



# **CITY PLANNING, DEVELOPMENT AND BUSINESS AFFAIRS COMMITTEE**

## **MINUTES**

for the meeting

Tuesday, 5 March 2024

in the Colonel Light Room, Adelaide Town Hall

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Present – The Right Honourable the Lord Mayor, Dr Jane Lomax-Smith

Councillor Noon (Chair)

Councillor Martin (Deputy Chair)

Councillors Couros, Elliott, Hou and Li

## 1 Acknowledgement of Country

The Chair stated:

'Council acknowledges that we are meeting on traditional Country of the Kaurna people of the Adelaide Plains and pays respect to Elders past and present. We recognise and respect their cultural heritage, beliefs and relationship with the land. We acknowledge that they are of continuing importance to the Kaurna people living today.

And we also extend that respect to other Aboriginal Language Groups and other First Nations who are present today.'

## 2 Apologies and Leave of Absence

Apologies:

Deputy Lord Mayor, Councillor Snape and Councillors Abrahamzadeh, Giles and Siebentritt

Absent:

Councillor Davis

## 3 Confirmation of Minutes - 6/2/2024

Moved by Lord Mayor

Seconded by Councillor Elliott,

That the Minutes of the meeting of the City Planning, Development and Business Affairs held on 6 February 2024, be taken as read and be confirmed as an accurate record of proceedings.

Carried

## 4 Declaration of Conflict of Interest

Nil

## 5 Deputations

Nil

## 6 Workshops

Nil

## 7 Reports for Recommendation to Council

### 7.1 City Plan - Adelaide 2036 Project Update

Moved by Councillor Couros,

Seconded by Councillor Elliott -

THAT THE CITY PLANNING, DEVELOPMENT AND BUSINESS AFFAIRS COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL

1. Notes the approach to provide regular updates on the City Plan project to 30 June 2024 via the Council Members portal.

Carried

### 7.2 Council Assessment Panel - Annual Report 2023

Moved by Councillor Couros,

Seconded by Councillor Martin -

THAT THE CITY PLANNING, DEVELOPMENT AND BUSINESS AFFAIRS COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL:

1. Notes the Council Assessment Panel Annual Report 2023 contained in Attachment A to Item 7.2 on the Agenda for the meeting of the City Planning, Development and Business Affairs Committee held on 5 March 2024.

Discussion ensued

The motion was then put and carried

**7.3 Draft Guidelines for Kerbside Waste Management Services**

Discussion ensued

It was then –

Moved by Councillor Hou,  
Seconded by Councillor Couros -

THAT THE CITY PLANNING, DEVELOPMENT AND BUSINESS AFFAIRS COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL

1. Defers Item 7.3 - Draft Guidelines for Kerbside Waste Management to a future City Planning, Development and Business Affairs Committee Meeting.

Carried

**7.4 Committee Update on the World Heritage Listing for the Adelaide Park Lands and Rural Settlement Landscapes**

Moved by Councillor Martin,  
Seconded by Councillor Couros -

THAT THE CITY PLANNING, DEVELOPMENT AND BUSINESS AFFAIRS COMMITTEE RECOMMENDS TO COUNCIL

THAT COUNCIL

1. Notes the continued efforts of City of Adelaide to seek World Heritage status for the Adelaide Park Lands and its Rural Settlement Landscapes in partnership with the Mount Lofty World Heritage Consortium.
2. Endorses Option B – City of Adelaide and State Government Partnership, as presented in Item 7.4 on the Agenda for the meeting of the City Planning, Development and Business Affairs Committee held on 5 March 2024.
3. Authorises the Lord Mayor to write to Deputy Premier, Susan Close MP, Minister for Climate, Environment and Water seeking State Government support for alternative partnership approaches.
4. Authorises the Acting Chief Executive Officer or delegate to write to the Mount Lofty World Heritage Consortium advising bid partners of Council's decision, pending advice from the State Government.

Carried

**8 Reports for Noting**

Nil

**9 Exclusion of the Public**

Moved by Lord Mayor,  
Seconded by Councillor Couros -

ORDER TO EXCLUDE FOR ITEM 10.1

THAT THE CITY PLANNING, DEVELOPMENT AND BUSINESS AFFAIRS COMMITTEE:

1. Having taken into account the relevant consideration contained in section 90(3) (j) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the City Planning, Development and Business Affairs Committee dated 5 March 2024 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 10.1 [Draft Adelaide Park Lands Management Strategy (APLMS)] listed on the Agenda in a meeting open to the public would on

balance be contrary to the public interest.

Grounds and Basis

This item contains material provided on a confidential basis which the State Government has requested be considered in confidence on the grounds that the details of the request are sensitive in nature and the release of this information prematurely may be misleading. The disclosure of information in this report could reasonably be expected to prejudice the position any negotiations between the City of Adelaide and the State Government.

Public Interest

The City Planning, Development and Business Affairs Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of information may result in release of information prior to the finalisation of the matter by the State Government and the City of Adelaide. The disclosure of this information may materially and adversely affect the viability of the matter and prejudice the ability of the parties to discuss/participate or influence a proposal for the benefit of the State Government, the City of Adelaide and the community in this matter which on balance would be contrary to the public interest.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the City Planning, Development and Business Affairs Committee dated 5 March 2024 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 10.1 [Draft Adelaide Park Lands Management Strategy (APLMS)] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in section 90(3) (j) of the Act.

Carried

Moved by Lord Mayor,  
Seconded by Councillor Couros -

ORDER TO EXCLUDE FOR ITEM 10.2

THAT THE CITY PLANNING, DEVELOPMENT AND BUSINESS AFFAIRS COMMITTEE:

1. Having taken into account the relevant consideration contained in section 90(3) (m) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the City Planning, Development and Business Affairs Committee dated 5 March 2024 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 10.2 [Future Living Code Amendment] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is confidential as it contains information and links to draft Code Amendment documents provided by Planning and Land Use Services in confidence.

The disclosure of information in this report could reasonably breach confidentiality of information provided to Council by the State Government through Planning and Land Use Services prior to the commencement of a Code Amendment.

Public Interest

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information will result in release of information that has been provided to Council in confidence from the State Government through Planning and Land Use Services.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the City Planning, Development and Business Affairs Committee dated 5 March 2024 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 10.2 [Future Living Code Amendment] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in section 90(3) (m) of the Act.

Carried

Moved by Lord Mayor,  
Seconded by Councillor Couros -

ORDER TO EXCLUDE FOR ITEM 10.3

THAT THE CITY PLANNING, DEVELOPMENT AND BUSINESS AFFAIRS COMMITTEE:

1. Having taken into account the relevant consideration contained in section 90(3) (m) and section 90(2) & (7) of the *Local Government Act 1999 (SA)*, this meeting of the City Planning, Development and Business Affairs Committee dated 5 March 2024 resolves that it is necessary and appropriate to act in a meeting closed to the public as the consideration of Item 10.3 [Code Amendment - Adult Entertainment and Adult Products and Services Premises] listed on the Agenda in a meeting open to the public would on balance be contrary to the public interest.

Grounds and Basis

This Item is confidential as it contains information regarding the draft Code Amendment that is not appropriate to be made public prior to the commencement of public engagement, particularly due to the potentially sensitive nature of the draft Code Amendment

The disclosure of information in this report could reasonably breach confidentiality of information prior to public engagement of the draft Code Amendment.

Public Interest

The Committee is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances because the disclosure of this information will release the draft Code Amendment prior to Council endorsement of the policy approach and public engagement plan.

2. Pursuant to section 90(2) of the *Local Government Act 1999 (SA)* (the Act), this meeting of the City Planning, Development and Business Affairs Committee dated 5 March 2024 orders that the public (with the exception of members of Corporation staff and any person permitted to remain) be excluded from this meeting to enable this meeting to receive, discuss or consider in confidence Item 10.3 [Code Amendment - Adult Entertainment and Adult Products and Services Premises] listed in the Agenda, on the grounds that such item of business, contains information and matters of a kind referred to in section 90(3) (m) of the Act.

Carried

Members of the public and Corporation staff present not directly involved with Items 10.1, 10.2 and 10.3, left the Council Chamber at 8.06 pm.

- 10 Confidential Reports for Recommendation to Council**
- 10.1 Draft Adelaide Park Lands Management Strategy (APLMS) [S90(3) (j)]**

The meeting adjourned at 8.16 pm, to a time and place to be determined by the Acting Chief Executive Officer.

**Closure**

The meeting closed at 8.16 pm

Councillor Noon  
**City Planning, Development and Business Affairs Committee Chair**

Documents Attached:

Nil