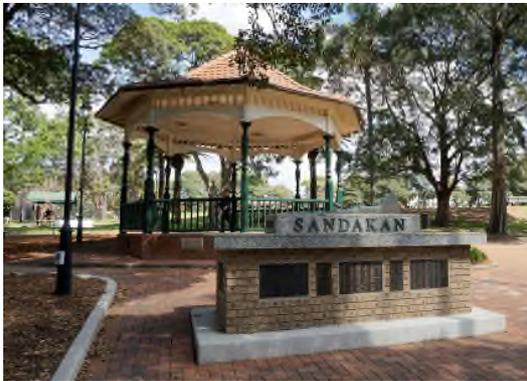




Burwood Inc.1874
Burwood . Burwood Heights . Croydon . Croydon Park . Enfield . Strathfield

BURWOOD PARK PLAN OF MANAGEMENT



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Public Document
Adopted by Council: 27 September 2022
Minister's Consent: 14 October 2022
CM No.: 22/45138
Version No.1
Ownership: City Assets

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This plan of management (PoM) has been prepared by Burwood Council and provides direction as to the use and management of council-owned community land and council-managed Crown reserves classified as 'community land' in the Burwood Council area. The PoM is required in accordance with Section 3.23 of the *Crown Land Management Act 2016* and Section 36 of the *Local Government Act 1993*.

This PoM specifically addresses the management of Burwood Park. The PoM outlines the way the land will be used and provides the framework for Council to follow in relation to the express authorisation of leases and licence on the land.

1. Introduction

1.1 Burwood Park Plan of Management

Burwood Park (refer Figure 1.1) is a Crown Reserve managed by Burwood Council under the Crown Land Management Act (CLMA 2016). This Plan of Management (PoM) provides the framework for managing Burwood Park. The PoM explains why, how and by whom the park should be managed.

Burwood Council as trust manager first resolved to prepare a draft PoM for Burwood Park in 2002. That document was the subject of general revisions in June 2005 and was adopted in 2008.

Burwood Council resolved to update the adopted PoM in 2018. The updated PoM addresses a range of issues including the introduction of the CLMA and recent updates to the park facilities and leases. This updated and adopted PoM will replace the 2008 Burwood Park PoM.

Figure 1.1 Burwood Park



1.2 Plan of Management Requirements

Section 3.23(6) of the CLMA states that Plans of Management for Crown land are to be prepared and adopted in accordance with the provisions of the Local Government Act 1993 (LG Act). A PoM

is a long-term land management document describing the characteristics of the applicable land, requirements for its management, and permissible uses, both now and into the future. This PoM for Burwood Park has been prepared in line with the Local Government Act and the Crown Lands Management Act.

Community Land

Under the CLMA (s3.22), a council manager of dedicated or reserved Crown land must manage the land as if it were community land under the LG Act. Burwood Park is classified as community land in accordance with the CLMA. The LG Act requires Plans of Management to be prepared, in consultation with the community, for all public land classified as community land.

Local Government Act Framework

As outlined in the CLMA, a PoM for Crown Reserves such as Burwood Park is to be prepared in accordance with the LG Act. **Table 1** lists criteria as set out in the LG Act, which provides a legal framework to guide councils in their role and responsibility in the management, improvement and development of land classified as community land.

1.3 Scope

This PoM applies to Burwood Park in Burwood. **Figure 1.2** shows the study area in relation to the surrounding locality.

Burwood Park is a significant regional open space in the Burwood Local Government Area (LGA) catering for both active and passive recreation. It is significant because of its large area, prime location, historic importance and scenic landscape quality. Burwood Park is a point of social interaction on a local and regional basis.

Burwood Park was first established in 1882 when land known as Edrop's Paddock was resumed by the Crown. Originally laid out as a rest reserve, the site was proclaimed a public park on 28th July 1885.

1.4 General PoM Implementation Process According to the Crown Lands Management Regulation 2021

The general process for the implementation of this PoM is as follows:

- Preparation of Draft Burwood Park PoM
- Draft PoM presented to Council for approval for public exhibition
- The Department of Planning and Environment, as land owner, needs to be notified of the draft PoM prior to public exhibition, under S39 of the Local Government Act 1993 (LG Act)
- Obtain the Ministers consent to place the draft Plan of Management (PoM) on public exhibition.
- Draft PoM is placed on public exhibition for at least 28 days, with written submissions taken for at least 42 days from the first day of public exhibition
- Council staff review comments received and make changes to Draft PoM accordingly.
- Revised Draft PoM presented to Council for adoption
- If there are any changes to the plan following public exhibition Council will seek the Department's consent to adopt the PoM
- Final PoM for Burwood Park adopted, implemented and made available for public view on Council's website, the Burwood Library and at Council's Administration Centre
- Final copy of PoM forwarded to the department

Figure 1.2 Location map showing Burwood Park including all parks and open space in the Burwood Local Government Area

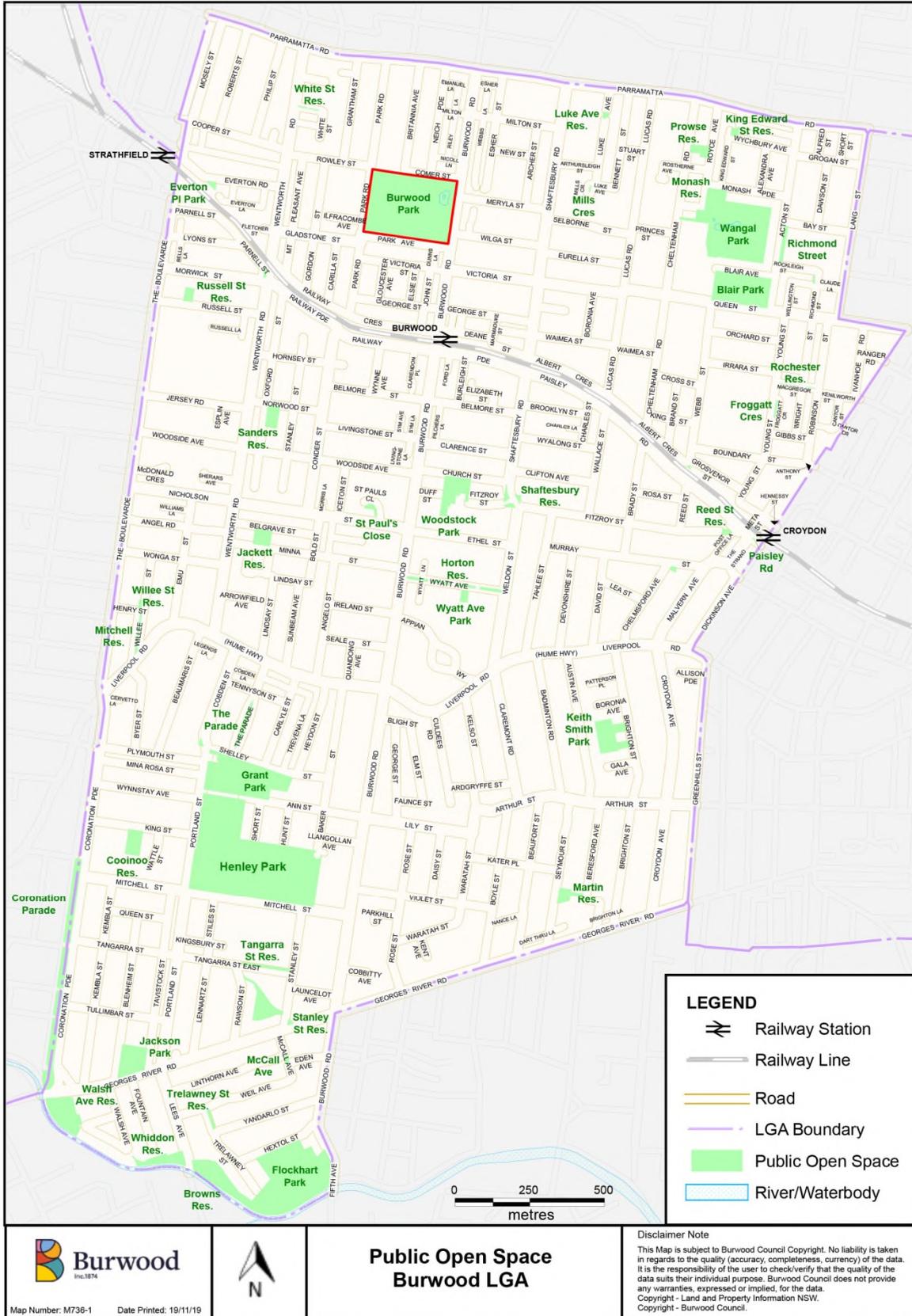


Table 1: Local Government Act 1993 requirements and inclusions

Local Government Act 1993 minimum requirements	Section where this PoM addresses these requirements
Categorise the land	3.4 Park, Sportsground and General Community Use, Figure 3.1
Objectives and performance targets for each land category	5.1 Parks 5.2 Sportsgrounds 5.3 General Community Use
Means by which Council will achieve the objectives and performance targets for each land category	5.1 Parks 5.2 Sportsgrounds 5.3 General Community Use
Manner in which Council will assess its performance for each land category	5.1 Parks 5.2 Sportsgrounds 5.3 General Community Use
Public exhibition of Draft PoM (13 July to 10 August 2022)	1.4 General PoM Implementation Process and 3.3 Local Government Act, Public Notice
Description of the existing condition of the land and any buildings or improvements on the land	2.3 Park Facilities and Features 2.4 Existing park condition summary 5.1 Park 5.2 Sportsground 5.3 General Community Use
Description of the existing use of the land and any buildings or improvements on the land	2.5 Current Use of Burwood Park 5.1 Park 5.2 Sportsground 5.3 General Community Use
Permissible uses and development for each land category	5.1 Park 5.2 Sportsground 5.3 General Community Use
Scale and intensity of use and development	Figure 6.1 Masterplan
Additional inclusions	
General schedule of maintenance	7.2. General Schedule of Maintenance
Proposed capital works and improvements	7.3 Proposed Capital Works

1.5 Review

This PoM will be reviewed in accordance with the requirements of the Local Government Act and Council procedures. The schedule for this review is every five to ten years from the date of adoption of the PoM.

1.6 Burwood Park in the Context of the Burwood Local Government Area

The Burwood LGA covers approximately 715ha with the population estimated at 40,866 in 2020. The Burwood Community Facilities and Open Space Strategy 2019 (The Strategy) notes the population is predicted to increase to 57,500 by 2036 with a subsequent increase in the need for open space. With approximately 0.4 square kilometres of community land and open space currently in the LGA, there are 28 parks or open space areas that meet the definition for public open space in The Strategy. The Strategy notes that open space in the LGA is heavily utilised and that: *'Burwood Park in particular is used by multiple informal groups daily and for Council, community, LGA-wide and regional events'*.

Burwood Park is one of two regional parks in the LGA. According to The Strategy: *‘Regional parks are open space areas of a size or function that services an entire LGA and draws residents from other LGAs. They have multiple attractors drawing people to the park’*. The Strategy further states that: *‘Burwood Park is highly activated by people of all age groups and cultural groups’ and ‘has the highest informal use of all of Council’s parks’*. Figure 1.2 shows all of Burwood Council’s parks, open space and sportsgrounds in the context of the LGA.

1.7 Burwood’s Parks, Open Space and Sportsgrounds

The Burwood LGA has relatively few open space areas when compared to surrounding LGA’s. The 29 parks in the LGA provide approximately 10m² of open space per person. The suburb of Burwood itself, with its higher density population has 4.8m² of open space per person. The Strategy states: *‘comparatively, the amount of open space per person across the LGA is significantly lower than neighbouring Canada Bay LGA (27m² pp), Inner West LGA (16.8m² pp), and Canterbury Bankstown LGA (22.5m²)’*. This lack of open space puts an increasing amount of pressure on the existing parks, including Burwood Park.

The formation of new open space including parks and sportsgrounds is limited by the availability of suitable public-owned land and the expense, due to high property values, of purchasing private land for public purposes. Accordingly, there is pressure to ensure that the existing parks meet the needs of users and serve multiple licences. Therefore, Council’s focus is on improving the appeal, useability and quality of the existing parks, sportsgrounds and open space across the Burwood LGA through responsible and ongoing management.

1.8 Burwood Park Legal Description

Property and title information applying to Burwood Park, its ownership, classification and category is outlined below in **Table 2**.

Table 2: Legal description

Title information	DP 1222111 Lot 1 and 2 DP 1235514 Lot 1 and 2 (refer Figure 1.3)
Reserve Purpose	Public Park No. 500132 proclaimed a public park under the Public Parks Act 28 July 1885 Community Purposes: Part Lot 1 and Part Lot 2 DP 1222111 gazzetted 26 August 2022
Ownership	State of New South Wales as a reserve administered by the Department of Planning and Environment under the CLMA.
Manager	Burwood Council is the Crown Land Manager under the CLMA
Location	Parish of Concord, County of Cumberland LGA of Burwood Bounded by Burwood Road, Park Street, Comer Street and Park Avenue, Burwood (refer Figure 1.1)
Total area	60,384.34m ²
Zoning	RE1 - Public Recreation (refer section 4.5)
Category	Park, Sportsground and General Community Use (refer section 3.4)

Figure 1.3 Area of this Plan of Management with land titles



2. Burwood Park

2.1 Location and Description

Site Context

Burwood Park is located within the inner western suburb of Burwood within the Burwood LGA (refer Figure 1.2). Burwood is characterised by the diversity of its population, land use and built form. Burwood Park is bounded by Comer Street to the north, Burwood Road to the east, Park Avenue to the south, and Park Road to the west. Nearby, Parramatta Road to the north forms the boundary between Burwood and Canada Bay LGA.

Burwood Park is surrounded primarily by single dwellings on the western side, with educational institutions and residential properties to the north and residential unit developments on the southern side. Commercial development is situated to the east including offices, restaurants and the large-scale Westfield retail centre opposite the corner of Burwood Road and Park Avenue.

Parkland in Burwood

Within the Burwood LGA there are 29 parks or open space areas and four sportsgrounds. Burwood Park is one of the few formal recreation areas established in the northern part of the Burwood LGA. The creation of Wangal Park, Croydon has added a significant amount of open space to the LGA. Figure 1.2 shows the location of open spaces in the Burwood LGA in relation to Burwood Park.

2.2 Historical and Cultural Values of Burwood Park

Site History

The land on which Burwood Park is located has passed through a number of stages in its history as outlined below. Development of the area since the late 1800's, including substantial regrading of the park, would most likely have obscured any remaining archaeological remnants.

However, Burwood Council's Heritage Study of 1989 (refer to European Heritage Review, Appendix 10.2) states that it is: *'expected that the most probable locations for extant archaeological evidence are open spaces which have not been excessively modified. In the case of Burwood these areas are nearly exclusively parks'*.

Pre-European Environment

The Heritage Study of 1989 and a review of available published information did not identify any sites representative of pre-European occupation within Burwood Park. However, other studies have described pre-European settlement in the area (refer to The Aboriginal Heritage Review, Appendix 10.1).

Local Clans

The Darug (Eora) people originally lived in the area, occupying the region between Port Jackson and the Georges River. However, a smallpox epidemic ravaged the aboriginal population within the first few years of European settlement and there was severe depopulation before direct European contact.

As a result, there are very few records of the lifestyles of the various clans of the Darug language people (Benson et al 1999), and there is no direct evidence remaining which links the area with aboriginal settlement.

However, the Wangal clan (within the Darug language "tribal" grouping) was described as living in the Concord area, as documented by the 1828 census and contemporary ethnographic accounts (Kohen 1993, p.20). By association and proximity, this clan would most likely to have occupied the Burwood region.

National Parks and Wildlife Service Register of Aboriginal Sites

The National Parks and Wildlife Service Register of Aboriginal Sites, the Aboriginal Heritage Information Management System (AHIMS), is managed by the Office of Environment and Heritage.

The AHIMS records show no Aboriginal objects and Aboriginal places are recorded in or near Burwood Park.

European Heritage

A more detailed history of the park is contained in Burwood Council's Heritage Study of 1989 (refer to European Heritage Review, Appendix 10.2), which preceded the 2008 PoM. While not a complete study of the heritage of Burwood Park, the study undertook a review of available and published information, including Council records.

Previous reports have identified Burwood Park as an item of heritage value. The heritage study identifies Burwood Park as an item of heritage value in the Burwood LGA. The central rotunda is included on Council's heritage register. In addition, the park was listed by the National Trust in 1989 as a 'place of heritage significance'. This listing resulted from a state-wide program aimed at assessing the heritage significance of developed urban parks (National Trust, 1989).

Early Land Grants

The area which Burwood Park now occupies was first settled in 1803 when the land was taken up by Thomas Rowley ((Burwood Municipal Council 1989). Rowley named the farm Burwood after Burwood in his native Cornwall (Dunlop 1974), the suburb and its park later taking on the same name. By 1824 the land surrounding Burwood Villa, as described by Joseph Lycett (Benson and Howell 1990, p52) was cleared of its original vegetation.

Development of the Park

Burwood Park was first established in 1882, when land known as Edrop's Paddock was resumed by the Crown. Originally laid out as a rest reserve rather than a playing area, the site was proclaimed a public park on the 28th July 1885 (Theory and Practice Social Research 1999).

The park has developed and changed over time, responding to the needs of the community. The active recreation areas including the former bowling club, tennis courts and the oval, were latter introductions and not part of the original design.

1880 – 1900

The park was laid out to a design based on the Union Jack (Burwood Municipal Council 1989, p105), with the original main entrance to the park located directly opposite Burwood Villa in Park Road (Mahoney and Mountstephens 1995). By 1893 the Union Jack design had been added to with paths formed entirely around the park.

1900 – 1950

The rotunda (bandstand) was built in 1902 as part of the celebrations of the coronation of Edward VII. The Bowling Club was established in 1904, and the tennis courts in 1921. The most prominent feature of the park, the Memorial Arch, was opened on Anzac Day 1923 to commemorate those that died in WWI. Much of the active recreation facilities and the palm planting, which identify the park from Burwood Road, occurred during this time. Extensive regrading and levelling also occurred, along with the removal of some of the original fig and pine trees (Mahoney and Mountstephens 1995).

1950 - 2002

The period after the 1970's saw changes occur which significantly altered the park's historical appearance from that established during the initial growth of the 1920's.

2002 - present

This period saw the redevelopment of some existing structures within the park, with the overall layout of the park remaining relatively unchanged. The Bowling Club closed, with Council resuming control

of the land in 2003. The Bowling Club building and northern green were converted into a childcare centre in 2004. The old amenities building was remodelled into a cafe with adjoining outdoor seating area and accessible toilets in 2015.

In addition, the construction of the National Servicemen's Memorial was completed in 2007, and the Burwood Park Pavilion and the community centre were completed in 2017. The installation of the Confucius statue and several other memorials was carried out, along with upgrades to the paths and park furniture.

2.3 Park Facilities and Features

An investigation into the current facilities within the park was carried out as part of the review of this PoM, with a visual survey undertaken of the facilities and features within the park.

Existing Park facilities include:

- Burwood Park Pavilion
- Burwood Park Community Centre
- Childcare Centre (Burwood Montessori Academy Child Care Centre)
- Picnic Café
- Public toilets
- Rotunda
- Staff amenities and works compound
- Car parking (Comer Street)
- Tennis courts and pavilion
- Playing field
- Cricket pitch
- Unfenced dog off-leash area (6am to 8am only)
- Playground with shade structure
- Outdoor chess board with shade structure
- Outdoor table tennis tables
- Barbecues and picnic shelters
- Exercise equipment
- Sculptures
- War Memorials – War Memorial Arch, Bugler of Burwood, Sandakan Memorial and National Servicemen's Memorial
- Other Memorials – Flag Staffs, Obelisk, Plaques, Gardens, Paisley Fountain
- Landscaping, display gardens and the Rose Garden
- Pond and bridge
- Park furniture, seats and picnic tables, shelters, drinking fountains, garbage bins, dog waste bin, signage, BBQ's
- Closed circuit TV
- Irrigation

Existing Trees

Burwood Park includes approximately 500 trees. An arboricultural assessment (Tree Survey) was carried out during August 2019 (refer appendix 10.3). This report provides information on:

- Tree age
- Tree health
- Tree structure
- Tree life expectancy
- Deadwood in trees
- Tree risk
- Palm trees
- Bird activity

- Main work actions
- Tree works budget estimates

Access and Car Parking

The park is close to the major traffic and public transport bus routes on Burwood Road, with Parramatta Road 400 metres to the north. Burwood railway station is approximately 350 metres south of the park. Parking is available in the streets surrounding the park and in the adjacent Westfield shopping centre.

2.4 Existing park condition summary

The current condition of the park and its facilities was assessed as part of the review of this PoM. The assessment has established that parts of the park are more heavily used than others and that some of the most popular areas are in need of increased maintenance, upgrading and additional facilities. The Action Plan for each land category (sections 5.1, 5.2 & 5.3) identifies these areas and outlines proposed works. Sections 5.1, 5.2 and 5.3 provides more detail on the condition of Burwood Parks facilities and features.

In general, the park is in fair to good condition, with most of the buildings and structures well maintained. The soft landscape elements of lawn and general planting are in reasonable condition. However, some areas require returfing, replanting and mulching. Areas of paving and paths, particularly around existing tree roots, are uneven and require relaying. Park furniture is a mix of new and old, with older furniture in fair condition requiring replacement. The sculptures and memorials are in good condition.

The water quality of the pond is poor with high levels of turbidity. The surrounding landscape is in fair condition.

2.5 Current Use of Burwood Park

The range of uses of Burwood Park have been identified through on-site observations and reference to previous community consultation. The park is a popular space used by residents for passive and active recreation. Informal recreation activities are undertaken by people of all ages, during most of the day, throughout the year. Regular park users appear to be predominantly local residents, students or workers in Burwood. People living further away tend to use the park for annual community events such as the Burwood Festival.

A large volume of pedestrian traffic passes through the park daily. People walk through the park as a short cut or in preference to other routes, connecting to Burwood Road, the shopping district, Burwood Railway Station and schools, including the Methodists Ladies College and Southern Cross College.

Passive activities enjoyed in the park include sitting in the sun or shade, on seats or on the grass. People use the park for relaxing, strolling, resting, reading, chatting, social media, reflecting, sunbathing, picnicking, enjoying the scenery, meditating and socialising. Social activities enjoyed in the park include picnics, and meeting friends and neighbours while out with family or walking dogs.

More active pursuits such as jogging, dancing and fitness activities or gentler forms of exercise such as walking, stretching or Tai Chi are undertaken within the park. Children use the park, playing on the play equipment and on the grass.

Both organised and informal sporting activities occur in the park. Organised sports and school groups use the oval and tennis courts. Informal games of football, soccer and cricket are played on the oval along with social games at the tennis courts and chess boards.

Special events, festival and ceremonies held in the park include Australia Day, Lunar New Year, Easter in the Park, Anzac Day Commemorative March and Dawn Service, National Servicemen's Commemorative Service, Sandakan Remembrance Service, Moon Festival, Burwood Festival and Carols in the Park.

The Burwood Festival, a vibrant and popular community event is held in the park every year. The Festival attracts a large number of people and offers stalls, displays, music, stage performance, food and mechanical rides. Council's commemoration events are held at the war memorials located in the park throughout the year including Anzac Day, National Servicemen's Commemorative Service and the Sandakan Remembrance Service.

With large events such as the Festival attracting up to 70,000 people each year, The Strategy notes that, as a small park, Burwood Park 'is taking on a heavy regional burden that may need to be reviewed in light of future growth near the Burwood train station, and the need for additional open spaces for local uses'. The Burwood Park Hire policy and guidelines are under revision to ensure that event hire in the park is limited and balanced to protect the park and contribute to community life.

2.6 Leases, Licences, Easements and Other Estates

From 1 July 2018 under the CLMA, local councils manage appointed Crown reserves under the public land provisions of the LG Act, including the granting of leases and licences.

Link: (https://reservemanager.crownland.nsw.gov.au/_data/assets/pdf_file/0007/1390093/Fact-sheet-granting-leases-and-licences-on-Crown-reserves-2022.pdf)

The LG Act permits Council to grant leases, licences and other estates over all or part of community land. Leases and licences are a method of formalising the use of land and facilities. Leases and licences can be held by groups such as community organisations, schools, commercial organisations, or individuals providing facilities and/or services for profit. Easements and rights over land will be permitted as long as they are in accordance with Section 46 and Section 47F of the Local Government Act. Leases or Licences should be consistent with the purpose for which the land was dedicated or reserved, and if the lease or licence purpose is consistent with the objectives of the category of the land.

A lease is a contract between a land owner and another entity, granting that entity a right to occupy an area for a specified period of time. Council will consider leasing areas of the land covered by this PoM under the following circumstances:

- That there is a clear reason for granting a lease, and the lease is consistent with the intended use of the land e.g. a childcare operator may need exclusive occupation and control of the childcare centre,
- The occupant has made (or intends to make) a significant financial contribution to the asset, or
- There is a demonstrated link between the nature of the asset and the proposed tenant consistent with the objectives of the PoM.

Licences - allow multiple and non-exclusive use of an area. A licence may be required where intermittent or short-term use or control of all or part of Burwood Park is proposed. A number of licences for different users can apply to the same area at the same time, provided there is no conflict of interest. A licence allows occupation and a clear and transparent way of identifying the permitted activity. The main difference between a lease and licence is that a licence does not permit the sole, or exclusive, use of the area.

Licences - may be granted to formally recognise and endorse shared uses. For example, an area may be licenced for use by a commercial photographer at a particular time, and family gatherings at

other times. Short term licences and bookings may be used to allow Council to program different uses at different times, allowing the best overall use.

Estate - under Section 21 of the Interpretation Act 1987, includes other rights over land, such as easements, including "interest, charge, right, title, claim, demand, lien and encumbrance, whether at law or in equity".

Easements or other rights over land - for public utilities (electricity, telecommunications, water, drainage, sewerage, gas etc.) may be granted in Burwood Park following application and approval by Council and in accordance with S46 of the LG Act. Where this occurs on Crown land, the requirements of the CLMA will be complied with.

Crown Land Management Act

Council may issue secondary interests under Section 2.19 of the CLMA or short-term licences under Section 2.20 of the CLMA. A tenure or short-term use agreement on Crown land may impact native title rights and interests. Any such tenure or use agreement issued on Crown land must be issued in accordance with the future act provisions of the Native Title Act 1993 and in accordance with Part 8 of the CLMA unless native title is extinguished. For Crown land which is not excluded land this will require written advice by Council's native title manager that it complies with any applicable provisions of the native title legislation.

The granting of easements over Crown land will be subject to the provisions of the Native Title Act 1993 and Division 8.7 of the CLMA.

Licences Applicable to Burwood Park

Under the conditions outlined above, this PoM expressly authorises the granting of short-term licences in Burwood Park that fall within the following categories:

- Concerts and performances
- Delivering a public address
- Commercial photographic sessions
- Picnics and private celebrations such as weddings and family gatherings
- Filming for cinema, television and other media
- Community, educational and/or sporting activities/uses for single one-off events
- Personal training sessions
- Busking

Burwood Park facilities available for hire by the public include:

- Hire of Park
- Burwood Park Community Centre
- Burwood Park Pavilion
- Sportsground
- Tennis Courts

No permanent buildings or structures are to be erected as part of a Licence. When granting such a licence, Council must take into consideration whether:

- The use/activity is in the public interest
- The use/activity would not cause any significant detrimental impact on the park or on the local community

Telecommunications

Licences for telecommunications towers or facilities will require permission from the Department of Planning and Environment. The Department will consider applications in accordance with the Crown Land Management Act.

Hire of Facilities

In addition to formal licence agreements, park facilities can be hired by the public for sports, festivals and special events. Park hire application forms are available from Council or via Council's website. Council is currently in the process of revising its park hire policy.

The level of existing park use is such that the current policy and guidelines will limit the number of larger gatherings to a maximum of five, which are to be spaced throughout the year to allow the park time to regenerate damaged areas. The policy also stipulates that events are inclusive and provide beneficial outcomes for the Burwood LGA community. Facilities available for hire include, the Burwood Park Community Centre, Pavilion and sportsground.

2.7 Management Issues

Burwood Council has identified issues which currently affect the management of the park and the public's enjoyment and use. These issues are proposed to be addressed as part of future capital works and regular maintenance. They include:

- No formal policy on personal training
- Poor water quality in the pond (per REF Feb 2022)
- Soil contamination in the area surrounding the pond (per soil testing Nov 2021)
- Succession planting of trees
- Ibis numbers
- People feeding wildlife
- Provision of accessible parking
- Degraded park from large events
- Improved accessibility
- Equal access to the sports field
- Replacement of and equal access to barbeques
- Overnight camping
- Vandalism
- Maintenance and replacement of facilities
- Ongoing turf maintenance
- Damage to irrigation system
- High demand for open space creates conflict
- Illegal rubbish dumping

3. Legislation / Basis of Management

3.1 Legislative Framework

The following documents have been referred to in or complement this PoM.

Legislation, regulations and policies

- Crown Land Management Act 2016
- Crown Land Management Regulation 2018
- Local Government Act 1993
- Local Government (General) Regulation 2021
- NSW Roads Act 1993
- Environmental Planning and Assessment Act 1979
- Companion Animals Act 1998
- Disability Discrimination Act 1992
- Work Health and Safety Act 2011
- Pesticides Regulation 2017

Council's policies, strategies, guidelines and plans

- Community Strategic Plan Burwood 2030
- Burwood Local Environment Plan 2012 (BLEP 2012)
- Burwood Development Control Plan (DCP)
- Graffiti Management Strategy 2011-2015
- City Safe Program – Code of Practice (2019)
- Landscaping Code (2010)
- Public Works Elements Manual 2006
- Memorials Policy (2015)
- Disability Access Plan 2014-2017
- Disability Inclusion Action Plan 2017-2021
- Community Facilities and Open Space Strategy, 2019
- Companion Animal Management Plan (2015)
- Prohibition of Alcohol in Public Spaces Policy, 2010
- Smoke-Free Environments Policy 2009
- Park Hire / Event Application
- Burwood Cultural Plan 2015-2018
- Burwood Community Engagement Strategy
- Ageing Strategy 2011-2016
- Multicultural Strategy for the CALD Community in Burwood 2013-2016
- Public Art Strategy 2018-2022
- Pesticide Use Notification Plan

3.2 Crown Land Management Act 2016

The CLMA governs the planning, management and use of Crown land, including its reservation or dedication, leasing and licensing. The Department of Planning and Environment and the Crown Land Manager are responsible for the management of Crown land, including Crown reserves.

Crown land is generally reserved for a public purpose and uses of the land must be compatible with or ancillary to that public purpose. Burwood Park was reserved as a 'public park' and is managed by Burwood Council as Crown Land Manager.

Council Managers

As set out in the CLMA, a council manager of dedicated or reserved Crown land must manage the land as if it were community land under the LG Act. A council manager has, for that purpose all the

functions that a local council has under the LG Act in relation to community land, including the leasing and licensing of community land.

Native Title Manager

The CLMA requires the engagement of a Native Title Manager to obtain written advice that any dealings comply with any applicable provisions of the native title legislation. Advice of a native title manager is required to enable the granting of leases, licences, permits, easements or rights of way over the land, and to approve these within the PoM (CLMA, 2016, Part 8 Division 8.3 Section 8.7).

Council has engaged Lands Advisory Services as native title manager. Their report has investigated the status of Burwood Park as relevant to native title management. The report notes 'there is no current Native Title Claim affecting the land, and that 'no determination of native title has yet been made'. Further assessment of this PoM by the native title manager was undertaken prior to its adoption by council.

Managing Community Land

The council manager of reserved Crown Land, must assign the land to one or more categories of community land and must give written notice to the Minister of the categories to which it has assigned the land as soon as practicable after assigning them as referred to in Section 36 of the LG Act 1993, and 3.23(2) of the CLMA 2016.

Plans of Management

A PoM for the land is to be prepared and adopted in accordance with the provisions of the Local Government Act 1993. The first PoM prepared within the initial 3-year period of the CLMA may amend an existing PoM (3.23(6), 3.23(7), CLMA 2016).

3.3 Local Government Act and Plans of Management

As set out in the CLMA a council manager of dedicated or reserved Crown land, must manage the land as if it were community land under the LG Act.

Plans of Management

Section 36 of the LG Act requires councils to prepare PoM for all community land. A PoM is required to identify:

- the categorisation of the land
- the objectives and performance targets of the plan with respect to the land
- the means by which the council proposes to achieve the plan's objectives and performance targets
- the manner in which the council proposes to assess its performance with respect to the plan's objectives and performance targets.

Permitted Uses and Developments

In accordance with the Local Government Act 1993, a PoM that applies to just one area of community land must:

- describe the condition of the land, and of any buildings or other improvements on the land as at the date of adoption of the plan of management
- describe the use of the land and any such buildings or improvements as at the date of adoption of the plan of management
- specify the purposes for which the land, and any such buildings or improvements, will be permitted to be used,
- specify the purposes for which any further development of the land will be permitted, whether under lease or licence or otherwise, and
- describe the scale and intensity of any such permitted use or development. (LG Act 1993, Chapter 6 Part 2 Division 2 Section 36, (3A).

In addition, any activities proposed within Burwood Park need to be consistent with the Crown Land reserve purpose and the objectives and principles of the CLMA 2016.

Public Notice

Under Section 38 of the LG Act, a council must give public notice of a draft PoM.

The period of public exhibition of the draft plan must be not less than 28 days, with 42 days for submissions to be made.

This PoM was placed on public exhibition from 13 July to 10 August 2022, in accordance with the requirements of section 38 of the *Local Government Act 1993*. A total of 3 submissions were received. Council considered these submissions before adopting the PoM.

In accordance with section 39 of the *Local Government Act 1993*, prior to being placed on public exhibition, the draft PoM was referred to the Department of Planning and Environment – Crown Lands, as representative of the state of NSW, which is the owner of the Reserve. Council has included in the plan any provisions that have been required by the Department of Planning and Environment – Crown Lands.

3.4 Land Categorisation

Under the LG Act all community land must be categorised. The *Local Government (General) Regulation 2021* (the Regulation) details the guidelines for these categorisations, as follow:

Park: non-sporting community land which is mainly to be used for passive or active recreational, social, educational and cultural pursuits.

Sportsground: community land which is predominantly to be used for active recreation involving organised sports or the playing of outdoor games.

Natural Area: bushland, wetland, escarpment, watercourse, foreshore, or another category prescribed by the regulations of the LG Act 1983.

General Community Use: land which may be made available for use by the public, and does not satisfy the guidelines for any of the other categories.

Area of Cultural Significance: an area of Aboriginal, aesthetic, archaeological, historical, technical, research, or social significance.

For Crown land, the assigned categories must be those that the council considers most closely related to the purposes for which the land is dedicated or reserved (Part 3 Division 3.4 Section 3.2, CLMA 2016). Burwood Park was proclaimed as a public park in 1885, with the oval and tennis courts established in the 1920's, providing for organised sports.

The categories which most closely relate to the reserve purpose, current and proposed use of Burwood Park are **Park, Sportsground and General Community Use** in accordance with Clause 103, 104 and 106 of the Regulation. Figure 3.1 shows the approved categorisation as at January 2020.

Guidelines for categorisation of land as a sportsground

Land should be categorised as a sportsground under the LG Act if the land is used or proposed to be used primarily for active recreation involving organised sports or the playing of outdoor games. (Local Government (General) Regulation 2021, Regulation 103).

Guidelines for categorisation of land as a park

Land should be categorised as a park under the LG Act if the land is, or is proposed to be, improved by landscaping, gardens or the provision of non-sporting equipment and facilities, for use mainly for passive or active recreational, social, educational and cultural pursuits that do not unduly intrude on the peaceful enjoyment of the land by others. (Local Government (General) Regulation 2021, Regulation 104).

Guidelines for categorisation of land as general community use

Land should be categorised as general community use if the land, may be made available for use for any purpose for which community land may be used, whether by the public at large or by specific sections of the public, and the land is not required to be categorised as a natural area and it does not satisfy the guidelines for categorisation as a natural area, a sportsground, a park or an area of cultural significance. (Local Government (General) Regulation 2021, Regulation 106).

Figure 3.1 Plan of Burwood Park showing land categorisation



4. Objectives

4.1 Burwood 2030 Vision

Burwood 2030 is the community's 20 year plan, which aims to set a clear direction for the future of Burwood, including its parks. The vision for Burwood is: *'a well-connected, innovative, sustainable and safe community that embraces and celebrates its diversity'*.

4.2 Objectives for Burwood Park

This PoM is in accordance with the governing objectives outlined in the CLMA and the LG Act. The objectives for this PoM and for Burwood Park are outlined in council policy and as described in the community's vision in the Burwood 2030 plan.

4.3 Core objectives and principles from the Crown Land Management Act

The core objectives as described in Section 1.3 of the CLMA are:

- Provide for the ownership, use and management of the Crown land of New South Wales
- Provide clarity concerning the law applicable to Crown land,
- Require environmental, social, cultural heritage and economic considerations to be taken into account in decision-making about Crown land
- Provide for the consistent, efficient, fair and transparent management of Crown land for the benefit of the people of New South Wales
- Facilitate the use of Crown land by the Aboriginal people of New South Wales because of the spiritual, social, cultural and economic importance of land to Aboriginal people and, where appropriate, to enable the co-management of dedicated or reserved Crown land
- Provide for the management of Crown land having regard to the principles of Crown land management.

The principles as described in Section 1.4 of the CLMA:

- Environmental protection principles be observed in relation to the management and administration of Crown land
- The natural resources of Crown land be conserved wherever possible
- Public use and enjoyment of appropriate Crown land be encouraged
- Where appropriate, multiple use of Crown land be encouraged
- Where appropriate, Crown land should be used and managed in such a way that both the land and its resources are sustained in perpetuity
- That Crown land be occupied, used, sold, leased, licenced or otherwise dealt with in the best interests of the State consistent with the above principles

4.4 Core objectives from the Local Government Act 1993

The objectives for community land set out in the LG Act as applies to the park are those for the categories of sportsground, park and general community use.

The core objectives for management of community land categorised as a **sportsground** are to:

- Encourage, promote and facilitate recreational pursuits in the community involving organised and informal sporting activities and games, and
- Ensure that such activities are managed having regard to any adverse impact on nearby residences (LG Act s36F).

The core objectives for management of community land categorised as a **park** are to:

- Encourage, promote and facilitate recreational, cultural, social and educational pastimes and activities, and
- Provide for passive recreational activities or pastimes and for the casual playing of games, and
- Improve the land in such a way as to promote and facilitate its use to achieve the other core objectives for its management (LG Act s36G).

The core objectives for land categorised as **general community use** are to:

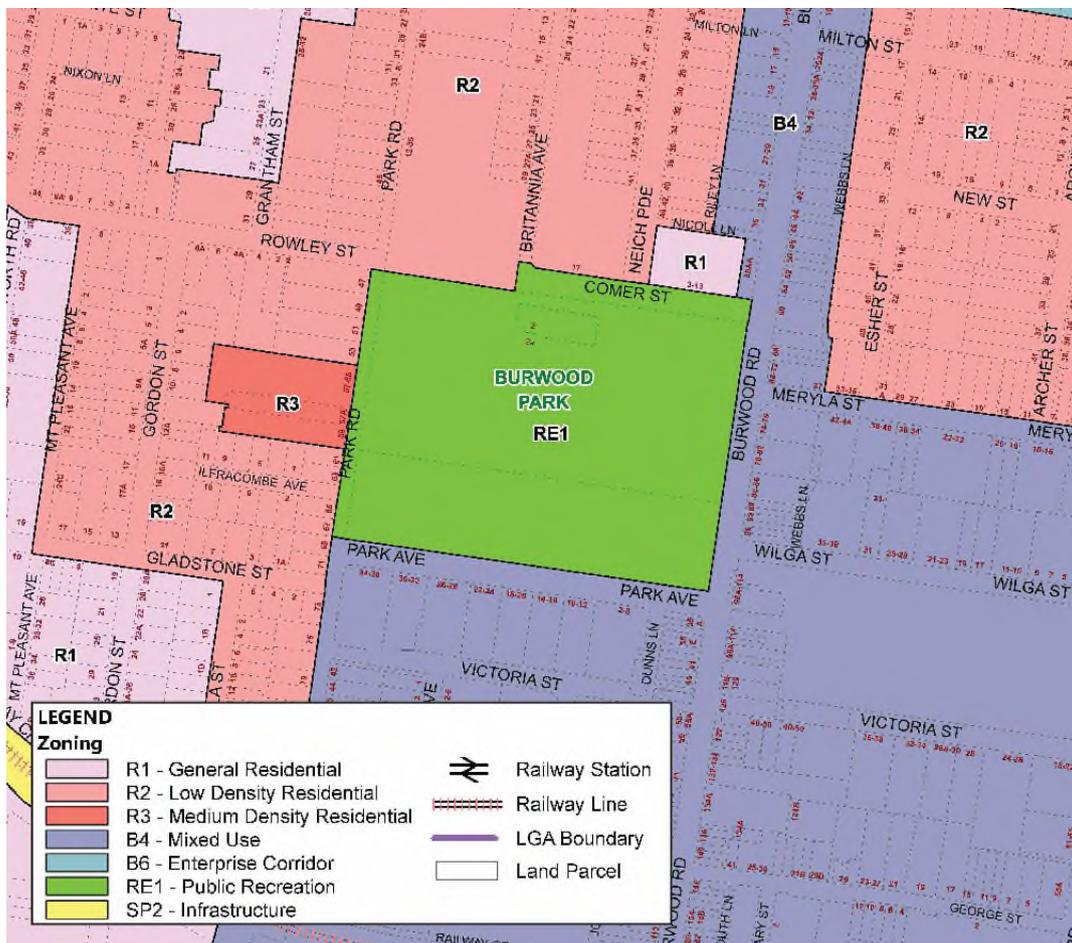
- Promote, encourage and provide for the use of the land, and to provide facilities on the land, to meet the current and future needs of the local community and of the wider public:
- In relation to public recreation and the physical, cultural, social and intellectual welfare or development of individual members of the public
- In relation to purposes for which a lease, licence or other estate may be granted in respect of the land (LG Act s36I).

4.5 Zoning Objectives from Burwood LEP 2012

As shown in Figure 4.1, Burwood Park is zoned RE1 – Public Recreation under the Burwood Local Environmental Plan 2012 (BLEP). The objectives of this zoning are:

- To enable land to be used for public open space or recreational purposes
- To provide a range of recreational settings, activities and compatible land uses
- To protect and enhance the natural environment for recreational purposes

Figure 4.1 Zoning Plan



4.6 Burwood Council's Plans of Managements General Objectives

The general objectives for the management of open space in Burwood are:

- Ensure the adequacy, quality, safety, accessibility, cleanliness, aesthetics, and maintenance standard of the facilities provided to the community
- Provide an Asset Management approach to proactively implement schedules of monitoring, audits, maintenance, repair, replacement, improvement of parks and sportsgrounds, with available funding and staff to provide optimal community open space compatible with community requirements
- Consider the community in the provision of parks and sportsgrounds in terms of accessibility, values, health and safety, security, heritage, and to avoid damage or nuisance to neighbouring residences
- Protect and improve the natural and urban environment in accordance with Ecologically Sustainable Development (ESD) principles. Particular attention will be given to vegetation, soil, waterways, air, biodiversity, and the minimising of resource use in the management of sportsgrounds, including water, energy, transport and waste
- Provide a rationale for the prioritisation of funding opportunities in support of capital works, from external sources

4.7 Objectives for Burwood Park Plan of Management

The objectives for Burwood Park PoM are to:

- Update the 2008 PoM to reflect the changes to the CLMA 2016
- Meet legislative requirements for the preparation of PoM under the CLMA 2016
- Meet legislative requirements for leases and licences under the CLMA 2016
- Categorise the park as set out in the LG Act
- Guide the future use, development and management of the park
- Expressly authorise leases and licences within the park
- Incorporate changes to the parks use and design since the 2008 PoM was adopted
- Provide a strategic platform for long term management of the development of the park
- Reflect community values and expectations for future use of the park
- Develop detailed management actions consistent with community values and expectations to resolve identified issues
- Confirm a Landscape Masterplan that illustrates the actions required to implement proposed changes and improvements to the park. The Masterplan will define and re-establish the park features, and incorporate existing features and elements to be retained and maintained

4.8 Burwood 2030 Community Strategic Plan Goals and Actions

The Burwood 2030 Community Strategic Plan (Burwood 2030) involved extensive community consultation and analysis of Council's role. The resulting set of key themes expresses the values of the community and provides the basis for the development of Council's future strategic goals and actions. The key themes are:

- Community and lifestyle
- Leadership and innovation
- Healthy and sustainable environment
- Planning and infrastructure
- Vibrant city and villages

The following Strategic Goals outlined in the Burwood 2030 have contributed to the development of the objectives of this PoM. These goals will be considered in the ongoing management of Burwood Park.

Community and lifestyle

- High quality activities, facilities and services
- A well informed, supported and engaged community
- A safe community for residents, workers and visitors
- A proud and inclusive community that celebrates diversity

Leadership and innovation

- Strong partnerships to benefit the community
- Financial sustainability and organisational effectiveness
- Efficient and innovative customer focused services

Healthy and sustainable environment

- Enhance green and open spaces and streetscapes
- Sustainable waste management practices
- Community education on sustainable practices
- Leadership in environmental sustainability
- Public health and welfare

Planning and infrastructure

- Effective traffic and parking management strategies
- Connected and accessible infrastructure
- Burwood's existing heritage integrated with high quality urban design
- Customer focused process for development services

Vibrant city and villages

- Maximise Burwood's regional status
- Supported and engaged local businesses
- Enhance and foster the local identity
- Activate village precincts and preserve the distinct characters of surrounding residential areas

4.9 Burwood Community Facilities and Open Space Strategy (The Strategy)

The Strategy outlines objectives for the provision and management of community facilities and public open space within the LGA. It proposes actions to address the needs of the current and future residents, workers, students and visitor population of the LGA.

Four strategic directions are described to provide a framework for future community, cultural, open space and recreation needs.

Strategy 1

Deliver new and enhanced community and cultural facilities to respond to current and future needs of the community

Strategy 2

Deliver new and enhanced open space and recreational facilities to respond to current and future needs of the community

Strategy 3

Increase recreational opportunities by creating a network of active and friendly streets, lanes and trails

Strategy 4

Deliver a range of recreational, social, and cultural opportunities that respond to local needs and interests

Actions for Burwood Park

The Strategy has identified actions for the future planning and management of community facilities, open space and recreational needs of the LGA. Actions specific to Burwood Park include:

- To investigate lighting at Burwood Park to support night-time social sport, and other recreational activities such as walking or jogging
- Develop a policy and guidelines for the use of Burwood Park during events to ensure that there is a balance of regional and local uses within the park
- Assess the capacity of existing large parks to deliver appropriate local, district and regional events, and opportunities to improve their event readiness to take pressure of Burwood Park
- Consider the provision of an outdoor youth space, for example a space connected to the Burwood Library or at Burwood Park, for young people to gather and access Wi-Fi

5. Management of Land by Category

This PoM authorises the granting of the following potential uses and developments for Burwood Park.

Under the BLEP and relevant State Requirements, for land zoned Public Recreation, the following development is permitted without consent:

- Environmental facilities
- Environmental protection works
- Roads in compliance with Section 47F of the Local Government Act

In addition, some works can be undertaken by Council on a public reserve as development permitted without consent or as exempt development under clause 20A, 65 and 66 of the State Environmental Planning Policy (Infrastructure) 2007. These include outdoor recreation facilities, play equipment, park furniture, shade structures and amenities and environmental management works.

Apart from those uses and development regulated by legislation, this PoM provides the following guidance around the types of activities which will be supported and prohibited within Burwood Park in accordance with the goals and objectives of each land category.

Landscape Masterplan

The Landscape Masterplan illustrates the works and actions described in the following Action Plans including works proposed to be implemented to achieve the objectives and desired outcomes for the Park (refer Figure 6.1).

Native Title Act

As outlined in the Native Title Act 1993, where native title is not extinguished on Crown land, and it is proposed to construct or establish a public work, including buildings, structures, memorials and earthworks (not shown on the Masterplan Figure 6.1), Council is required to notify and give an opportunity to any representative of Aboriginal/Torres Strait Islander bodies, registered native title bodies corporate and registered native title claimants to comment in relation to the land or waters covered by the reservation or lease.

5.1 Park

The portion of Burwood Park categorised as Park is currently composed of paths, playground, park furniture, picnic facilities, pond, memorials, garden beds, signage, various trees and vegetation. It is mostly used for passive recreation such as, picnicking and walking. Occasional community events are also held at the grounds of the park.

Key Issues

Majority of the park furniture are ageing although they are in good condition. There is also inconsistency in the furniture types in the park as they have been installed at different stages. The increasing use of the park is creating a demand for more park furniture such as bin enclosures and picnic settings. As the primary park in the Burwood area it does not have a consistent signage suite to give it a sense of identity and order.

The pond is currently habitat for ibises and other water birds. Although there are signage advising not to feed the birds they are ignored. The water quality in the pond is poor and not suitable for human contact.

Most of the trees on site were planted 80 years ago and would require succession planting in the near future.

Burwood Council has identified issues which currently affect the management of the land categorised as Park affecting the public's enjoyment and use. These issues are proposed to be addressed as part of future capital works and regular maintenance. They include:

- There is currently no formal Council policy on personal training
- Poor water quality in the pond (per REF Feb 2022)
- Soil contamination in the area surrounding the pond (per soil testing Nov 2021)
- Succession planting of trees
- Ibis numbers
- People feeding wildlife
- Provision of accessible parking
- Degraded park grounds from large events
- Improved accessibility
- Replacement of and equal access to barbeques
- Overnight camping
- Vandalism
- Maintenance and replacement of facilities
- Ongoing turf maintenance
- Damage to irrigation system
- High demand for open space creates conflict
- Illegal rubbish dumping

Management framework for reserves categorised as Park

This section sets out strategies to address the future management of land categorised as Park within Burwood Park. These strategies are consistent with the objectives, community values, and the vision for the park outlined previously in Section 4.

Issues regarding the current and future management of land categorised as Park in Burwood Park were identified through site investigation and assessment. Further issues were identified during consultations with the community, Council staff and other stakeholders.

The objectives, targets and means by which Council will implement actions to achieve these strategies are outlined in the specific Park Action Plan in Table 6.

Park land maintenance is and will be managed by on ground Council Operations staff under the annual Operational Budget. Maintenance works will include but not limited to mowing, tree pruning, hedging, site remediation works, site services works, repair and replacement of park furniture.

The Park is also patrolled by Park Rangers who enforce park regulations and general peacekeeping on site.

Development and Use

The permitted development and use of the park land in Burwood Park intends to provide the community with a place for passive and active recreation, whether individually or in groups, for all age groups. Future use and development will aim to address the growing population and increase in recreational demands.

The supported developments in Burwood Park are indicated on the Masterplan (refer Figure 6.1) including those listed below, future capital works (refer Section 7.3) and ongoing maintenance (refer Section 7.2).

The following uses but not limited to, are permitted:

- Passive and active recreation
- Commemorations
- Informal recreational group activities
- Events
- Maintenance of grounds and facilities

The following developments but not limited to, are permitted:

- Playgrounds
- Park furniture and recreational structures
- Public facilities
- Memorials and Public Art
- Maintenance depot
- Outdoor Exercise Facilities
- Gardens and Landscaping

Current Use of the Land

The land categorised as Park within Burwood Park is predominantly used for informal recreation activities such as picnicking, walking, jogging, dancing and Tai Chi. The park is also used as a thoroughfare for people using it as a short cut between residences, Burwood Road, the town centre, Burwood Railway Station and schools. Community events such as the Burwood Festival are held annually at the park as well as other casual events. Regular park users are mostly local residents, students or workers in the Burwood town centre area.

Features like the pond offer a place of rest and meditation. The playground is used most times of the day but especially after school, during weekends and holidays. The open grass spaces are used for kicking balls, picnicking and casual exercise.

Park Facility or Feature	Condition	Comment
Park Buildings and Structures		
Rotunda	Good	Maintain as usual
Works compound	Good	Visually poor, conflict with pedestrians and vehicles
Access and Circulation		
Stairs to oval	Poor	Not accessible
Footpaths	Good	Some uneven paving requiring relaying. Segmental paving of footpaths to be finalised
Equal access	Poor / fair	Limited equal access to park facilities
Recreation Facilities		
Off-leash area	Poor	Grass in poor condition, limited space and potential conflict with table tennis/chess tables/works activities. Hours of use very limited.

Table 3. Condition of Facilities - Park		
Park Facility or Feature	Condition	Comment
Playground and shade structure	Fair	Limited inclusive play opportunities and accessible features.
Outdoor chess board with shade structure	Fair	Replace shade structure with all-weather shade sail
Outdoor table tennis	Fair	Surrounding turf worn. Consider alternative surfacing
Barbecues and picnic shelters	Fair	No accessible equipment or pathways
Memorials and Sculptures		
Sculptures	Good	Surrounding landscape could be upgraded to improve amenity and noticeability
Memorials – War Memorial Arch	Good	Maintain as usual
Memorials – Sandakan Memorial	Good	Maintain as usual
Memorials – National Servicemen’s Memorial	Good	Location in lawn limits accessibility
Memorials, including, Flag Staffs, Obelisk, Plaques, Gardens	Fair / Good	Surrounding landscape could be upgraded to improve amenity and noticeability
Landscape		
Landscaping	Fair	The soft landscape elements of lawn and general planting are in fair condition, with large areas requiring returfing, replanting and mulching due to very high park usage.
Display gardens	Good	Maintain as usual
Rose Garden	Good	Maintain as usual
Areas under trees	Poor	Areas of bare ground, erosion and wear under trees
Garden beds	Fair	General garden beds require infill planting to bare areas
Tree planting	Good	Arborist has identified trees requiring replacement and works
Palms	Fair	Gaps in the rows of palms, ibis impact on palms
Pond	Poor	Water quality of the pond is extremely poor, with high levels of turbidity. Landscape surrounds uninviting
Irrigation system	Fair	Some areas need upgrading and replacing
Stormwater		Drainage issues around the café and the playground
Site Furniture		
Pond Bridge	Poor	Deck uneven, balustrade broken with parts missing
Seats and benches	Fair	Very few located on accessible paths
Picnic tables	Fair	Very few accessible or located on accessible paths
Picnic / chess tables	Poor	Needs replacement
Picnic shelters	Fair	Older style need replacing
Drinking fountains	Good	Variety of styles
Garbage bins	Fair	Variety of styles some needing replacement
Dog waste bin	Good	
Signage	Fair	No consistency of style, variety of ages, styles and conditions

Park Facility or Feature	Condition	Comment
Maintenance gates	Good	
Barbecues	Poor	Not accessible
CCTV	Fair	Doesn't cover all areas required. Add to and replace

Current leases and licences

There are no formal leases and licences within the land categorised as Park, however park facilities can have short term licences or hired by the public for sports, festivals and special events. Park hire application forms are available from Council or via Council's website.

The casual park hiring is currently managed under the Hire of Burwood Park for Public Festivals & Special Events Policy which provides a system for distribution of events and activities use of the park to prevent overuse.

The Fees and Charges for the park land at Burwood Park are covered under the Burwood Council Fees and Charges Policy as reviewed and exhibited annually.

Permissible Uses/Future Use

The general types of uses which may occur on community land categorised as Park and the forms of development generally associated with those uses, are set out in detail in Table 4. The facilities on community land may change over time, reflecting the needs of the community.

Permitted Use	Permitted Development to Facilitate Permitted Use
Active and passive recreation including children's play, walking, jogging, dog walking	Accessible paths, nature play areas, inclusive playground, park related signs such as directional, regulatory and interpretive signs, pram ramps, ramps, lighting, bubblers, bin enclosures, car parking
Group recreational use, such as picnics and private celebrations, tai chi, dancing	Park furniture such as seats, Picnic tables, shelters, bbqs, shaded paved areas, gazebos,
Active recreation such as exercising, informal ball games, cycling	Outdoor exercise equipment, bike racks, kickabout grass area
Publicly accessible ancillary areas, such as toilets	Attached and detached toilet facilities
Festivals, markets, fairs and similar events and gatherings	Seating, toilet facilities, Lighting

Filming and photography	Landscaping, Gardens, Sensory garden, Tree planting, memorials, historical and interpretive installations
Council managed community gardening events	Water supply and drainage services
Maintenance of park landscaping and facilities	Maintenance storage sheds
Water sustainability initiatives	Stormwater harvesting, rain gardens and swales
Energy saving initiatives	Solar lights, solar panels, LED lights
Site management works	Drainage, sewer, water and electrical service repairs and upgrade

Prohibited Uses

The following activities (but not limited to) are prohibited within the land categorised as Park:

- Unauthorised motor vehicles
- Motor bikes
- Horses
- Open fires
- Gas bottles or flammable liquid except under events authorised by Council
- Camping, squatting, pitching tents or hammocks etc.
- Golf
- Motorised hobby articles (including but not limited to motor vehicles, boats, aeroplanes, drones and bikes) except under events authorised by Council
- Dumping of rubbish
- Dogs off leash except for designated area
- Feeding of wildlife
- Unauthorised advertising
- Commercial activities, unless authorised by council
- Swimming in the pond
- Using parked vehicles and park benches to sleep on
- Sale and consumption of alcohol
- Smoking in designated No Smoking areas

Express authorisation of leases, licences and other estates – Park

This plan of management **expressly authorises** the issue of leases, licences and other estates over the land categorised as Park, listed in Table 5.

Table 5. Leases, licences and other estates and purposes for which they may be granted for community land categorised as Park		
Type of tenure arrangement	Maximum term	Purpose for which tenure may be granted
Short-term licence		<ul style="list-style-type: none"> • community events and festivals • playing a musical instrument, or singing for fee or reward • picnics and private celebrations such as weddings and family gatherings

Type of tenure arrangement	Maximum term	Purpose for which tenure may be granted
		<ul style="list-style-type: none"> • filming, including for cinema/television • conducting a commercial photography session • public performances • engaging in an appropriate trade or business • delivering a public address • community events • fairs, markets, auctions and similar activities
Other estates	Dependent on scope of works required	This PoM allows the council to grant ‘an estate’ over community land for the provision of public utilities and works associated with or ancillary to public utilities and provision of services, or connections for premises adjoining the community land to a facility of the council or public utility provider on the community land in accordance with the LG Act.

Action Plan

Section 36 of the LG Act requires that a PoM for community land details:

- objectives and performance targets for the land
- the means by which the council proposes to achieve these objectives and performance targets
- the manner in which the council proposes to assess its performance in achieving the objectives and performance targets.

Table 6 sets out these requirements for community land categorised as Park.

6.1 Management Issue: Provision of opportunities for active and passive recreation		
Performance Targets	Means of Achieving Target	Means of Assessing Performance
Provision of adequate, safe, inclusive, accessible and modern play facilities in line with “Everyone Can Play” principles	<ul style="list-style-type: none"> - Ensure that natural shade and/or shade structures are provided in playground upgrades - Ensure that future playground design provides a variety of inclusive and accessible equipment - Play equipment and softfall are replaced once it reaches its end of life 	<ul style="list-style-type: none"> - Shade areas retained in the children’s playground - Playground upgrade meets Everyone Can Play Principles - Increase in use of playgrounds by children with different abilities - New play equipment and softfall every 15 years

Table 6. Objectives and performance targets, means of achieving them and assessing achievement for community land categorised as Park**6.1 Management Issue: Provision of opportunities for active and passive recreation**

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Play equipment and softfall are maintained in good condition at all times and meet Australian Standard compliance requirements	<ul style="list-style-type: none"> - Regular inspections and audit per Australian Standards - Regular repairs conducted promptly 	<ul style="list-style-type: none"> - Audit report is used to assess condition of the play equipment and softfall - Play equipment and softfall pass compliance
Provision of accessible furniture and facilities	<ul style="list-style-type: none"> - Review all paths and linkages and nominate for redesign to comply with Australian Standards for Access and Mobility - Investigate opportunities for new accessible linkages, e.g. between playground and café - Review existing furniture and replace with accessible options such as accessible tables and barbecues 	<ul style="list-style-type: none"> - Designs prepared and included in future Capital Works - Accessible paths, ramps and connections constructed - Increase in use of park by people with disability and the elderly - New park furniture are accessible and used by people with disability and the elderly
Provide high quality activities and facilities to meet the changing needs of the growing community	Develop a park masterplan addressing new requirements and opportunities for recreation and park enhancement	<ul style="list-style-type: none"> - Detailed masterplan exhibited for community consultation - Masterplan works implemented
Well maintained and safe furniture and facilities	<ul style="list-style-type: none"> - Conduct regular asset inspections - Conduct regular scheduled maintenance of all park assets and facilities 	<ul style="list-style-type: none"> - Asset inspection register constantly updated - Park furniture and facilities are maintained regularly - Minimal park user complaints
Increase awareness of recreational opportunities and events within the park	Promote the park and park events through Council's website and social media	Increase in park use and events participation
Provide recreational opportunities in the park for young people	<ul style="list-style-type: none"> - Survey community regarding provision for youth recreation opportunities in the park - Consider the provision of an outdoor youth space for young people to gather with Wi-Fi access 	<ul style="list-style-type: none"> - Investigation / survey undertaken, positive feedback from community and youth - Survey results considered and implemented

Table 6. Objectives and performance targets, means of achieving them and assessing achievement for community land categorised as Park**6.1 Management Issue: Provision of opportunities for active and passive recreation**

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Maximise the use of park facilities throughout the day & night	Investigate improved lighting at Burwood Park to support night time social sport, and other recreational activities such as walking or jogging	<ul style="list-style-type: none"> - Report prepared - Report considered and implemented
Public Art	<ul style="list-style-type: none"> - Proposals for monuments, sculptures and art are displayed for public comment before placement in the park - Proposed artworks should complement the natural and cultural heritage of the park - Should be considered per the Burwood Cultural Plan and the Public Art Strategy 	General community support for monuments, sculptures and other forms of art in the park
The park is used for annual, one off community and private events in accordance with licence agreements	<ul style="list-style-type: none"> - Assess applications for use of the park for community and private events consistent with this PoM - Ensure compliance of event organisers with terms and conditions of licence agreements 	<ul style="list-style-type: none"> - Successful community and private events held in the park with no complaints from other park users - No reported non-compliance
Drinking water is available for all park users	<ul style="list-style-type: none"> - Maintain existing bubblers - Investigate opportunities for water refill stations 	<ul style="list-style-type: none"> - Existing bubblers well maintained - Water refill stations installed where required
Provide an off-leash dog area, consistent with the Companion Animals Act	<ul style="list-style-type: none"> - Area defined with posts or signage to clearly indicate extent and times of use - Erect signs outlining rules and regulations - Provide appropriate and adequate furniture such as dog litter bins - Ensure regular maintenance of area 	<ul style="list-style-type: none"> - Area clearly marked - Signs installed - Furniture provided - Regular maintenance conducted

6.2 Management Issue: Creating a safe and welcoming park environment

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Ensure maximum personal safety and minimal risk perception within the park in all hours of the day	<ul style="list-style-type: none"> - Collaborate and coordinate with the Burwood Police Area Command regarding regular patrols throughout Burwood Park to promote high visibility policing and provide ongoing educational campaigns and projects to promote personal safety awareness - Council's Compliance Team and security conduct daily patrols throughout Burwood Park - Ensure that lighting along pathways are regularly maintained - Add to and replace CCTV as required - Ensure that all regulatory signs are maintained and visible 	<ul style="list-style-type: none"> - Reduction in the number of incidences of threats to personal safety reported to Council and Police - Patrols being undertaken - Lighting maintained - CCTV cameras installed where required
Reduce vandalism of plantings, furniture, monuments and facilities	<ul style="list-style-type: none"> - Ensure all new furniture and structures in the park are designed to be vandal-resistant and constructed of materials accordingly - Council's rangers and security conduct daily patrols throughout Burwood Park - Maintain lighting in the park near the children's playground, rotunda, monuments and other susceptible facilities - Remove any new graffiti immediately 	<ul style="list-style-type: none"> - Reduced frequency of repairs due to vandalism - Patrols being undertaken - Lighting maintained - Little graffiti evident
No camping in the park	Install signage and conduct ranger patrols	No camping in the park

6.2 Management Issue: Creating a safe and welcoming park environment

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Eliminating smoking in the Park	<ul style="list-style-type: none"> - Enforce smoking ban in accordance with Burwood Council's Smoke Free Policy 2009: no smoking within 10 metres of sportsgrounds, children's playground and all Council owned and managed buildings 	<ul style="list-style-type: none"> - Minimal smoking within the park grounds
Deter alcohol related behaviour	<ul style="list-style-type: none"> - Maintain the park as an Alcohol Prohibited Area if required - Maintain and/or Install relevant signage 	<ul style="list-style-type: none"> - Minimal alcohol related incidences in the park

6.3 Management Issue: Environmental Awareness and Sustainability

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Regularly review and update Plan of Management and Masterplan to meet community changes and expectations in relation to population growth and carrying capacity	Review adopted PoM every 5-10 years	<ul style="list-style-type: none"> - PoM updated and reviewed - PoM continuously responding to changes in new sustainability goals
Manage park events and facilities to ensure balanced and sustainable use	<ul style="list-style-type: none"> - Assess the capacity of the park to deliver local, district and regional events - Review "Hire of Burwood Park for Public Festivals & Special Events Policy" to ensure that there is a balance of regional and local uses within the park 	<ul style="list-style-type: none"> - Assessment undertaken and considered - Policy reviewed and implemented
Ensure trees are healthy and well maintained	Carry out remedial works to trees/palms per recommendations by Australian Tree Consultants report dated July 2019	Works outlined in the arborist report undertaken

6.3 Management Issue: Environmental Awareness and Sustainability

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Develop a tree planting scheme to enhance the existing landscape values and habitat in the park	<ul style="list-style-type: none"> - Provide succession planting to the mature <i>Phoenix canariensis</i> (Date Palms) along Burwood Road and within the park - monitor for possible disease and decline - Plant trees to provide succession planting to the mature trees throughout the park where required - Ensure planting is appropriate to soil and other site conditions. Trees should be grown to Australian Standards AS2303 - Tree Stock for Landscape Use 	<ul style="list-style-type: none"> - Palm row maintained along Burwood Road and within the park - Palms and trees monitored for disease - Tree canopy in the park is maintained - High survival rate of new tree planting
Park furniture and signage is of consistent style and appearance	Develop and implement a park furniture style manual	Furniture manual developed consistent furniture style adopted and used
Existing landscaped areas to provide visual amenity and habitat	<ul style="list-style-type: none"> - Use low maintenance plants in landscaped areas and garden beds - Upgrade planting beds using native plants as much as possible 	Improved landscape amenity
Improve water quality of existing pond	<ul style="list-style-type: none"> - Upgrade existing pond to improve water quality - Upgrade pond to incorporate bioretention 	<ul style="list-style-type: none"> - Bioretention incorporated in the upgrade of the pond - Improvement in pond water quality
Reduce Ibis numbers	Continue control program involving the removal of eggs and nests as per Australian Ibis Management Plan and in accordance with NPWS regulations	Ibis numbers reduced
Encourage sustainable waste management practices	Investigate recycling bin options	Recycling rates increased
Encourage people to access the park by bicycle	Install safety, directional and shared path signage for bicycles as shown on road network leading to park	Increase in the number of people visiting the park by bicycle

6.3 Management Issue: Environmental Awareness and Sustainability

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Develop environmentally sustainable practices in the maintenance and management of the park	<ul style="list-style-type: none"> - Reduced electricity use through energy saving lighting - Investigate stormwater harvesting from park buildings and footpaths - Utilise recycled, recyclable and sustainable materials whenever possible 	<ul style="list-style-type: none"> - Electricity use reduced - Stormwater harvesting implemented - Recycled, recyclable and sustainable materials used

6.4 Management Issue: Preserving the park's character and heritage

Performance Targets	Means of Achieving Targets	Means of Assessing Performance
Use a variety of interpretive techniques to inform park users of the Park's history, its artefacts and monuments	<ul style="list-style-type: none"> - Install interpretative signage at focal points - Investigate opportunities for digital information 	<ul style="list-style-type: none"> - Signage installed - Digital application explored or developed
Maintain and conserve all heritage aspects whether tangible or intangible	<ul style="list-style-type: none"> - Tree protection measures and maintenance regime to protect health and longevity of the original tree planting - Maintain and renovate memorials as required - Maintain original 'Union Jack' layout as much as possible 	<ul style="list-style-type: none"> - Protection measures installed - Memorials and monuments renovated and in good condition - Park's main layout maintained
Maintain and conserve park character	Conserve open grassed areas and tree plantings	Open grass areas and tree plantings conserved, retaining park character
	Retain and conserve memorials and features throughout park e.g. Rotunda, Memorial Arch	Memorials and features retained and conserved
Public Art	Artworks should complement the natural and cultural heritage of the park Consider placement of	

5.2 Sportsground

The land within Burwood Park categorised as Sportsground include the cricket field and cricket pitch. The area is approximately 7500 sqm.

The sports field is currently hired by school and sporting groups and can be hired for casual events. Sporting bookings are not taken for Sundays with the open space area left for use by the general public to enjoy.

Guidelines and core objectives

Sportsgrounds are defined in clause 103 of the LG (General) Regulation as land used primarily for active recreation involving organised sports or playing outdoor games.

The core objectives for sportsgrounds, as outlined in Section 36F of the LG Act, are to:

- encourage, promote and facilitate recreational pursuits in the community involving organised and informal sporting activities and games
- ensure that such activities are managed having regard to any adverse impact on nearby residences.

Key Issues

Burwood Council has identified issues which currently affect the management of the park and the public's enjoyment and use. These issues are proposed to be addressed as part of future capital works and regular maintenance. They include:

- Provision of accessible parking
- Degraded park from large events
- Improved accessibility
- Vandalism
- Ongoing turf and surface maintenance
- Damage to irrigation system

Management framework for reserves categorised as Sportsground

This section sets out strategies to address the future management of land categorised as Sportsground within Burwood Park. These strategies are consistent with the objectives, community values, and the vision for the park outlined previously in Section 4.

Issues regarding the current and future management of the Sportsground at Burwood Park were identified through site investigation and assessment. Further issues were identified during consultations with the community, Council staff and other stakeholders.

The objectives, targets and means by which Council will implement actions to achieve these strategies are outlined in the specific Sportsground Action Plan in Table 7.

Development and Use

The permitted development and use of the land categorised as Sportsground in Burwood Park intends to provide the community with a place for organised active recreation to encourage team sports activities. Future use and development will aim to address the growing population and increase in recreational demands.

The supported developments in Burwood Park are indicated on the Masterplan (refer Figure 6.1) including those listed below, future capital works (refer Section 8.3) and ongoing maintenance (refer Section 8.2).

The following uses but not limited to, are permitted:

- Active recreation
- Informal recreational group activities
- Maintenance of grounds and cricket pitch

The following developments but not limited to, are permitted:

- Park furniture and recreational structures
- Cricket Pitch replacement and upgrade
- Returfing, Levelling, Drainage and Irrigation
- Signage

The following are prohibited activities

- Sale and consumption of alcohol
- Off leash dog walking
- Smoking
- Unauthorised advertising

Current Use of the Land

Table 7. Condition of Facilities and Associated Facilities- Sportsground		
Sportsground Facility or Feature	Condition	Comment
Access and Circulation		
Stairs to oval	Poor	Not accessible
Equal access	Poor / fair	No equal access to sportsgrounds
Sports Facilities		
Sports field	Fair	Turf in poor condition
Cricket pitch	Fair	Cricket pitch requires replacing
Landscape		
Areas under trees	Poor	Areas of bare ground, erosion and wear under trees
Irrigation system	Fair	Some sections need upgrading and replacing
Site Furniture		
Seats	Fair	Very few located around the cricket oval
Garbage bins	Fair	Variety of styles some needing replacement
Signage	Fair	No consistency of style, variety of ages, styles and conditions

Current Leases and Licences

The sports field is currently hired by school and sporting groups and can be hired for events and in conjunction with hire of the Pavilion. School bookings include Southern Cross Catholic Vocational College, sporting group bookings include Canterbury Western Suburbs Cricket Association.

Permissible Uses/Future Uses

The general types of uses which may occur on community land categorised as Sportsground and the forms of development generally associated with those uses, are set out in detail in Table 8. The facilities on community land may change over time, reflecting the needs of the community.

Purpose/Use, such as...	Development to facilitate uses, such as...
<ul style="list-style-type: none"> • Active and passive recreational and sporting activities • Organised and unstructured recreation activities • Community events and gatherings • Commercial uses associated with sports facilities 	<ul style="list-style-type: none"> • Development for the purpose of conducting and facilitating organised sport • Sports field and cricket pitch • Shade structures • Facilities for sports training • Provision of amenities to facilitate use including seating, change rooms, toilets, storage, first aid areas • Water-saving initiatives such as stormwater harvesting, rain gardens and swales • Energy-saving initiatives such as solar lights and solar panels • Locational, directional and regulatory signage

Express authorisation of leases, licences and other estates – Sportsground

This plan of management **expressly authorises** the issue of leases, licences and other estates over the land categorised as Sportsground, listed in Table 9.

Type of tenure arrangement	Maximum term	Purpose for which tenure may be granted
Short-term licence		<ul style="list-style-type: none"> • sporting fixtures and events • sports and fitness training and classes • broadcasting or filming of sporting fixtures • ancillary ceremonies • uses reasonably associated with the promotion or enhancement of sporting groups
Other estates	Dependent on scope of works required	This PoM allows the council to grant 'an estate' over community land for the provision of public utilities and works associated with or ancillary to public utilities and provision of services, or connections for premises adjoining the community land to a facility of the council or public utility provider on the community land in accordance with the LG Act.

Action Plan

Section 36 of the LG Act requires that a PoM for community land details:

- objectives and performance targets for the land
- the means by which the council proposes to achieve these objectives and performance targets
- the manner in which the council proposes to assess its performance in achieving the objectives and performance targets.

Table 10 sets out these requirements for community land categorised as Sportsground.

Table 10. Objectives and performance targets, means of achieving them and assessing achievement for community land categorised as Sportsground.		
10.1 Management Issue: Provision of opportunities for active and passive recreation		
Performance Targets	Means of Achieving Target	Means of Assessing Performance
Encourage a range of active recreation opportunities for all ages and abilities	Provide and maintain park facilities as described in the Masterplan (refer Figure 6.1.)	Facilities provided and being maintained
Provide recreational opportunities in the park for young people	Survey community regarding provision for active recreation opportunities in the park	Investigation / survey undertaken, positive feedback from community and youth
Maintain and upgrade existing sporting facilities	<ul style="list-style-type: none"> - Returf playing field - Replace synthetic cricket pitch 	<ul style="list-style-type: none"> - Turf installed and maintained - Pitch installed
Maximise the use of park facilities throughout the day & night	Investigate improved lighting at Burwood Park to support night time social sport activities	Report prepared, considered and implemented
Maintain existing facilities	Undertake regular maintenance as described in the maintenance schedule	Maintenance carried out, no complaints regarding condition of facilities
Drinking water is available for all park users	<ul style="list-style-type: none"> - Maintain existing bubblers - Investigate opportunities for water refill stations 	<ul style="list-style-type: none"> - Existing bubblers well maintained - Water refill stations installed where required

10.2 Management Issue: Creating a safe and welcoming park environment

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Ensure maximum personal safety and minimal risk perception within the park in all hours of the day	<ul style="list-style-type: none"> - Collaborate and coordinate with the Burwood Police Area Command regarding regular patrols throughout Burwood Park to promote high visibility policing and provide ongoing educational campaigns and projects to promote personal safety awareness - Council's rangers and security conduct daily patrols throughout Burwood Park - Ensure that lighting along pathways are regularly maintained - Add to and replace CCTV as required 	<ul style="list-style-type: none"> - Reduction in the number of incidences of threats to personal safety reported to Council and Police - Patrols being undertaken - Lighting maintained - CCTV cameras installed where required

10.3 Management Issue: Environmental Awareness and Sustainability

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Regularly review and update Plan of Management and Masterplan to meet community changes and expectations in relation to population growth and carrying capacity	Review adopted PoM every 5-10 years	<ul style="list-style-type: none"> - PoM updated and reviewed - PoM continuously responding to changes in new sustainability goals
Manage park events and facilities to ensure balanced and sustainable use	<ul style="list-style-type: none"> - Assess the capacity of the park to deliver local, district and regional events - Review "Hire of Burwood Park for Public Festivals & Special Events Policy" to ensure that there is a balance of regional and local uses within the park 	<ul style="list-style-type: none"> - Assessment undertaken and considered - Policy reviewed and implemented

10.3 Management Issue: Environmental Awareness and Sustainability

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Ensure that the sportsground is regularly maintained to an acceptable level	<ul style="list-style-type: none"> - Closely monitor the field appearance and revise maintenance schedules as required - Implement a level of maintenance appropriate to keep the level of play required 	<ul style="list-style-type: none"> - Field grounds are well maintained
Provide opportunities for spectator viewing to increase appreciation of active sports	Provide appropriate seating around the sportsground	<ul style="list-style-type: none"> - Seats installed - increase in number of sporting spectator
Develop environmentally sustainable practices in the maintenance and management of the park	<ul style="list-style-type: none"> - Reduced electricity use through energy saving lighting - Investigate stormwater harvesting 	<ul style="list-style-type: none"> - Electricity use reduced - Stormwater harvesting being used
Provide park signage outlining activities and restrictions	Install park provision and general warning signs	Park signage installed

10.4 Management Issue: Accessibility and Adaptability

Performance Targets	Means of Achieving Targets	Means of Assessing Performance
Provide accessible parking and access to facilities for people with disabilities	<ul style="list-style-type: none"> - Ensure the requirements of the Disability Discrimination Act and Council's Disability Inclusion Action Plan and Disability Access Plan are met in the detailed design of the park - Provide disabled parking at Comer Street and Park Avenue - Provide accessible connections to and within the park - Install pram ramps where required 	<ul style="list-style-type: none"> - The requirements of the Disability Discrimination Act and Council's Disability Access Plan and Disability Inclusion Action Plan are met - Disabled parking installed - Accessible connections installed - Pram ramps installed
Respond and adopt to the growing and changing sporting needs of the community	<ul style="list-style-type: none"> - Ensure that the usage trend is reviewed regularly 	<ul style="list-style-type: none"> - Usage trend monitored

5.3 General Community Use

The land categorised as General Community Use in Burwood Park comprise of the Childcare Centre Compound, Community Centre and Pavilion, Café area and Tennis Courts. The total land area is approximately 3800 sqm.

The Department of Planning and Environment has authorised an additional purpose over the footprint of the Burwood Montessori Academy, the Community Centre and Pavillion. The additional purpose of Community Purposes was gazetted on 26 August 2022.

Burwood Park Community Centre

The community centre is suitable for private functions, performances, exercise classes, meetings, training and education programs.

Burwood Park Pavilion

The Burwood Park Pavilion can be hired for exercise, large events, concerts and performances.

Tennis Courts

The Burwood Park Tennis Court is available for hire daily from 8am to 10pm.

Guidelines and Core Objectives

General community use land is defined in clause 106 of the LG (General) Regulation as land that may be made available for use for any purpose for which community land may be used, and does not satisfy the definition of natural area, sportsground, park or area of cultural significance.

The core objectives for community land categorised as general community use, as outlined in Section 36I of the LG Act, are to:

- promote, encourage and provide for the use of the land
- provide facilities on the land, to meet the current and future needs of the local community and of the wider public:
 - (a) in relation to public recreation and the physical, cultural, social and intellectual welfare or development of individual members of the public, and
 - (b) in relation to purposes for which a lease, licence or other estate may be granted in respect of the land (other than the provision of public utilities and works associated with or ancillary to public utilities).

Key Issues

Burwood Council has identified issues which currently affect the management of the land categorised as General Community Use. These issues are proposed to be addressed as part of future capital works and regular maintenance. They include:

- Provision of accessible parking
- Degraded park from large events
- Improved accessibility
- Vandalism
- Maintenance and replacement of facilities
- High demand for open space creates conflict
- Illegal rubbish dumping

Management Framework for reserves categorised as General Community Use

This section sets out strategies to address the future management of land categorised as General Community Use within Burwood Park. These strategies are consistent with the objectives, community values, and the vision for the park outlined previously in Section 4.

Issues regarding the current and future management of the General Community Use land at Burwood Park were identified through site investigation and assessment. Further issues were identified during consultations with the community, Council staff and other stakeholders.

The objectives, targets and means by which Council will implement actions to achieve these strategies are outlined in the specific General Community Use Action Plan in Table 14.

The Community Centre and Tennis Courts maintenance is and will be managed by on ground Council Operations staff under the annual Operational Budget. Maintenance works will include but not limited to site remediation works, site services work, repair and replacement of park furniture and facilities. Future upgrades may also be funded under Council's Capital Works Budget depending on the scope of the works.

The Childcare Centre and Café premises are managed under their respective lease and licence as detailed below.

Development and Use

The following uses but not limited to, are permitted:

- Passive and active recreation
- Commemorations
- Informal recreational group activities
- Events
- Provision of childcare services
- Maintenance of facilities
- Casual dining

The following developments but not limited to, are permitted:

- Park furniture and recreational structures
- Public facilities
- Gardens and Landscaping
- Signage
- Childcare centre related upgrade works
- Café related upgrade works
- Community Centre related upgrade works

The following are prohibited activities

- Sale and consumption of alcohol
- Off leash dog walking
- Smoking
- Unauthorised advertising

Current Use of the Land

Table 11. Condition of Facilities – General Community Use		
Park Facility or Feature	Condition	Comment
Park Buildings and Structures		
Burwood Park Pavilion & Community Centre	Good	
Childcare Centre	Good	

Table 11. Condition of Facilities – General Community Use		
Park Facility or Feature	Condition	Comment
Cafe	Good	
Public toilets	Good	
Tennis pavilion	Good	
Access and Circulation		
Equal access	Poor / fair	Limited equal access to facilities
Sports Facilities		
Tennis courts	Good	Fencing and landscape surrounds upgrades would improve amenity
Site Furniture		
Garbage bins	Fair	Variety of styles some needing replacement
Signage	Fair	No consistency of style, variety of ages, styles and conditions
CCTV	Fair	Doesn't cover all areas required. Add to and replace

Current Lease and Licences

Current and ongoing leases and licences approved for use within the land categorised as General Community Use in Burwood Park:

Burwood Park Childcare Centre

Burwood Council has a lease in place to Burwood Montessori Academy Pty Ltd under the following commercial terms:

Lessor: Burwood Council as Crown Land Manager of Burwood Park (Reserve P500132)

Lessee: Burwood Montessori Academy Pty Ltd (ACN 127 422 557)

Commencing Date: 24/02/2020

Terminating date: 23/02/2025

Term: 5 years

Option: two (5) years options

Burwood Park Tennis Courts

Burwood Council has a lease in place to Neil Andrew Armstrong trading as "Innerwest Tennis" under the following commercial terms:

Lessor: Burwood Council as Crown Land Manager of Burwood Park (Reserve P500132)

Lessee: Neil Andrew Armstrong T/A Innerwest Tennis (ABN 90 792 084 644)

Commencing Date: 01/07/2018

Terminating date: 30/06/2023

Term: 5 years

Option: two (5) years options

Burwood Park Café

Burwood Council has a lease in place to Jad's Place PTY Ltd trading as 'The Picnic' under the following commercial terms:

Lessor: Burwood Council as Crown Land Manager of Burwood Park (Reserve P500132)

Lessee: Jad's Place Pty Ltd T/A The Picnic (ACN 146 610 264)

Commencing Date: 15/09/2020

Terminating date: 14/09/2025

Term: 5 years
Option: N/A

Permissible Uses/Future Use

The general types of uses which may occur on community land categorised as General Community Use, and the forms of development generally associated with those uses, are set out in detail in Table 12. The facilities on community land may change over time, reflecting the needs of the community.

Purpose/Use, such as...	Development to facilitate uses, such as...
<ul style="list-style-type: none"> • casual or informal recreation • meetings (including for social, recreational, educational or cultural purposes) • functions • concerts, including all musical genres • performances (including film and stage) • exhibitions • fairs • workshops • leisure or training classes • entertainment 	<ul style="list-style-type: none"> • landscaping and finishes, improving access, amenity and the visual character of the general community area • energy-saving initiatives such as solar lights and solar panels • car parking and loading areas • locational, directional and regulatory signage
Passive and active recreation such as tennis, dancing	Tennis court maintenance and upgrade works, Community centre maintenance and upgrade works
Commemorations such as memorial events	Community Centre maintenance and upgrade works
Informal recreational group activities such as tai chi and dancing, casual tennis game	Tennis court maintenance and upgrade works, Community centre maintenance and upgrade works
Provision of childcare services	Childcare centre maintenance and upgrade works
Casual dining	Café maintenance and upgrade works
Environmentally sustainable initiatives	Solar lighting, solar power, water harvesting

Express authorisation of leases, licences and other estates – General Community Use

This plan of management **expressly authorises** the issue of leases, licences and other estates over the land categorised as General Community Use, listed in Table 13.

Table 13. Leases, licences and other estates and purposes for which they may be granted for community land categorised as General Community Use		
Type of tenure arrangement	Maximum term	Purpose for which tenure may be granted
Lease	5 years	<ul style="list-style-type: none"> • Childcare • Café • Tennis courts
Licence	5 years	<ul style="list-style-type: none"> • Childcare • Café • Tennis courts
Short-term licence	In accordance with the Burwood Park Hire Policy	<ul style="list-style-type: none"> • public speeches, meetings, seminars and presentations, including educational programs • functions (including commemorative functions, book launches, film releases, balls, and similar activities) • displays, exhibitions, fairs, fashion parades and shows • events (including weddings, corporate functions, and community gatherings) • concerts and other performances, including both live performances and film (cinema and TV) • broadcasts associated with any event, concert, or public speech • engaging in an appropriate trade or business delivering a public address, community events; auctions, markets and similar activities
Other estates	Dependent on scope of works	This PoM allows the council to grant 'an estate' over community land for the provision of public utilities and works associated with or ancillary to public utilities and provision of services, or connections for premises adjoining the community land to a facility of the council or public utility provider on the community land in accordance with the LG Act.

Action Plan

Section 36 of the LG Act requires that a PoM for community land details:

- objectives and performance targets for the land
- the means by which the council proposes to achieve these objectives and performance targets
- the manner in which the council proposes to assess its performance in achieving the objectives and performance targets.

Table 14 sets out these requirements for community land categorised as General Community Use.

Table 14. Objectives and performance targets, means of achieving them and assessing achievement for community land categorised as General Community Use**14.1 Management Issue: Provision of opportunities for recreation and social**

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Increase awareness of recreational opportunities and events within the park	Promote the park and park events through Council's website and social media	Increase in park use and events participation
Maintain and upgrade tennis facilities	Replace court surface and fencing as required	Court surface and fence replaced
Maximise access and use of existing tennis courts	Provide information on hiring details via signage, Council's website or social media	<ul style="list-style-type: none"> - Tennis courts promoted - Increase in use
Maximise the use of park facilities throughout the day & night	Investigate improved lighting at Burwood Park to support night time social tennis	Report prepared, considered and implemented
Accessible facilities	<ul style="list-style-type: none"> - Review all paths and linkages and nominate for redesign to comply with Australian Standards for Access and Mobility - Investigate opportunities for new accessible linkages, e.g. between playground and café 	<ul style="list-style-type: none"> - Designs prepared and included in future Capital Works - Accessible paths, ramps and connections constructed - Increase in use of park by people with disability and the elderly
The park is used for various community and private events in accordance with licence and hiring agreements	<ul style="list-style-type: none"> - Assess applications for use of the park for community and private events consistent with this PoM - Ensure compliance of event organisers with terms and conditions of licence agreements 	<ul style="list-style-type: none"> - Successful community and private events held in the park with no complaints from other park users - No reported non-compliance

14.2 Management Issue: Creating a safe and welcoming park environment		
Performance Targets	Means of Achieving Target	Means of Assessing Performance
Ensure maximum personal safety and minimal risk perception within the park in all hours of the day	<ul style="list-style-type: none"> - Collaborate and coordinate with the Burwood Police Area Command regarding regular patrols throughout Burwood Park to promote high visibility policing and provide ongoing educational campaigns and projects to promote personal safety awareness - Council's rangers and security conduct daily patrols throughout Burwood Park - Ensure that lighting along pathways are regularly maintained - Add to and replace CCTV as required 	<ul style="list-style-type: none"> - Reduction in the number of incidences of threats to personal safety reported to Council and Police - Patrols being undertaken - Lighting maintained - CCTV cameras installed where required
Reduce vandalism of facilities	<ul style="list-style-type: none"> - Ensure all new furniture and structures in the park are designed to be vandal-resistant and constructed of materials accordingly - Council's rangers and security conduct daily patrols throughout Burwood Park - Maintain lighting in the park - Remove any new graffiti immediately 	<ul style="list-style-type: none"> - Reduced frequency of repairs due to vandalism - Patrols being undertaken - Lighting maintained - Little graffiti evident

14.3 Management Issue: Environmental Awareness and Sustainability

Performance Targets	Means of Achieving Target	Means of Assessing Performance
Regularly review and update Plan of Management and Masterplan to meet community changes and expectations in relation to population growth and carrying capacity	Review adopted PoM every 5-10 years	<ul style="list-style-type: none"> - PoM updated and reviewed - PoM continuously responding to changes in new sustainability goals
Manage park events and facilities to ensure balanced and sustainable use	<ul style="list-style-type: none"> - Assess the capacity of the park to deliver local, district and regional events - Review "Hire of Burwood Park for Public Festivals & Special Events Policy" to ensure that there is a balance of regional and local uses within the park 	<ul style="list-style-type: none"> - Assessment undertaken and considered - Policy reviewed and implemented
Encourage sustainable waste management practices	Investigate recycling bin options	Recycling rates increased
Develop environmentally sustainable practices in the maintenance and management of the park facilities	<ul style="list-style-type: none"> - Reduced electricity use through energy saving lighting - Investigate stormwater harvesting from buildings - Utilise recycled, recyclable and sustainable materials whenever possible 	<ul style="list-style-type: none"> - Electricity use reduced - Stormwater harvesting implemented - Recycled, recyclable and sustainable materials used
Provide park signage providing facility identification, outlining activities and restrictions	Install park provision and general warning signs	Park signage installed

14.4 Management Issue: Accessibility and Adaptability

Performance Targets	Means of Achieving Targets	Means of Assessing Performance
The park caters for increased resident and workforce populations without a compromise of park values	<ul style="list-style-type: none"> - Opportunities to increase passive and active recreational areas of the park are investigated and maximised 	Passive recreational spaces maintained and/or increased

14.4 Management Issue: Accessibility and Adaptability

Performance Targets	Means of Achieving Targets	Means of Assessing Performance
Provide accessible parking and access to facilities for people with disabilities	<ul style="list-style-type: none"> - Ensure the requirements of the Disability Discrimination Act and Council's Disability Inclusion Action Plan and Disability Access Plan are met in the detailed design of the park - Provide disabled parking at Comer Street and Park Avenue - Provide accessible connections to and within the park - Install pram ramps where required 	<ul style="list-style-type: none"> - The requirements of the Disability Discrimination Act and Council's Disability Access Plan and Disability Inclusion Action Plan are met - Disabled parking installed - Accessible connections installed - Pram ramps installed

6. Strategies for Management

6.1 Asset Management

Asset Management refers to the whole of life cycle approach to Burwood Park's assets. Asset Management involves planning, maintenance, monitoring, replacement and the disposal of assets.

Asset Management Plan

Council park assets are managed according to the principles prescribed by the Institute of Public Works Engineering Australasia 'National Asset Management System' (NAMS Plus). An Asset Register catalogues all Council owned equipment and infrastructure in Council's parks. It contains key data to assist with the management of future repairs, maintenance and replacement of park assets. Additionally, it assists Council in establishing and maintaining appropriate park management budgets.

The replacement of Burwood Park assets may be included in the yearly Capital Works Program. The day to day maintenance and replacement of assets are included in the yearly park maintenance budget.

The Asset Register also informs the strategy for playground management by detailing the locations, estimated cost, and proposed dates for existing play equipment to be replaced. This strategy will ensure that the community is well provided with playground facilities and will assist Council to better understand the community's needs for the future development and maintenance of play facilities in parks.

A key objective from a risk and insurance perspective is the reduction and prevention of injuries and damages claims that may be caused by Council's parks and sportsgrounds assets. This will be achieved by the provision of well-maintained assets and playground equipment, compliant with Australian Standards.

Maintenance

Council aims to provide efficient and effective maintenance of its parks to meet the needs of the community. Burwood Park requires ongoing scheduling for cleaning, maintenance, repair and replacement of assets (refer Section 7.2). Monitoring of park assets is carried out as part of the maintenance process, to identify inadequate or faulty assets. A park maintenance works compound is located at the northern end of the park.

Capital Improvements

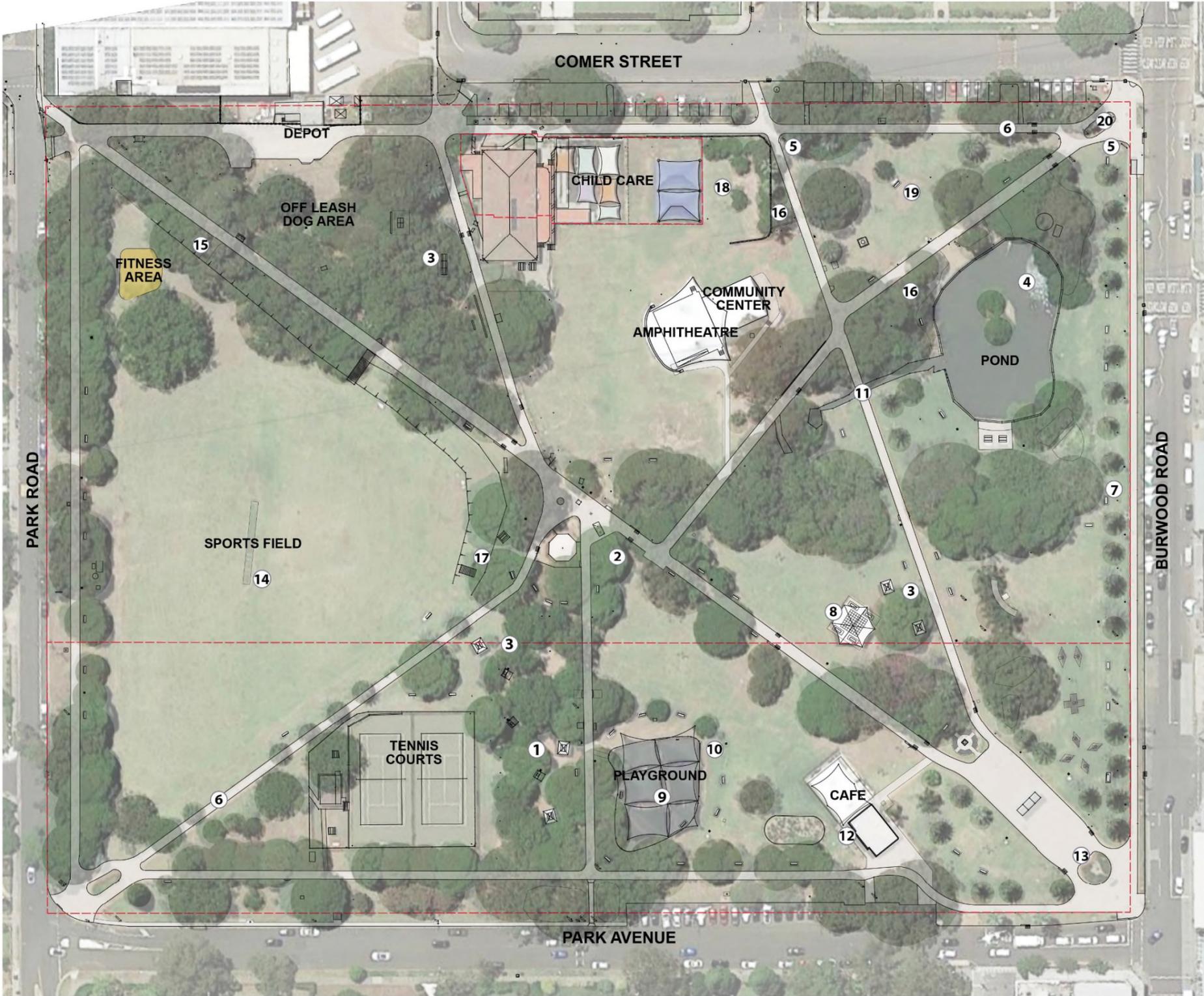
Capital improvements are systematically planned, managed, and prioritised. New facilities are budgeted for and installation is scheduled as required and may involve community consultation and other feasibility studies (refer Section 7.3).

Future Planning

The ongoing management and any future improvements to Burwood Park will be in accordance with the objectives of this PoM and Masterplan as described in the specific Action Plans (refer Section 5.1, 5.2, 5.3). Council aims to improve the use of and access to parks across the LGA including Burwood Park.

Figure 7.1 Landscape Masterplan

FIGURE 7.1 LANDSCAPE MASTERPLAN



LEGEND

- 1 UPGRADE BBQ AREA: ACCESSIBLE BBQ AND PATHWAYS
- 2 ADD TO AND REPLACE CCTV
- 3 UPGRADE PARK FURNITURE: BIN ENCLOSURES, SEATING, SHELTERS
- 4 POND UPGRADE
- 5 INSTALL NEW PARK SIGNAGE SUITE
- 6 UPGRADE SEGMENTAL PAVING OF FOOTPATH
- 7 SUCCESSION PLANTING OF CANARY ISLAND DATE PALM ALONG BURWOOD ROAD
- 8 UPGRADE LANDSCAPE AREA SURROUNDING THE CHESS SET, REPLACE SHADE SAIL
- 9 REPLACE EXISTING PLAY EQUIPMENT, SOFT FALL & SHADE SAIL
- 10 INSTALL PATHWAY AROUND PLAYGROUND & CONNECTION TO CAFE
- 11 REPLACE CREEK BRIDGE
- 12 INSTALL DRAINAGE AND NEW PAVING BEHIND CAFE
- 13 REPLANT THE PEACE GARDEN
- 14 RETURF THE PLAYING FIELD & REPLACE SYNTHETIC CRICKET PITCH
- 15 INSTALL EQUAL ACCESS RAMP TO OVAL & FITNESS EQUIPMENT AREA
- 16 RENEW & REPLANT GARDEN BEDS, REPAIR IRRIGATION SYSTEM
- 17 INSTALLATION OF POWER
- 18 PROPOSED SENSORY GRADEN
- 19 PROPOSED NATURE PLAY
- 20 PROPOSED PUBLIC ART

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7. Burwood Park Management Actions

7.1 Management Actions

This section provides information on the ongoing maintenance and proposed capital works to be undertaken in line with the objectives and targets of the Action Plan (Sections 5.1, 5.2, 5.3) and Masterplan (refer Figure 7.1).

7.2 Burwood Park General Schedule of Maintenance

Daily Maintenance

- Daily risk assessment
- Cleaning, servicing of automated toilets
- Routine visual inspections and reporting of playground equipment
- Litter collection and removal of rubbish in all park areas
- Emptying of b-tidy bins
- Check BBQ/picnic areas are clean and fit for use
- Ensure pathways are free of debris
- Put out and put away and large chess pieces
- Extra bins put out around park before all large sporting activities
- Clean BBQ hotplates and bench areas. Check BBQ's are fully operational on Mondays and Fridays
- Check park bookings and requirements

Weekly Maintenance

- Broad-acre mowing passive areas every 2-3 weeks, active areas every 1-2 weeks
- Edging and whipper snipping of passive areas
- Check and clean pond including aeration and filtration systems
- Water blast pond surrounds and park furniture
- Clean pond, clean filters and add chemical controls to pond water as required
- Line mark sports field
- Check playing fields for ruts and depressions, and fill with topsoil if required
- Empty dog litter bins and replenish litter bags
- Pathways swept by mini sweeper and park staff on Thursdays or Fridays
- Clean park furniture, pathways and water blast around pond surrounds
- Stocktake of supplies

Sport Fields Maintenance

- Mowing of sports field on a 1- 2 week cycle depending on season
- Line marking of cricket pitch
- Soil testing annually
- Apply fertilisers and amendments as required
- Topdressing
- Clean synthetic cricket pitch and replace as required
- Turf repairs
- Broad scale and spot spray weed control

Other Maintenance Works

- Provide annual bed displays 4 times per year to coincide with Council events
- Preparation work for events such as ANZAC, Sandakan, The National Servicemen's Association and Burwood Festival events
- Park furniture maintenance and replacement, including painting and oiling of park seating and structures

- Garden bed maintenance including plantings, mulching, weeding, pruning and hedging
- Playground cleaning and repairs as required
- Seasonal pruning of rose garden
- Tree planting and pruning
- Ibis bird control program
- Fertilising passive and active turf areas
- Weed spraying pathways and garden beds
- Irrigation maintenance
- Turf maintenance and replacement as required
- Paving repairs
- Machinery maintenance
- Preparation and operational support for Council and community events in the park
- Audit of park lights, maintenance and repairs as required
- Remove litter from park drainage pits
- Water blast chess board area, memorials, park furniture and pavilion stage areas as required

7.3 Proposed Capital Works

Burwood Park Proposed Capital Works	Priority Rating
Pond Upgrade	High
Tree planting x 50	Medium
Install sandstone retaining blocks on western pathway adjacent Park Road	Low
Off-street parking upgrade to equal access	Medium
Equal access barbecues	Medium
Install additional bubblers	Medium
CCTV add to and replace	High
Install new bin enclosures	Medium
Replace picnic shelters	Medium
Install concrete equal access ramps or steps to oval area	Medium
Renew soft and hard landscapes	Medium
Repair the irrigation system	High
Repair and maintain the erosion and wear under the brush box trees on the southern side of the park	Medium
Repair drainage issues NW and NE areas of the park	High
Returf worn areas of park as required	Medium
Install park provision and general warning signs	High
Finish segmental paving of footpaths	Medium
New palm succession plantings along Burwood Road	High
Install additional park benches	Medium
Landscape the chess set area	Medium
Install additional dog litter bins	Low
Install equal access requirements for parks assets and amenity	Medium
Install pram ramps for equal access	Medium
Replace chess board shelter with all-weather shade structure	Low
Upgrade playground into an inclusive playground	Medium
Install pathway around playground and down to café	Medium
Replant the peace garden	High
Returf playing field	Low
Replace synthetic cricket pitch	Low
Investigate further upgrades to table tennis area	Medium
Future Nature Play Area, North of the Pond	High
Future Sensory Garden, East of the Child Care Centre	High

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9. Appendices

9.1 Aboriginal Heritage Review

9.2 Heritage Report

9.3 Arboriculture Assessment