursday, July 23, 2009 6:11 PM

Subject: Community Update regarding progress of netball and community agreement works

Just a quick note to keep everyone updated regarding progress of the netball and community agreement works at John Fisher Park

1. Provision of improved netball facilities – 10 hard courts and associated facilities

- Despite several rain delays of the last month there has been significant commencement of works on site to construct the car park area at front of CCYCC, courts 1-3 and courts 4-8
- Works are generally on schedule with the contractor(s) working very collaboratively and cognisant of the surrounding community.
- Works on the 2 courts west of existing hard courts are scheduled to commence at the completion of netball use of grass courts in August.
- All new court construction is due to be completed mid November 2009
- Staged Plexipave resurfacing of existing courts is scheduled to commence in August and be completed by mid December.

2. Provision of improved community facilities

- Replacement and transition of pedestrian lighting near CCYCC with solar powered lighting is completed.
- Construction of Multi use pathway linking Abbott Road (Manly High School) to existing path network completed.
- Procurement of a preferred supplier for the supply and installation of play equipment completed with works scheduled to commence and be completed in November 2009.
- Tree replacement planting procurement is due to commence with planting scheduled to be undertaken in March 2010
- Parking signage has been reviewed and modified to restrict parking on Sat in Abbott Road in proximity of traffic device at front of CCYCC. The restricted parking sign previously located on the power pole near No 60 has been relocated further west and No Stopping Signs have now been installed to prevent parking in proximity of the traffic calming device.

3. Environmental Works – Greendale Creek and Curl Curl Lagoon

- Greendale Creek and Curl Curl Lagoon Bush Regeneration activities are proceeding as planned and will continue through this financial year.
- In terms of the groundwater assessment, a full round of soil sampling, and a full round of groundwater and lagoon/creek water quality testing has been completed by 30 June 2009 as expected. Both projects are on track and no major issues have been reported

Should you have any queries please do not hesitate to contact me.

Regards
Brett

Curl Curl Lagoon Environmental Management Activities Update - September 2009

- Groundwater studies:
 - The next round of sampling is due to commence the week of 12 October 2009 and will include surface water quality sampling in Greendale Creek and Curl Curl Lagoon, and groundwater quality sampling in the 20 installed bores.
 - The timeframe is in accordance with the project plan and allows for variation in rainfall, infiltration and lagoon water levels.
 - Additional monitoring is being undertaken as part of the sportsground rectification projects in the John Fisher Park area.
 - As per the project timeframe, the project is scheduled for completion in May 2010. The project is progressing very well and staff are happy with the performance of the consultants to date.
- Stormwater quality investigations:
 - This has been discussed with the Friends a number of times and as previously advised, this project will be revisited once the groundwater study has been completed and the reports analysed by staff.
- Greendale Creek and Curl Curl Lagoon riparian rehabilitation:
 - The Greendale Creek riparian rehabilitation is being implemented by Council's contractors, AAMR. This project is progressing well with no major issues being reported.
 - The Curl Curl Lagoon riparian project (part funded by the NSW Department of Environment, Climate Change and Water) is also progressing well and Council has received favourable reports about the work of these contractors, Dragonfly Pty Ltd.
 - If the Friends would like more information about the day to day activities of Council's contractors, please contact Mr Scott Butcher on 9942 2375, who will be able to discuss the reports that have been received from the contractors at the above rehabilitation sites.
- National Tree Day
 - This community event was held on 2 August 2009 on the banks of Greendale Creek at Frank Grey Reserve.
 - Over 2,000 native trees, shrubs and groundcovers were planted which will increase the robustness of the riparian zone of Greendale Creek and provide additional habitat.
- Sportsfields updates
 - Weldon Oval remediation - Further environmental monitoring at Weldon Oval has commenced to provide detailed information on gas, soil and groundwater conditions at the site. The results of these extensive investigations will be used to confirm the design of the sub-surface treatment as part of these upgrades. It is anticipated that all works on the site (including turf establishment) will be completed by April 2010.
 - Netball courts - The development of the netball courts is progressing well . Earthworks are nearing completion and preparation for installation of light poles will commence in the near future.

