

Resolution of Council

11 February 2019

Item 12.1

Processes for the Application and Implementation of Work Zones

Moved by Councillor Scott, seconded by Councillor Scully –

It is resolved that:

(A) Council note:

- (i) under NSW Government Legislation, the Roads and Maritime Services (RMS) is the body responsible for the control of traffic on all roads in New South Wales;
- (ii) the RMS has delegated to local councils limited aspects of traffic control on regional and local roads within their own local government area, but not for state roads;
- (iii) the authority to control traffic lies with the RMS and the delegation does not remove the RMS' ability to directly exercise those delegated functions;
- (iv) the Local Pedestrian Cycling and Traffic Calming Committee (LPCTCC) is established by state legislation as an advisory and technical review committee that has no decision-making powers;
- (v) the state guidelines require Council to seek the advice of its LPCTCC if it proposes to regulate traffic;
- (vi) in April 2018, the motion Delegations to Staff on Traffic Matters (S129266) was passed by Council, which called on the Chief Executive Officer to conduct a review and provide a report on potential changes needed to the City's policies with regards to:
 - (a) the wording and applicability of Works Zone-related consent conditions placed on future development approvals; and
 - (b) the City's Work Zone application processes and conditions; and

- (vii) City of Sydney staff are undertaking the review referred to in (vi);
 - (B) the Chief Executive Officer be requested to:
 - (i) provide a report to Councillors as detailed in the motion Delegations to Staff on Traffic Matters (S129266) of April 2018, as soon as practically possible; and
 - (ii) investigate options as part of this report, which include:
 - (a) options for a decision of the LPCTCC to be reviewed by Council prior to implementation;
 - (b) options to better balance the public interest, including pedestrian safety, with private and commercial needs;
 - (c) options to extend the community notification periods to include consultation before the implementation of a decision, longer notice periods before the start of works, and a review of resident and other concerns following the end of the works zone; and
 - (C) the Lord Mayor be requested to lobby the NSW state government to take into account pedestrian and cycling activity and safety, in addition to traffic data, when assessing applications for work zones via the LPCTCC, via the RMS.
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Note – The motion above was not carried. The resolution below was carried –

It is resolved that:

- (A) Council note:
 - (i) under NSW Government Legislation, the Roads and Maritime Services (RMS) is the body responsible for the control of traffic on all roads in New South Wales;
 - (i) the RMS has delegated to local councils limited aspects of traffic control on regional and local roads within their own local government area, but not for state roads;
 - (ii) the authority to control traffic lies with the RMS and the delegation does not remove the RMS' ability to directly exercise those delegated functions;
 - (iii) the Local Pedestrian Cycling and Traffic Calming Committee (LPCTCC) is established by state legislation as an advisory and technical review committee that has no decision-making powers;
 - (iv) the state guidelines require Council to seek the advice of its LPCTCC if it proposes to regulate traffic;
 - (v) in April 2018, the motion Delegations to Staff on Traffic Matters (S129266) was passed by Council, which called on the CEO to conduct a review and provide a report on potential changes needed to the City's policies with regards to:
 - (a) the wording and applicability of Works Zone-related consent conditions placed on future development approvals; and

- (b) the City's Work Zone application processes and conditions;
 - (vi) City of Sydney staff are undertaking the review referred to in (vi); and
 - (vii) City of Sydney staff have increased the notification period before a Works Zone is installed from 7 to 14 days;
- (B) the Chief Executive Officer be requested to:
- (i) provide a report to Councillors as detailed in the motion Delegations to Staff on Traffic Matters (S129266) of April 2018, as soon as practically possible; and
 - (ii) investigate options as part of this report, which include:
 - (a) options to better balance the public interest, including pedestrian safety, with private and commercial needs; and
 - (b) review of resident and other concerns following the end of the works zone; and
- (C) the Lord Mayor be requested to lobby the NSW state government to take into account pedestrian and cycling activity and safety, in addition to traffic data, when assessing applications for work zones via the LPCTCC, via the RMS.

The motion, as varied by consent, was carried unanimously.

S129266