District Council of Grant

Community Land Management Plan

Donovans Recreation Reserve (CL114-A)

1. INTRODUCTION

This community land management plan (**the CLMP**) has been prepared by the District Council of Grant (**the Council**) in fulfilment of its obligations under Section 196 of the *Local Government Act 1999* (**the Act**).

2. IDENTITY OF LAND TO WHICH THIS PLAN APPLIES

Common Name	Location	Ref.	Ownership
Donovans Recreation Reserve	9-17 Adams Street, Donovans	CL114-A	The District Council of Grant
	Legal Description		
	Allotment 68, Deposited Plan 4388, Hundred of Caroline, Certificate of Title Volume 5880, Folio 610		

3. NATURE OF ANY TRUST, DEDICATION OR RESTRICTION

There are no known trusts, dedications or restrictions over the Land.

4. REASON WHY MANAGEMENT PLAN IS REQUIRED

4.1. This CLMP is required for the Land because:

4.1.1. portion of the Land is, or is to be, occupied under a lease or licence;

4.1.2. portion of the Land has been, or is to be, specifically modified or adapted for the benefit or enjoyment of the community.

5. PROVISIONS REQUIRED BY OWNER

The Council must manage any Crown Land in accordance with the dedicated purpose, pursuant to the *Crown Land Management Act 2009* (SA).

The Council are currently a party to the First Nations of the South East #1 which is anticipated to amend the Native Title status of several parcels within Council's area. The Council must manage any Land where Native Title has been recognised in accordance with the requirements under the *Commonwealth Native Title Act 1993*.

6. PURPOSE FOR WHICH THE LAND IS HELD BY COUNCIL

Land owned or controlled by Council to be leased or licensed to community groups for the purpose of recreation, education or social pursuits.

7. POLICIES AND PROPOSALS FOR MANAGEMENT OF THE LAND

7.1. Council Policies

The following policies / plans have some direct or indirect application to the Land as at the date of this CLMP. Council policies and plans undergo regular review, and may be amended, superseded or replaced:

- Disposal of Land Other Assets Policy;
- Leases and Licences Policy;
- Business Activity on Council Land Policy;
- Community Funding and Support Policy;
- Public Consultation Policy;
- Strategic Management Plan 2020 – 2030;

- River & Coastal Communities Urban Design Framework and Masterplan.

7.2. Council By-laws

The Council has established by-laws under the Act. The following by-laws have been identified as relevant to the management of the Land:

- By-Law 1 - Permits and Penalties; and
- By-Law 2 - Local Government Land.

The Council may from time to time revoke and/or replace its by-laws.

7.3. Proposals for Management of the Land

7.3.1. The Land is to be managed consistently with its dedication and with any applicable Council policies and plans.

7.3.2. Council has proclaimed that these land parcels are prescribed areas for lighting gas fires or using electric elements for cooking purposes on fire ban days.

7.3.3. Council has proclaimed that these land parcels are Dog on Leash areas (except within playground areas which have been proclaimed as Dog Prohibited areas).

8. OBJECTIVES FOR MANAGEMENT OF THE LAND

8.1. The objectives for the management of the Land are:

8.1.1. to support use of the Land by the public for recreational activities;

8.1.2. to provide and maintain land and infrastructure that encourages, promotes and supports recreational, social and educational pastimes and activities;

8.1.3. to facilitate sporting facilities and open space infrastructure being accessible as appropriate by users of varying ages and abilities; and

8.1.4. to actively promote the facilities to the community to maximise useage.

9. LEASES, LICENCES AND PERMITS

9.1. Subject to the provisions of the Act and the *Crown Land Management Act 2009*, the granting of exclusive and non-exclusive leases and licences over the Land or part of the Land for the following purposes (in no particular order) is consistent with this CLMP and is authorised for the purposes of Section 202(3) of the Act in relation to the Land:

9.1.1. to support ongoing occupation of the buildings on the Land for the use of the community, including community groups and clubs for social, recreational and meeting purposes;

9.1.2. to provide and maintain land and infrastructure that promotes recreational pursuits with organised formal and informal sporting and non-sporting activities and assists in meeting the sporting needs of the community and visitors;

9.1.3. to support ongoing occupation, use, management and upkeep of buildings, land and other community assets;

9.1.4. to enable temporary use of buildings and/or land for specific functions, activities and events;

9.1.5. to allow for the provision of essential infrastructure for the provision of electricity, gas, water, internet and telecommunications services; and

9.1.6. to allow for business uses of the Land that are consistent with or ancillary to the above purposes;

9.2. The granting of permits for one or more of the following purposes (in no particular order) is consistent with this CLMP and is authorised for the purposes of Section 202(3) of the Act in relation to the Land:

9.2.1. to enable temporary use of the Land for specific functions, activities and events.

9.2.2. to support ongoing occupation of the building on the Land and/or for the use of the community including community groups and clubs for social, recreational and meeting purposes.

9.3. As at the date of this CLMP the Donovans Recreation Advisory Committee and the Donovans Community Mail Agency each occupies the portion of the Land identified as CL114-A pursuant to an occupancy arrangement with the Council.

9.4. Other than where rights of occupation are granted in leases and licences, the Land is available for community use at all other times.

10. MANAGEMENT OBJECTIVES, PERFORMANCE TARGETS AND MEASURES

Objective	Performance Target	Performance Measure
Access and Use		
To provide and maintain land and infrastructure that encourages, promote and support recreational, social and educational pastimes and activities.	Infrastructure is fit for purpose, visually attractive and complements the character of the land.	The recreational, social and educational needs of the community are met.
To facilitate open space infrastructure being accessible as appropriate by users of varying ages and abilities.	Council has a program in place to address compliance with Council's obligations under the Disability Discrimination Act 1992.	Open space infrastructure asset improvements are budgeted and delivered.
Amenity		
To maintain the amenity and cleanliness of community land.	Public conveniences are kept hygienic and in a clean and tidy state and litter bins, if installed, are regularly emptied.	Customer requests for service are responded to in accordance with service standards.
Asset Management and Function		
To provide and manage community infrastructure and physical assets in a safe, functional, sustainable and efficient manner, appropriate to identified levels of service.	Assets are effectively managed to meet the needs of users and in accordance with Council's asset management plans.	Council's asset management plans are reviewed in accordance with the review schedule.
Community Involvement		
To ensure the community is provided the opportunity to be informed and contribute to the management of and decisions about community land.	Council consults with the community before adopting any changes to its Community Land Management Plans in accordance with legislation and Council policy.	Plans and land register is publicly available and consultation is undertaken in accordance with Council policy.
Environment		
To control noxious weeds which may occur on the land.	A noxious weed program has been implemented in consultation with NRM.	Noxious weeks are controlled.
Governance		
Where appropriate, grant or renew lease or licence agreements, and grant or accept easements and rights of way over the land in accordance with the relevant legislation and Council policy, plans and by-laws detailed within this management plan (as amended from time to time).	Lease or licence agreements are in place and periodical reviews of agreements are undertaken to ensure terms and conditions are met.	Periodical reviews of agreements identify that terms and conditions are being complied with.
To meet legislative and Council policy and legal requirements regarding community land.	Council's Community Land Management Plan meets the requirements of all application legislation and due consideration has been given to all	Council endorsed management plan and register for community land.

	Council policies and by-laws during their development.	
Safety and Enjoyment		
To identify potential hazards in a timely manner to minimise Council exposure to complaints, compensation claims and litigation.	Potential hazards are identified and eliminated and damaged equipment and infrastructure is repaired as soon as practicable or removed if damaged beyond repair and dangerous.	An appropriate inspection and maintenance program for high use areas has been implemented within resource constraints.
To ensure the land does not create a fire hazard to adjacent residents or buildings.	Land is maintained so as not to present a fire risk.	Inspections of land identified as a fire hazard to adjoining land owners or buildings are undertaken prior to fire danger season.
To minimise real and perceived adverse impacts on nearby residents as a result of the facility.	No adverse impacts are reported by nearby residents.	Number of complaints from nearby residents.

11. NOTES

The sequence of dot points and numbering of purposes, objectives, policies, proposals and performance targets and measures listed within this CLMP do not infer a hierarchy or order of priority.

This Community Land Management Plan was considered at the Ordinary Meeting of Council on 17 April 2023 and endorsed to be published for public consultation with the landowner and the community [minute reference 23077]. This Community Land Management Plan was further considered at the Ordinary Meeting of Council on 19 June 2023 and adopted [minute reference 23126].

12. MAP

CL114-A: