

Ordinary Meeting Of Council



Wollondilly Shire Council

Minutes

Monday 17 July 2017

The meeting commenced at 6.31pm and was held in the Council Chamber 62-64 Menangle Street, Picton NSW 2571.

WOLLONDILLY SHIRE COUNCIL

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

RECORDING OF MEETING	3
WEBCAST NOTICE	3
PRESENT	3
ALSO PRESENT WERE	4
NATIONAL ANTHEM	4
ACKNOWLEDGEMENT OF COUNTRY	4
APOLOGIES AND LEAVE OF ABSENCE REQUESTS	4
DECLARATION OF INTEREST	4
CONFIRMATION OF MINUTES	4
MAYORAL MINUTE	5
PLANNING AND ECONOMY	15
PE1 Application to Modify Development Consent No. 010.2005.00051506.005 – 20 Brundah Road, Thirlmere	15
PE2 Picton East Planning Proposal	16
LATE REPORT	17
PE3 Development Application No. 010.2017.00000405.001 – Two (2) Storey Dwelling at 29 Koolahs Street, APPIN.	17
GOVERNANCE	26
GO1 Notice of Motion Status Report – June 2017	26
GO2 Investment of Funds as at 31 May 2017	27
GO3 Information Guide Review	28
GO4 Code of Meeting Practice Amendment.....	29
ENVIRONMENT	30
EN1 NSW Biodiversity Legislation Reform Package.....	30
INFRASTRUCTURE	31
IN1 Recommendations Local Traffic Committee – 21 June 2017.....	31
IN2 Increase to the Capital Budget Program 2017/18	34
NOTICE OF MOTION	35
NOM1 Notice of Motion No. 1 submitted by Cr Banasik on 4 July 2017 regarding residential rezoning applications in Appin.....	35
NOM2 Notice of Motion No. 2 submitted by Cr Banasik on 5 July 2017 regarding installing Filtered Water Stations in appropriate locations.....	36
NOM3 Notice of Motion No. 3 submitted by Cr Banasik on 11 July 2017 regarding calling for a review which allows developers to sell blocks of land off the plan.....	37
NOM4 Notice of Motion No. 4 submitted by Cr Banasik and Cr Deeth on 12 July 2017 regarding supporting the investigations being undertaken by the Commonwealth Government and private operators for High Speed Rail	38
NOM5 Notice of Motion No. 5 submitted by Cr Deeth on 12 July 2017 regarding the embellishment of Appin Park.....	40
NOM6 Notice of Motion No. 6 submitted by Cr Deeth on 14 July 2017 regarding the upgrade of the existing village of Wilton’s Streetscape	41
CLOSED REPORT	42
GO5 Review of Organisational Structure 2017	42
CLOSING	43

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

RECORDING OF MEETING

The Mayor stated that in accordance with Council's Code of Meeting Practice the electronic recording of the Council Meeting and the use of electronic media during the proceedings is not permitted. It was requested that mobile phones be placed on silent.

WEBCAST NOTICE

The Mayor advised members of the public present that tonight's meeting is webcast live and requested that as both video and audio transmission is being publically broadcast to please remain quietly seated in the public gallery.

Members of the public are advised, in accordance with Section 18 of the Privacy and Personal Information Protection Act 1998 (PPIPA), that Wollondilly Shire Council records and webcasts live all Ordinary and Extraordinary Meetings of Council held in open session for the purpose of facilitating community access. The webcasts are publically available for viewing on Council's website.

Video footage collected is of the decision making body only, if you do not wish your image to be recorded please remain in the public gallery. Your image, voice, personal and health information may be recorded, publicly broadcast and archived if you speak during the meeting and/or don't remain in the space provided.

The webcasts and webcast recordings are protected by copyright and owned by Council. No part of the proceedings of a meeting of the Council may be recorded, copied or made available to others by members of the public without the authority of the Council.

Council may be required to disclose recordings pursuant to the Government Information (Public Access) Act 2009, or where Council is compelled to do so by court order, warrant or subpoena or by any other legislation.

PRESENT

Councillors: Hannan (Mayor), Landow, Gould, Khan, Lowry, Banasik, Deeth, Law and Briggs

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

ALSO PRESENT WERE

General Manager, Executive Director Community Services and Corporate Support, Director Planning, Acting Director Infrastructure and Environment, Manager Executive Services and two Administration Officers.

NATIONAL ANTHEM

The Mayor requested that everyone stand for the Australian National Anthem.

ACKNOWLEDGEMENT OF COUNTRY

The Mayor acknowledged the traditional Custodians of the Land:

I would like to pay my respect and acknowledge the traditional custodians of the land on which this meeting takes place, and also pay respect to Elders both past and present.

APOLOGIES AND LEAVE OF ABSENCE REQUESTS

TRIM 88-12

There were no apologies noted for this meeting.

DECLARATION OF INTEREST

TRIM 9156

Cr Lowry declared a Pecuniary Conflict of Interest during the Mayoral Minute for the motion relating to the Macarthur Chronicle due to his and his partners association with the District Reporter Newspaper. He left the meeting during this item and did not vote on the matter.

CONFIRMATION OF MINUTES

TRIM 88-12

132/2017 **Resolved on the Motion of Crs M Banasik and Khan:**

That the Minutes of the Ordinary Meeting held on Monday 19 June 2017, as circulated, be adopted as true and correct.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

ITEMS TABLED

- Certificate of Appreciation – 2017 Camden Wollondilly Local Business Awards

MAYORAL MINUTE

TRIM 531

During the past Month the following events were attended by either myself or as indicated by other Councillors with details provided on the following pages.

Friday 23 June 2017 and Saturday 24 June 2017 Winterfest

Tuesday 27 June 2017 Create Wollondilly 2033 Art Competition Presentation

Wednesday 28 June 2017 Appin Men's Shed Construction

Saturday 1 July 2017 Picton Rotary Change Over Event

Saturday 1 July 2017 Say No 2 Domestic Violence Gala Dinner

Tuesday 4 July 2017 Warragamba Family Fun Day

Wednesday 5 July 2017 Camden Wollondilly Business Awards (Certificate of Appreciation to be tabled)

Monday 10 July 2017 NAIDOC Flag Raising Ceremony

In May 2017 Council received 3 applications for Donations and 1 application for Sponsorship.

- Application from Bridget Shearer for \$250 to assist in attending the National Sports Aerobics in Queensland in August 2017.
- Application from Appin Public School P & C for \$500 to assist in the school's 150th Celebration with an outdoor movie night on 2 December 2017.
- Application from Picton Bowling Club Men's Bowling Group for \$500 to support a Learning and Training Program for Juniors Lawn Bowls.
- Application from Picton High for \$1,000 Sponsorship to support the Wollondilly Community of Schools Science Fair to be held on 17 August 2018.

The requests have been assessed against the program criteria and deemed eligible to receive funding through the Donation and Sponsorship Programs.

This morning we received confirmation that the settlement of 10 Avon Dam Road, Bargo has occurred. A major milestone and a step forward for the RFS project, thank you to all those involved. Also the tender for the new works is progressing well with a prospective tenderer meeting held last week here at Council, and the close for Tenders being 1 August 2017.

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

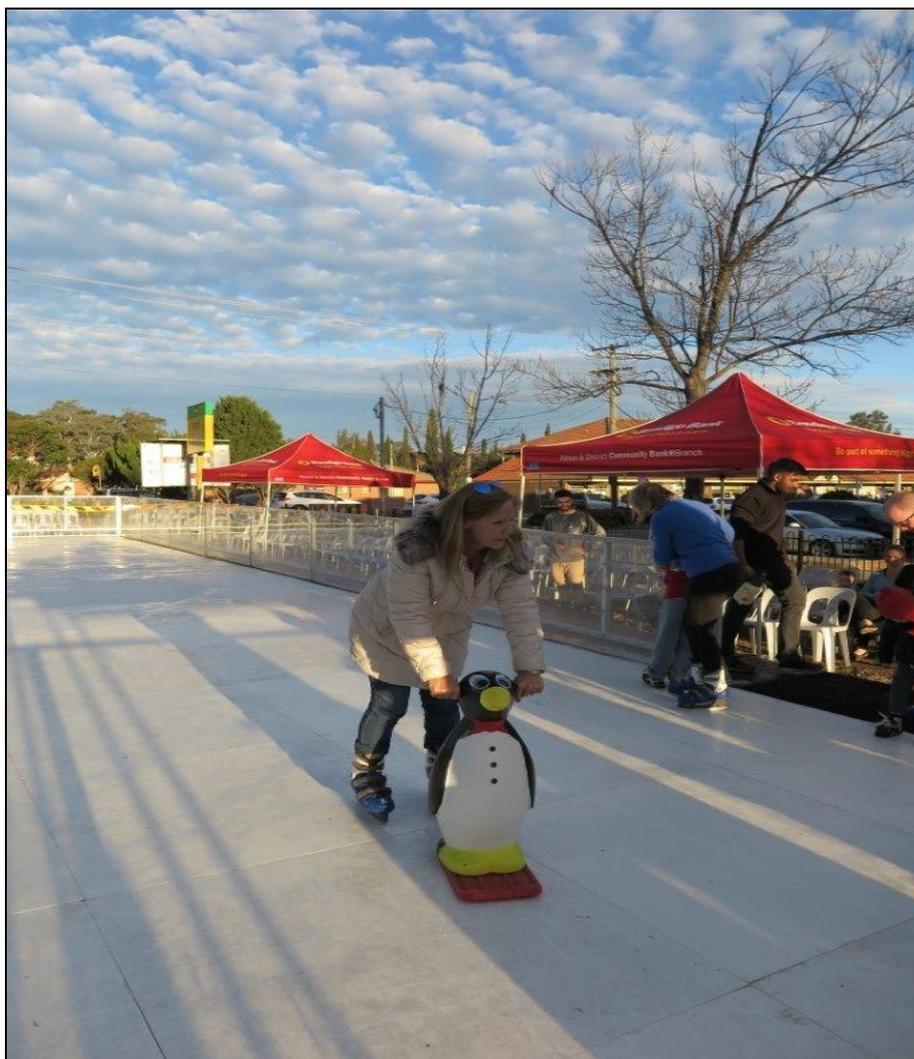
Cr Lowry left the room at 6.39pm due to a Conflict of Interest in the following item.

That Council write an urgent letter to owners of the Macarthur Chronicle calling on them to reverse their decision to close the Macarthur office.

I would now like to table the following pages of this document which provide more details in regards to events attended.

On Friday 23 June and Saturday 24 June 2017 was Winterfest. The whole event went really well and was a great event. We sold 1,753 tickets across the 2 days with hundreds more each day spectating.

The event was well received by the public and the Chamber have asked if this could be held again next year.



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On Tuesday 27 June 2017 I attended the Create Wollondilly 2033 Art Competition Presentation at The Oaks Public School to present all children who entered with their acknowledgement certificates and present the school with a prize.

I would also like to thank Cr Michael Banasik for accompanying me and assisting with the presentation of the awards.



Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Wednesday 28 June 2017 was the slab pouring of the Appin Men's Shed Construction Project.

I would like to thank Cr Matthew Deeth and Ally Dench, Executive Director for attending on my behalf.



WOLLONDILLY SHIRE COUNCIL

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

On Saturday 1 July 2017 the Rotary Club of Picton held their Change-Over event at Trainworks, Thirlmere.

I would like to thank Cr Matthew Deeth for accompanying me to this event which was a very successful function.



Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Also on Saturday 1 July 2017, Say No 2 Domestic Violence Gala Dinner was held at The Cube Campbelltown.

I would like to thank fellow Councillor Noel Lowry and Executive Director, Ally Dench for accompanying me to this event.



Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

On Tuesday 4 July 2017 I attended the Warragamba Family Fun Day. It was a lovely day and fun was had by all.



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On Wednesday 5 July 2017 the Camden Wollondilly Business Awards was held at Bargo Sports Club.

I would like to thank fellow Councillors Robert Khan, Simon Landow, Matthew Deeth, Matt Gould and Council staff Luke Johnson, Ally Dench, Tate Ryan and Jennifer Baldwin for accompanying me to this event.

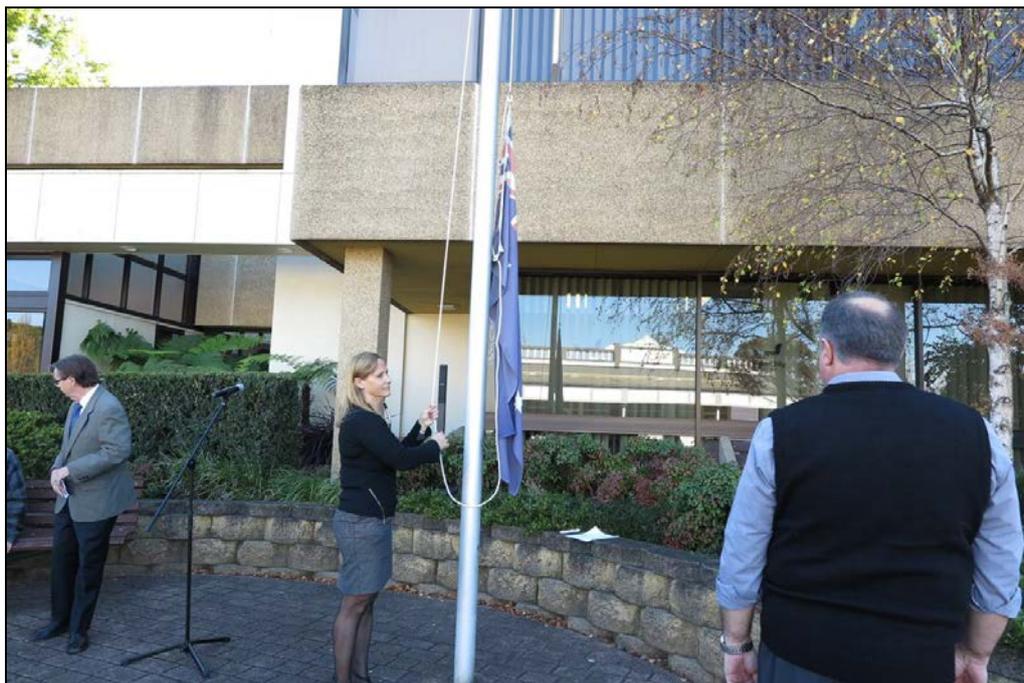


WOLLONDILLY SHIRE COUNCIL

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

On Monday 10 July 2017 Council held the NAIDOC Flag Raising out the front of the Council Administration Building.

Also in attendance were Cr Michael Banasik, Luke Johnson, Ally Dench, Matthew Toro.



Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Judith Hannan
MAYOR
July 2017

133/2017 **Resolved on the Motion of Crs Hannan and Briggs:**

That the Mayoral Minute be accepted.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Landow, Hannan and
 Gould

Cr Lowry returned to the meeting at 6.41pm.

Planning and Economy

PE2 Picton East Planning Proposal TRIM 6842
41

135/2017 Resolved on the Motion of Crs Landow and Gould:

That Item PE2 relating to the Planning Proposal for Picton East be deferred at the Proponent's request to permit further discussion with staff. That this matter not be reported back to Council until:

- 1. The concerns of Council's engineers in regard to geotechnical constraints, road access and flooding/stormwater have been addressed, including the provision of additional reports if required.*
- 2. There is clarity on appropriate minimum lot sizes for the entire site given the geotechnical and other constraints present.*
- 3. More details are provided in regard to public access to Vault Hill.*
- 4. The Picton CBD Traffic master plan impacts are considered.*
- 5. Following resolution of points 1-4 a workshop will be held with Councillors in regard to lot size on the site.*

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Late Report

LATE REPORT

136/2017 **Resolved** on the Motion of Crs M Banasik and Khan:

That Council suspend standing orders to deal with that late report PE3 for Development Application No. 010.2017.00000405.001 at 29 Koolahs Street, Appin.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

PE3 **Development Application No. 010.2017.00000405.001 – Two (2) Storey Dwelling at 29 Koolahs Street, APPIN.**

275633

DD010.00000405.001

137/2017 **Resolved** on the Motion of Crs Deeth and Banasik:

1. That Development Application No. 010.2017.00000405.001 for the construction of a Two (2) Storey Dwelling at Lot 27 in DP 270989, 29 Koolahs Street, APPIN be approved subject to Schedule of Conditions shown below, and
2. That Council separately consider reviewing the DCP provisions in relation to the rear setback provisions for small lots.

Schedule of Conditions

1. COMPLIANCE

These conditions are imposed to ensure that the development is carried out in accordance with the conditions of consent and the approved plans to Council's satisfaction.

- (1) Development Consent is granted for two (2) storey Dwelling at Lot: 27 DP: 270989, No. 29 Koolahs Street, APPIN.
- (2) The applicant is informed that this approval shall be regarded as being otherwise in accordance with the information and particulars set out and described in the Development Application registered in Council's records as Development Application No. 010.2017.00000405.001 received on 29/06/2017 except where varied by the following conditions of consent.

Late Report

- (3) Amended plans showing a minimum 6 metre rear boundary setback to the first floor elevation shall be provided for approval with any Construction Certificate application.
- (4) Unless permitted by another condition of this consent, there shall be no tree clearing unless the vegetation is:
 - (a) Within the footprint of an approved building, access driveway or other structure; or
 - (b) Within three (3) metres of the footprint of an approved building; or
 - (c) preventing the achievement of the minimum asset protection zone requirements under the relevant planning for bushfire protection guidelines.

In this condition *Tree Clearing* has meaning as described in Clause 5.9(3) of Wollondilly Local Environmental Plan 2011.

- (5) Where any work associated with this consent has the potential to disturb neighbours through the generation of noise, dust, odour, vibration or through deliveries to the site the person with control over the works shall advise the occupants of all adjoining and potentially affected properties of the timing and duration of such works. The land owner has the ultimate responsibility for ensuring that anybody undertaking works under this development consent on their behalf is aware of this requirement and completes the task required by this condition.

2. CONSTRUCTION GENERAL

These conditions have been imposed to ensure that all construction work is undertaken to an approved standard and related approvals.

- (1) Construction shall not commence on the site, including the placement of temporary buildings, site sheds, earthworks, site excavation, filling or other site preparation works (with the exception of site survey work), prior to the issue of a Construction Certificate by Council or a nominated Accredited Certifier.
- (2) All construction and building work shall be restricted to between 7:00am and 6:00pm Mondays to Fridays (inclusive), 8.00am and 1.00pm Saturdays and prohibited on Sundays and Public Holidays unless written approval to vary the hours of work is granted by Council.

Late Report

- (3) Excavated area/s adjacent to the building shall be retained and drained to prevent the subsidence of the excavation and/or entry of surface water to the building. Where the retaining wall exceeds 600mm in height, plans and specifications of the retaining wall shall be submitted to Council or a nominated Accredited Certifier and approved before the issue of the Construction Certificate. Where the height exceeds 1m in height, a certificate prepared by a suitably qualified Structural Engineer shall be submitted with the plans and specifications.
- (4) Toilet facilities are to be provided, at or in the vicinity of the work site on which work involved in the erection or demolition of a building is being carried out, at the rate of one toilet for every 20 persons or part of 20 persons employed at the site. These facilities are to be provided prior to the commencement of any works and:
- (a) Must be a standard flushing toilet; and
 - (b) Must be connected:
 - (i) to a public sewer, or
 - (ii) if connection to a public sewer is not practicable, to an accredited sewage management facility approved by the Council, or if connection to a public sewer or an accredited sewage management facility is not practicable, to some other sewage management facility approved by the Council.

In this condition:

Accredited sewage management facility means a sewage management facility to which Division 4 of Part 2 of the *Local Government (General) Regulation 2005* applies, being a sewage management facility that is installed or constructed to a design or plan the subject of a certificate of accreditation referred to in clause 41 of the Regulation.

Approved by the Council means the subject of an approval in force under Division 4 of Part 2 of the *Local Government (General) Regulation 2005*.

Sewage Management Facility has the same meaning as it has in the *Local Government (General) Regulation 2005*.

3. DRAINAGE/STORMWATER

These conditions have been imposed to ensure drainage/stormwater is appropriately managed.

- (1) Stormwater runoff from and through the property is to be appropriately managed so as to control nuisance, damage and hazard during storm events.

Late Report

- (2) The stormwater shall be discharged to the water tank and where applicable shall be in accordance with Australian Standard AS/NZS 3500.3.2 – Stormwater Drainage.
- (3) All drainage works shall be carried out in accordance with the Plumbing and Drainage Act 2011 and Australian Standard AS/NZS 3500 except where otherwise provided in the Local Government Act 1993, or the Local Government (General) Regulation, 2005.

4. PUBLIC ROADS

These conditions have been imposed to ensure all public road works required by the development are provided to an adequate standard.

- (1) Any footpath or road that is required to be opened to provide any services to this development shall not be opened or disturbed until a Road Opening Approval has been granted by Council. Any damage to the footpath, kerb and guttering or roadway shall be repaired at the full cost of the developer.
- (2) Provision of Vehicular Access to the site through the construction of ramped gutter crossings in accordance with Council's Design & Construction Specifications.

Note: Any adjustment to services shall be at the expense of the applicant and is additional to the contributions required by Council. Prior to the construction of the crossing, approval shall be obtained from Council's Traffic and Design Section.

5. EROSION AND SEDIMENT CONTROL

These conditions have been imposed to minimise the impact of the Development on the environment and on adjoining properties.

- (1) Runoff and erosion controls are to be installed prior to the commencement of any site works and incorporate:
 - a) Diversion of uncontaminated up-site runoff around cleared and/or disturbed areas.
 - b) Containment of the downslope perimeter of the cleared and/or disturbed area with a silt fence and/or other devices to prevent sediment and other debris escaping from the land.
 - c) Maintenance of all erosion control measures at maximum operational capacity until the land is effectively rehabilitated after completion of construction.

Late Report

- (2) Removal and/or disturbance of vegetation is to be confined to the approved building area, the site of permanent accessways and land extending a maximum of 3 metres beyond the outermost projection of the approved building.
- (3) All disturbed areas are to be stabilised by turfing, mulching, paving or otherwise suitably stabilised within 30 days of completion.
- (4) Vehicle access is to be controlled so as to prevent tracking of sediment onto adjoining roadways, particularly during wet weather or when the site has been affected by wet weather.

6. INSPECTIONS

These conditions have been imposed to ensure that construction works are undertaken to an approved standard.

- (1) Building works shall be inspected by the Principal Certifying Authority at critical stages of construction to ensure they comply with the Building Code of Australia and associated approvals. Where Wollondilly Shire Council is nominated as the Principal Certifying Authority these inspections shall include:
 - Footings
 - Pier holes before pouring of concrete
 - Steel reinforcing before pouring of concrete
 - Wet area damp proofing and flashing before lining
 - Stormwater drainage before backfilling
 - Bearers and joist inspection before flooring is fixed
 - Frame work before internal cladding or lining is fixed
 - Completion of the building work before occupation or use.

7. OCCUPATION & USE

These conditions have been imposed to ensure the development and associated activities/operation are acceptable in terms of the amenity of the neighbourhood and the public interest whilst maintaining its functional operation:

- (1) The dwelling shall not be occupied or used until an Occupation Certificate is issued by the Principal Certifying Authority.

8. PRESCRIBED CONDITIONS UNDER THE ENVIRONMENTAL PLANNING & ASSESSMENT ACT, 1979.

These conditions are imposed as they are mandatory under the Act.

Late Report

(1) COMPLIANCE WITH BUILDING CODE OF AUSTRALIA AND INSURANCE REQUIREMENTS UNDER THE HOME BUILDING ACT 1989

- (a) For the purposes of [section 80A](#) (11) of [the Act](#), the following conditions are prescribed in relation to a development consent for development that involves any building work:
- (i) that the work must be carried out in accordance with the requirements of the *Building Code of Australia*,
 - (ii) in the case of residential building work for which the [Home Building Act 1989](#) requires there to be a contract of insurance in force in accordance with Part 6 of that Act, that such a contract of insurance is in force before any building work authorised to be carried out by the consent commences.
- (b) For the purposes of [section 80A](#) (11) of [the Act](#), it is prescribed as a condition of a development consent for a temporary structure that is used as an entertainment venue, that the temporary structure must comply with Part B1 and NSW Part H102 of Volume One of the *Building Code of Australia* .
- (c) This [clause](#) does not apply:
- (i) to the extent to which an exemption is in force under [clause](#) 187 or 188, subject to the terms of any condition or requirement referred to in [clause](#) 187 (6) or 188 (4), or
 - (ii) to the erection of a temporary building, other than a temporary structure to which subclause (b) applies.
- (d) In this [clause](#), a reference to the *Building Code of Australia* is a reference to that Code as in force on the date the [application](#) is made for the relevant:
- (i) development consent, in the case of a temporary structure that is an entertainment venue, or
 - (ii) construction certificate, in every other case.

Note: There are no [relevant provisions](#) in the *Building Code of Australia* in respect of temporary structures that are not entertainment venues.

(2) ERECTION OF SIGNS

- (a) For the purposes of section 80A (11) of the Act, the requirements of subclauses (b) and (c) are prescribed as conditions of a development consent for development that involves any building work, subdivision work or demolition work.

Late Report

- (b) A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
 - (i) showing the name, address and telephone number of the principal certifying authority for the work, and
 - (ii) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - (iii) stating that unauthorised entry to the work site is prohibited.
- (c) Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.
- (d) This clause does not apply in relation to building work, subdivision work or demolition work that is carried out inside an existing building that does not affect the external walls of the building.
- (e) This clause does not apply in relation to Crown building work that is certified, in accordance with section 109R of the Act, to comply with the technical provisions of the State's building laws.
- (f) This clause applies to a development consent granted before 1 July 2004 only if the building work, subdivision work or demolition work involved had not been commenced by that date.

Note. Principal Certifying Authorities and principal contractors must also ensure that signs required by this clause are erected and maintained (see clause 227A of the *Environmental Planning and Assessment Regulation 2000* which currently imposes a maximum penalty of \$1,100).

Late Report

(3) NOTIFICATION OF HOME BUILDING ACT 1989 REQUIRMENTS

- (a) For the purposes of Section 80A (11) of the Act, the requirements of this condition are prescribed as conditions of a Development Consent for development that involves any residential building work within the meaning of the *Home Building Act 1989*.**
- (b) Residential building work within the meaning of the *Home Building Act 1989* must not be carried out unless the Principal Certifying Authority for the development to which the work relates (not being the Council) has given the Council written notice of the following information:**
 - (i) in the case of work for which a principal contractor is required to be appointed:**
 - (aa) the name and licence number of the principal contractor; and**
 - (ab) the name of the insurer by which the work is insured under Part 6 of that Act.**
 - (ii) in the case of work to be done by an owner-builder:**
 - (aa) the name of the owner-builder; and**
 - (ab) if the owner-builder is required to hold an owner-builder permit under the Act, the number of the owner-builder permit.**
- (c) If arrangements for doing the residential building work are changed while the work is in progress so that the information notified under sub-condition (b) becomes out of date, further work must not be carried out unless the Principal Certifying Authority for the development to which the work relates (not being the Council) has given the Council written notice of the updated information.**
- (d) This clause does not apply in relation to Crown building work that is certified, in accordance with section 109R of the Act, to comply with the technical provisions of the State's building laws.**

Late Report

ADVICE

- (1) **The following service providers should be contacted before commencement of construction to establish their requirements:**
 - **Dial before you dig (various services) 1100**
 - **Telstra (telephone) 1 800 810 443**
 - **Endeavour Energy (electricity) 131 081**
 - **AGL (gas) 131 245**
 - **Sydney Water (water & sewer) 132 092.**

- (2) **The land is subject to the provisions of Clause 5.9 of Wollondilly Local Environmental Plan, 2011 and Part 10 of Volume 1 of Wollondilly Development Control Plan 2016 with regard to the preservation of trees and vegetation. Under these plans consent may be required for tree clearing beyond the limits set by this consent. If you intend to remove any vegetation you should make yourself familiar with the provisions of both plans. The plans may be viewed on Council's website at www.wollondilly.nsw.gov.au or at Council's offices at 62-64 Menangle St, Picton.**

- (3) **This Consent does not permit the commencement of construction unless a Construction Certificate has been issued. For details about obtaining a Construction Certificate contact Council's Building Services Section for building works or Council's Infrastructure Planning Section for subdivision works.**

- (4) **Should any Aboriginal relics be unexpectedly discovered in any areas of the site not subject to an excavation permit, then all excavation or disturbance to the area is to stop immediately and the National Parks and Wildlife Service (NPWS) should be informed in accordance with Section 91 of the National Parks and Wildlife Act, 1974.**

- (5) **Should any historical relics be unexpectedly discovered in any areas of the site not subject to an excavation permit, then all excavation or disturbance to the area is to stop immediately and the Heritage Council of NSW should be informed in accordance with Section 146 of the Heritage Act 1977.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Council resumed standing orders.

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Governance

GOVERNANCE

GO1 **Notice of Motion Status Report – June 2017**
264985

TRIM 5253-2

138/2017 **Resolved on the Motion of Crs Gould and Khan:**

That Council note the June Notice of Motion Status Report.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan
and Gould

Governance

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Governance

GO2 Investment of Funds as at 31 May 2017

112

TRIM 1022-4

139/2017 Resolved on the Motion of Crs Briggs and Deeth:

That the information and certification in relation to the investment of Council funds as at 31 May 2017 be noted.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Governance

GO3 **Information Guide Review**
238

TRIM 6346

140/2017 **Resolved on the Motion of Crs M Banasik and Khan:**

That the Wollondilly Shire Council Information Guide 2017 be adopted, subject to inclusion of the revised Organisational Structure.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Governance

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Governance

GO4 **Code of Meeting Practice Amendment**
2347777

TRIM 106

141/2017 **Resolved on the Motion of Crs Khan and Deeth:**

That the draft Code of Meeting Practice be placed on public exhibition for 28 days with a further 14 days for submissions prior to coming back to Council for adoption.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Governance

Environment

ENVIRONMENT

EN1 NSW Biodiversity Legislation Reform Package TRIM 3241
31172

142/2017 Resolved on the Motion of Crs Deeth and Gould:

1. That Council endorse the submission prepared by staff.
2. That Council write to the NSW Minister for Planning and NSW Minister for Environment to:
 - Welcome the need and intent of the review of the current framework and also support in principle the overall intent of the reform package.
 - Raise concerns over identified inconsistencies of each of the broad components of the exhibited package with Council's relevant strategic position and issues raised in previous submissions as well as important aspects yet to be completed.
 - Request that the introduction of the reforms be deferred from the proposed commencement date to allow for discussions with Council over its identified inconsistencies with Council's strategic position as well as well as adverse implications for the protection and management of biodiversity on a localised level.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Infrastructure

4. **Proposed linemarking on Werombi Road, Werombi**
52 TRIM 1598
- That Council endorse the linemarking modifications on Werombi Road from Werombi to Brownlow Hill as shown in the Minutes of the Local Traffic Committee Meeting held electronically 21 June 2017.
 - The modification works to be listed on the priority list for consideration in preparing the 2017/18 works program, subject to availability of resources.
5. **Proposed linemarking modification on Mowbray Park Road, Mowbray Park**
52 TRIM 1598
- That Council endorse the linemarking modifications on Mowbray Park Road, Mowbray Park as shown in the Minutes of the Local Traffic Committee Meeting held electronically 21 June 2017.
 - The modification works to be listed on the priority list for consideration in preparing the 2017/18 works program, subject to availability of resources.
6. **Proposed linemarking modification on Oaks Road, Thirlmere**
52 TRIM 1598
- That Council endorse the linemarking modifications on Oaks Road, Thirlmere as shown in the Minutes of the Local Traffic Committee Meeting held electronically 21 June 2017.
 - The modification works to be listed on the priority list for consideration in preparing the 2017/18 works program, subject to availability of resources.
7. **Proposed linemarking modification on Moreton Park Road, Menangle to Douglas Park**
52 TRIM 1598
- That Council endorse the linemarking modifications on Moreton Park Road from Menangle to Douglas Park as shown in the Minutes of the Local Traffic Committee Meeting held electronically 21 June 2017.
 - The modification works to be listed on the priority list for consideration in preparing the 2017/18 works program, subject to availability of resources.

Infrastructure

8. **Proposed linemarking modification on Mayfarm Road, Brownlow Hill**
52 TRIM 1598
- That Council endorse the linemarking modifications on Mayfarm Road, Brownlow Hill as shown in the Minutes of the Local Traffic Committee Meeting held electronically 21 June 2017.
 - The modification works to be listed on the priority list for consideration in preparing the 2017/18 works program, subject to availability of resources.
9. **Proposed Give Way control at both approaches to Broughton Pass Bridge, Wilton**
52 TRIM 1598
- That Council endorse the implementation of Give Sign Control at both approaches to the bridge at Broughton Pass and install associate line markings to improve safe bridge crossing.
10. **Proposed Macarthur Collegians Cycling Club (MCCC) – 2017/2018 Cycling Races on Moreton Park Rd, Menangle**
52 TRIM 2487
- That consent is granted to Macarthur Collegians Cycling Club to use Moreton Park Rd, Menangle to conduct cycling races for a period up to 30 June 2018 subject to the requirements for the issue of a permit for “Road Event – Road Closure” prior to each individual race event.
11. **Dam Fest 2017 at Warragamba on Sunday 15 October – Request for Road Closure**
52 TRIM2487
- That Council approve the road closure of a section of Farnsworth Avenue, West of junction with Warradale Road at Warragamba between the hours of 5:00am to 6:30pm on Sunday, 15 October 2017 subject to the requirements for the issue of a permit for “Road Event – Road Closure”.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Notice of Motion

NOTICE OF MOTION

TRIM 6416-7

NOM 1 Notice of Motion No. 1 submitted by Cr Banasik on 4 July 2017 regarding residential rezoning applications in Appin

Cr Gould left the room at 7.05 pm and returned at 7.07 pm.

Moved on the Motion of Crs M Banasik and Law:

1. That Council put a freeze on any current and future residential rezoning applications in Appin until there has been substantial safety upgrades to Appin Road. Further, letters be sent to the State Government, Federal Government and Campbelltown Council advising them of our decision.
2. *That Council place signs in Appin calling on the state government to fund upgrades to Appin Road now.*

On being put to the meeting the motion was declared LOST.

Vote For: Crs Banasik, Law

Vote Against: Crs Briggs, Khan, Deeth, Lowry, Landow, Hannan and Gould

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Notice of Motion

TRIM 6416-7

NOM 2 **Notice of Motion No. 2 submitted by Cr Banasik on 5 July 2017 regarding installing Filtered Water Stations in appropriate locations**

145/2017 **Resolved on the Motion of Crs M Banasik and Hannan:**

That Council investigate installing Filtered Water Stations in appropriate locations throughout the Shire. (The City of Ryde has just installed some with funding from the EPA waste less levy.)

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Notice of Motion

TRIM 6416-7

NOM 3 **Notice of Motion No. 3 submitted by Cr Banasik on 11 July 2017 regarding calling for a review which allows developers to sell blocks of land off the plan**

146/2017 **Resolved on the Motion of Crs M Banasik and Landow:**

That Wollondilly Council write to the State Government calling for a review which allows developers to sell blocks of land off the plan, which can lead to new home owners waiting long periods for the blocks to be registered. Also Council requests the State Government to put more resources into speeding up land registrations. Further, this motion be sent to Local Government NSW to be an item at the next Conference.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Notice of Motion

TRIM 6416-7

NOM 4 **Notice of Motion No. 4 submitted by Cr Banasik and Cr Deeth on 12 July 2017 regarding supporting the investigations being undertaken by the Commonwealth Government and private operators for High Speed Rail**

Mayor left the meeting at 7.36pm and Deputy Mayor took the Chair.

Mayor returned to the meeting at 7.38pm and resumed the Chair.

147/2017 **Resolved on the Motion of Crs Deeth and M Banasik:**

That Council in principle support the recommendations outlined in the Infrastructure Australia report 'Corridor Protection - Planning and investing for the long term, July 2017' and support the investigations being undertaken by the Commonwealth Government and private operators for High Speed Rail.

Further, that:

1. Council write to the Department of Planning and Environment and the Minister for Planning Anthony Roberts requesting *deferral any rezoning exhibition*, for the South East quadrant of Wilton Priority Growth Area and Mt Gilead to protect the proposed High Speed Rail Corridor, *until the Federal Government responds to the Infrastructure Australia Report and that the response is considered by Council* to ensure opportunities for potential savings for the NSW Government are not lost. Further, that this letter request protection of this corridor be incorporated into the Greater Macarthur Priority Growth Area *and Land Use and Implementation Plan*.
2. Council write to the NSW Minister for Transport and Infrastructure; Andrew Constance and Treasurer; Dominic Perrottet, outlining corridor protection for a high speed rail link could provide substantial savings for tax payers and request urgent action on key findings in the Infrastructure Australia report.
3. Council liaise with Infrastructure Australia to understand the Casula to Douglas Park and Douglas Park to Yerrinbool segments identifying the key challenges within the identified growth corridor.
4. A report come to Council outlining the strategic benefits to Wilton and Wollondilly by the inclusion of a high speed rail corridor and potential station located at Wilton. This report should identify the strategic location of Wilton New Town and benefits of being at the junction of key infrastructure (including the Hume Hwy, Picton Rd, possible rail link to second Sydney airport, M9).

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Notice of Motion

5. **Council write to Campbelltown Council to advise them of our position in regard to this matter and liaise with our neighbours and other stakeholders on the matter.**
6. **Council write to the Member for Wollondilly; Jai Rowel, and Lou Amato MLC, Member for Hume; Angus Taylor advising them of Councils position and requesting their support.**
7. ***An advocacy paper be developed to support this position.***

Cr Law left the meeting at 7.43pm and returned at 7.45pm.

Cr Banasik left the meeting at 7.55pm and returned at 7.57pm.

On being put to the meeting the motion was declared CARRIED.

Vote For: Crs Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Vote Against: Cr Briggs

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Notice of Motion

TRIM 6416-7

NOM 5 Notice of Motion No. 5 submitted by Cr Deeth on 12 July 2017 regarding the embellishment of Appin Park

Cr Lowry left the meeting at 8.09pm and returned at 8.11pm.
The General Manager left the meeting at 8.11pm and returned at 8.13pm.

148/2017 Resolved on the Motion of Crs Deeth and M Banasik:

That a report come to Council that considers the embellishment of Appin Park or Gordon Lewis Oval, particularly catering to facilities and services for the youth. This report should consider the following:

- 1. Investigations of options to improve facilities and services, including feedback from the community, for youth in Appin.**
- 2. Potential sources of funding, including through Section 94 Contributions (under the Environmental Planning & Assessment Act).**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Notice of Motion

TRIM 6416-7

NOM 6 **Notice of Motion No. 6 submitted by Cr Deeth on 14 July 2017 regarding the upgrade of the existing village of Wilton's Streetscape**

149/2017 **Resolved on the Motion of Crs Deeth and Briggs:**

That a report come to Council *investigating the feasibility of and outlining options* for the upgrade of the existing village of Wilton's streetscape similar to Bingara Gorge and future developments in Wilton. This report should address:

1. Street tree planting
2. Kerb and Gutter
3. Shoulder sealing
4. *Footpaths*
5. Investigate the removal or upgrade of the Bingara Gorge signage at the corner of Pembroke and Picton Roads to reflect the location of Wilton
6. Ask RMS to add the word Wilton to the left turn sign into Bingara Gorge
7. *Consideration of key aims of Wilton New Town and integration into the overall Wilton New Town Master Plan*
8. Staged implementation plan and funding through future budgets.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Briggs, Banasik, Khan, Deeth, Law, Lowry, Landow, Hannan and Gould

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 July 2017, commencing at 6.31pm

Closing

CLOSING

There being no further business, the Mayor declared the Ordinary Meeting closed at 8.48pm.

This and the preceding 42 pages are the Minutes of the Ordinary Meeting of Council held on Monday 17 July 2017 and were confirmed in the subsequent meeting held on Monday 21 August 2017.

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Mayor