

Ordinary Meeting Of Council



Wollondilly Shire Council

Minutes

Monday 21 August 2017

The meeting commenced at 6.36pm and was held in the Council Chamber 62-64 Menangle Street, Picton NSW 2571.

WOLLONDILLY SHIRE COUNCIL

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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 and Briggs.

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ALSO PRESENT WERE

General Manager, Executive Director Community Services and Corporate Support, Director Planning, Director Infrastructure and Environment, Manager Executive Services, Manager Governance and one Administration Officer.

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 Deeth declared a Perceived Non-Pecuniary (Less than Significant) Conflict of Interest in item CO1 – 2017 Community Grants in regards to the grant application for the Menangle Community Association (MCA). The reason being he was previously the Chairman of the MCA and resigned prior to becoming a Councillor. Cr Deeth stated that he would remain in the meeting and vote on this matter.

Cr Deeth declared a Pecuniary Conflict of Interest in item PE4 – Stilton Lane Planning Proposal as his parents own a property within, what is known as the PTTAG rezoning directly adjacent to the Stilton Lane Planning Proposal. Cr Deeth stated that he would not take part in the debate or vote on this matter.

Cr Banasik declared a Non-Pecuniary (less than significant) Conflict of Interest in item CO1 – 2017 Community Grants as he is a member of the Buxton Community Association and Wollondilly Arts Group. Cr Banasik advised that he would remain in the meeting and vote on this matter.

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Cr Hannan declared a Pecuniary Conflict of Interest in item PE2 – 11 Westminster Place, Razorback as she lives in the same zoning and the decision could potentially impact upon her land. Cr Hannan advised that she would not take part in the debate or vote on this matter.

The General Manager declared a Pecuniary Conflict of Interest in item GO6 – Committee Membership report in relation to appointments to the General Manager's Performance Review Committee. The General Manager advised that he had a direct Pecuniary Interest in relation to the General Manager's Performance Review Committee as he is the General Manager and this committee reviews his performance. The General Manager advised that he would leave the chamber during this item.

The General Manager declared a Pecuniary Conflict of Interest in item CO1 – 2017 Community Grants as he is an appointed Patron of the Oaks Historical Society. This report recommends a funding allocation to the Oaks Historical Society. The General Manager left the chamber during this item.

CONFIRMATION OF MINUTES

TRIM 88-12

152/2017 Resolved on the Motion of Crs Deeth and Lowry

That the Minutes of the Ordinary Meeting held on Monday 17 July 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, Lowry, Landow, Hannan and Gould

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.

Saturday 22 July 2017 Youth Solutions Charity Event

Tuesday 25 July 2017 Warragamba Councillor & Business Gathering attended by Judith Hannan and Ally Dench

Wednesday 26 July 2017 Macarthur Regional Business Awards Gala Event

Friday 28 July 2017 South West Sydney Academy of Sport Awards Night

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Monday 31 July 2017 Local Government Week School Visit by Wilton Public School

Tuesday 1 August 2017 Local Government Week School Visit by St Anthony's

Tuesday 1 August 2017 Photo Shoot Pedestrian Crossing Bridge Opening

Thursday 3 August 2017 Local Government Week School Visit by Douglas Park Public School

Thursday 3 August 2017 the Local Government Week Awards

Saturday 5 August 2017 Grand Opening Local IT Hub Picton attended by Cr Michael Banasik

Tuesday 8 August 2017 Road User Pricing Seminar attended by Cr Blair Briggs

Tuesday 8 August 2017 Afternoon Tea for Michael Muston (Internal Audit Committee) attended by Judith Hannan, Luke Johnson and various staff

Thursday 10 August 2017 Rural Fire Service Medal Presentation Ceremony and Tanker Handover

Monday 14 August 2017 Picton High School Welcome Ceremony for Chinese Exchange Students attended by Cr Blair Briggs

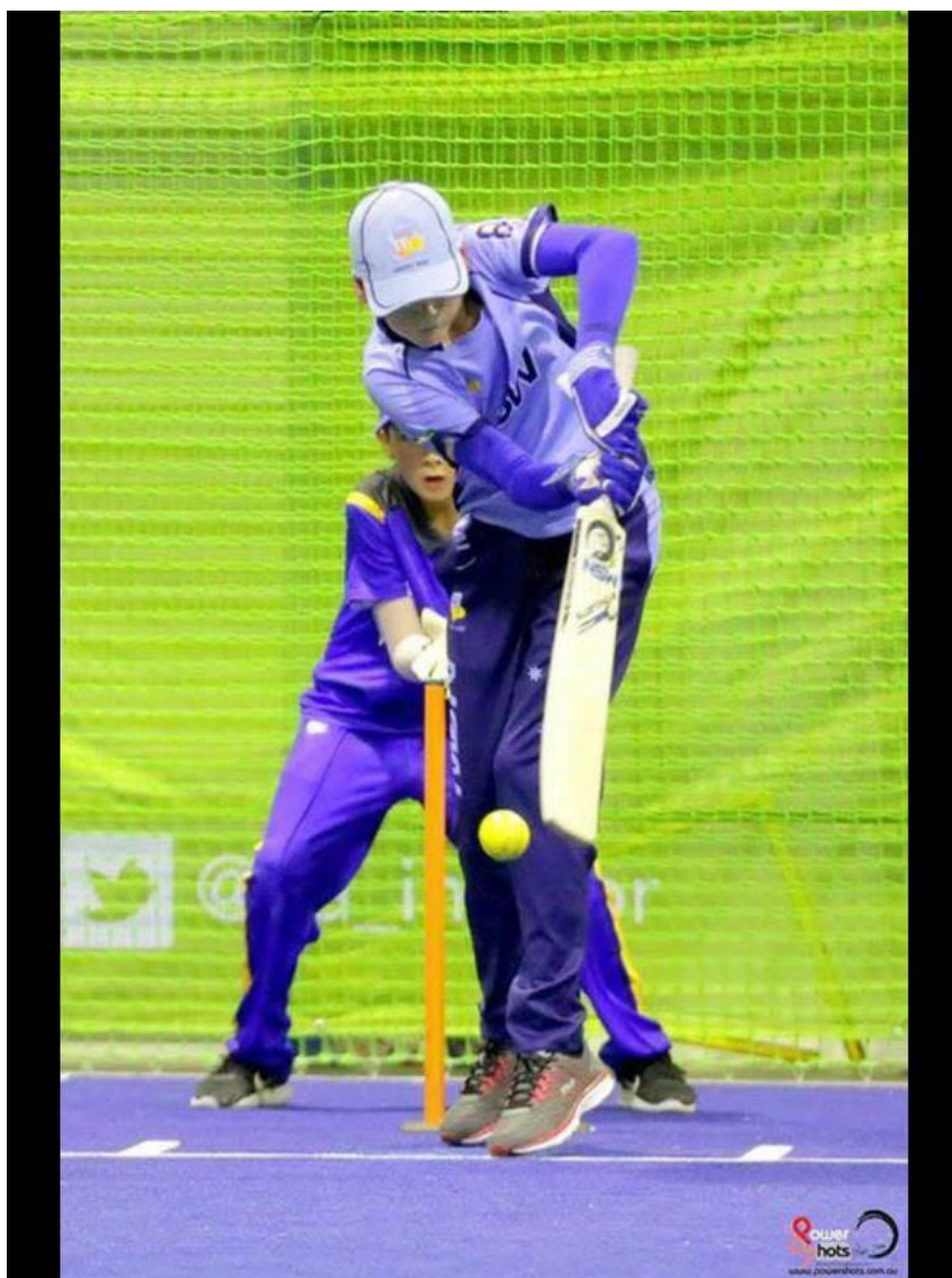
Friday 18 August 2017 Vietnam Veterans Day Commemoration Service Picton – Thirlmere – Bargo RSL Sub-Branch Thirlmere attended by Cr Michael Banasik and Michael Malone.

A message of appreciation has been received from Luke Meek a recipient of a recent Council donation program which I would like to read:

Thank you very much for supporting Luke in his trip to Mackay to play for NSW Blues in the Australian National Junior Indoor Cricket Championships at Mackay. Luke played extremely well and the team won 9 out of 12 games and made it to the grand final, being the first junior blues team to make it to a grand final since 2012. Unfortunately they didn't win the grand final but played a great game. Attached photo of Luke taken during the tournament. He was ranked 15 out of approx 100 children in the under 13's with the top 10 being selected for the Australian team. Thanks again for the sponsorship towards Luke, it was much appreciated.

Regards Brooke, Mick and Luke Meek

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During August 2017 Council received 6 applications for Donations:

- Application from Sean Takiaru for \$250 to assist in attending the National Inline Hockey Championships NSW Under 21 Team In Victoria in September
- Application from Brad Mathews for \$250 to assist in attending the National Inline Hockey Championships NSW Under 21 Team In Victoria in September
- Application from Lisa Gerlan for \$250 to assist in attending the National Inline Hockey Championships NSW Under 21 Team In Victoria in September
- Application from Priyadharshani Handunneththi for \$250 to assist in attending the 2017 Australian Junior Indoor Cricket Championships in Queensland
- Application from Sebastain Moussa for \$250 to assist in attending the Under 13 Boys National Hockey Championships in Perth in October
- Application from Kim Mills for \$250 to assist in attending the Under 13 Girls Hockey Australian Carnival in Perth
- Application from Bailey Seckold for \$250 to attend the BMX World Titles in USA.

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

There has been significant community interest surrounding a large proposal for the Mayfarm Road area where developers have been meeting with land owners.

Council previously considered a proposal for this location in February 2012 and did not support the proposal at that time. No proposal has been formally submitted to Council or any discussions held with Council and it is highly likely that Council's position has not changed noting that the proposal is inconsistent with the recently adopted Community Strategic Plan and with the Draft South West District Plan.

Therefore I move the following:

That Council re-affirm its position in opposition to any residential proposal around the Mayfarm Road precinct and that this be communicated to Stocklands, Richardson and Wrench and anyone else involved.

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During the past two weeks we have seen the introduction and speedy passing of legislation to force Independent Hearing and Assessment Panels (IHAPs) onto all Sydney and Wollongong councils. This was done over a period of three days with no consultation. I am really worried that this will strip our local communities of a say in shaping how their suburbs develop. At no other time has it been more important that local planning reflects the needs of local communities. If councillors get it wrong they can be voted out at an election whereas this committee are appointed by the state government of the day and will not be answerable to our community. It is likely that they will have no real understanding of the needs of our community.

While we are expected to comply with this I suspect we will be required to wear the cost of this enforced action. While this has been voted on by both major parties there is little room for engagement on the issue.

We have agreed to continue to work with the Planning Minister and will watch to see that the outcomes are more compatible to the wishes and needs of our community.

Work has commenced on the Charity House being built at Appin for the Children's Cancer Institute of Australia (CCIA).

Pictured below is Day 1 which shows the house is already well on the way with second storey frames and roof going on soon. It is anticipated that the home will be finished in a few weeks.



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I would now like to table a letter which I have sent to the Hon. Anthony Roberts MP, Minister for Planning in regards to Wilton New Town. This letter was hand delivered by General Manager, Luke Johnson and Wesley Folitarik, Precinct Planner, when they attended a meeting with Minister Roberts on Tuesday 15 August 2017. I was unable to attend this meeting and was pleased that the General Manager could pass this letter on in person.

In brief the letter raised some significant concerns regarding the recent exhibition and we provided the following suggestions to address these concerns:

1. To have all of the Wilton new lands released for exhibition at one time in a consistent manner.
2. That a detailed strategic plan be first adopted by the Department and Council for delivery of infrastructure with the most important being public transport.
3. A minimum job to housing target of 1:1 with a mechanism imbedded into the strategic plan to link housing supply with creation of local employment opportunities.
4. That no land be rezoned ahead of the Western Sydney City Deal being finalised which may deliver the transformative infrastructure investment that could unlock land for housing at Wilton.

The full content of this letter appears in the following pages.

I would now like to table the remaining pages of this Mayoral Minute which provide more details in regards to events attended.

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 21 August 2017

The Hon. Anthony Roberts MP
Minister for Planning
GPO Box 5341
SYDNEY NSW 2001

15 August 2017

Dear Minister Roberts

Meeting to Discuss Wilton New Town

Dear Minister

I am terribly sorry that I am unable to attend today's meeting but have a long standing appointment interstate.

I have asked the appointment be kept by our General Manager (Luke Johnson) as it is vital to convey our concerns to you.

As you would be aware, we have a number of significant concerns regarding the recent exhibition.

We propose the following to address these concerns:

1. To have all of the Wilton's new lands released for exhibition at one time in a consistent manner.
2. That a detailed strategic plan be first adopted by the Department and Council for delivery of infrastructure with the most important being public transport.
3. A minimum job to housing target of 1:1 with a mechanism imbedded into the strategic plan to link housing supply with creation of local employment opportunities.
4. That no land be rezoned ahead of the Western Sydney City Deal being finalised which may deliver the transformative infrastructure investment that could unlock land for housing at Wilton.

We aspire to have a great new community in Wilton with a large population so long as it is done logically, carefully, transparently with community feedback that delivers an amazing town that is not only affordable to move to but affordable to live in as well.

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Certainly the topic of rail is missing from all exhibited documents. I note from the exhibition material that the transport study which is crucial to ensuring that a development of this scale can be adequately serviced has not yet been completed and thus informed the ILUIP. As such, I am disappointed that there has been a partial release for comment and an “interim” land use study without all the infrastructure requirements being resolved.

I would like to note that all councillors are concerned and have asked the General Manager to express this to you on our behalf.

I am happy to work together to make this project happen but only if it is not simply about delivering a large number of houses but about delivering a wonderful place to live for the future residents. This is a once in a generation opportunity to achieve a positive lasting legacy for our community.

I look forward to a meeting with you on a future occasion, ideally where we can stand shoulder to shoulder in support of a great new town that exemplifies international best practice for creating sustainable and prosperous new communities.

Yours faithfully

Judith Hannan
Mayor

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On Saturday 22 July 2017 I attended the Youth Solutions Charity Event which was held at The Cube. This year's annual event was attended by over 400 people and raised an incredible \$40,000 for Youth Solutions.



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On Wednesday 26 July 2017 I attended by Macarthur Regional Business Awards Gala Event which was held at The Cube.

Also in attendance was Cr Blair Briggs accepting his award for Mowbray Park Farm winning the NSW Business Chamber Macarthur Regional Award for Sustainability. This was in recognition of the efforts we have taken to limit the environmental impact on our surrounds. Measures include high level recycling; water, oils, food and waste. Land reclamation projects, carbon sequestration projects, above ground and sub soil. Mowbray Park Farm has followed the principles of the Symmetry program a MACROC sustainability initiative introduced 10 years ago, its principles are Community, Environment, Empowerment and Prosperity. Mowbray Park Farm is a State finalist with the winners being announced in November.



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On Friday 28 July 2017 South West Sydney Academy of Sport Graduation and Sports Awards Night was held at The Cube.

I would like to thank fellow Councillors Matthew Deeth and Blair Briggs, General Manager, Luke Johnson and Executive Director, Ally Dench for accompanying me to wonderful event.



Pictured above: Harrison Pudner (Softball) '2017 Academy Athlete of the Year' and Tony Jackson head coach Boys Softball.

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Monday 31 July 2017 saw the commencement of the Local Government Week with local schools visiting Council.

On Monday 31 July 2017 Wilton Public School students visited Council and I would like to thank Cr Matthew Deeth for welcoming them on my behalf.



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On Tuesday 1 August 2017 I welcomed students from St Anthony's Public School to Council.



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On Tuesday 1 August 2017 a Photo Shoot took place to capture the Pedestrian Crossing Bridge Opening at Picton Sportsground.

This bridge is the largest pedestrian bridge ever constructed in the Shire.

It was great to have former Councillor Col Mitchell able to attend this opening as he had been greatly involved in the project. I would like to thank him for being able to attend as well as General Manager, Luke Johnson; Director Infrastructure and Environment, Michael Malone and various other Council Staff.



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On Thursday 3 August 2017 I welcomed students from Douglas Park Public School to Council.



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On Thursday 3 August 2017 the Local Government Week Awards was held at Doltone House, Pyrmont.

I am very proud to advise Wollondilly Shire Council were winners for the NSW Disability Inclusion Award.

I would like to thank Councillor Michael Banasik, and Executive Director, Ally Dench for attending this event on my behalf along with Rob Moran, Team Leader, Community Projects and Events.



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On Saturday 5 August 2017 the Grand Opening Local IT Hub, 115 Argyle Street, Picton was held. I would like to thank Cr Michael Banasik for attending this opening on my behalf.



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On Thursday 10 August 2017 I attended the 2017 Rural Fire Service Medal Presentation Ceremony and Tanker Handover event held at Mittagong RSL.

Wingecarribee and Wollondilly Rural Fire Service volunteers will be presented with Long Service Medals and National Medals in recognition and appreciation of their years of service to the community.

Category 1 Tankers were also handed over to Mittagong, Wingello, Lakesland and Douglas Park Brigades.

I would like to thank General Manager, Luke Johnson for accompanying me to this event.



Judith Hannan
Mayor
August 2017

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153/2017 Resolved on the Motion of Crs Hannan and Khan:

That the Mayoral Minute be accepted.

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

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

The Mayor invited Councillors to speak on any issues they wished to raise at the meeting.

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Planning and Economy

PLANNING AND ECONOMY

PE1 Development Application No. 010.2016.00000323.001 Two (2) lot subdivision at 26 Wallaroo Road, Buxton
277598 010.2016.00000323.001

154/2017 **Resolved** on the Motion of Crs Briggs and Landow:

That Development Application 010.2016.00000323.001 for a two (2) lot subdivision at 26 Wallaroo Road, Buxton be approved subject to the following 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 a Two Lot Subdivision at Lot: 33 Sec: 6 DP: 2444, Lot: 32 Sec: 6 DP: 2444, 26 Wallaroo Road BUXTON.
- (2) Development shall take place in accordance with the amended plans Ref: 15138PS, prepared by JMD Development Consultants, dated 24-11-2016 and submitted in respect of Development Application No. 010.2016.00000323.001, except where varied by the following conditions:
- (3) 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.

- (4) 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.
- (3) 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*.

- (4) All works are to designed and carried out in accordance with Wollondilly Shire Council's adopted Design and Construction Speciation.

An appropriate fence preventing public access to the site shall be erected for the duration of construction works.

- (5) Dust shall be controlled so that it will not leave the construction site.
- (6) Any damage to the Council footway, road or other land shall be restored in accordance with Council's specifications prior to the issue of any Subdivision Certificate for the development.

3. ENGINEERING & CONSTRUCTION SPECIFICATIONS

These conditions have been imposed to ensure that developments within the Shire are of a standard which is both safe and acceptable to Council and members of the public.

- (1) All works are to be designed and carried out in accordance with Wollondilly Shire Council's adopted Design and Construction Specifications.
- (2) Plans for the access handle, footpath crossings and associated stormwater drainage shall be submitted to Council with a S138 Consent certificate application. Plan checking and Inspection fees will be advised for payment prior to issue of the approved plan and S138 Consent Certificate. All levels are to be reduced to Australian Height Datum. Road design parameters shall comply with the requirements of Council's Design Specifications Policy.

Planning and Economy

- (3) The applicant shall undertake all reasonable efforts to protect the public road pavement from damage during the course of construction work. Restoration of any damaged road or footway shall be at the applicant's expense.
- (4) A "Soil and Water Management Plan" (SWMP) that outlines the measures that will be taken to limit and contain sediment laden runoff during construction shall be submitted to Council or a nominated Accredited Certifier. The measures shall be in accordance with Council's Construction Specification and the Department of Housing's "Blue Book". The plan is to be approved by Council or the Accredited Certifier with the Engineering Plans.

4. 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.
- (2) The applicant shall provide stormwater drainage within the access handle including a stub for the future roof water connection for lot 2, Details of this shall be shown on the plans for approval with S138 Consent Certificate application.

5. ACCESS

These conditions have been imposed to:

- (a) Ensure that adequate provision is made for off street parking, appropriate to the volume and turnover of traffic generated by the development.
- (b) Ensure that adequate manoeuvring space is provided for parking areas, loading bays and entry facilities.
- (1) Ensure that adequate provision is made for off street parking, appropriate to the volume and turnover of traffic generated by the development.

Planning and Economy

- (2) A coloured concrete access handle shall be provided for lot 2. The carriageway shall have a minimum concrete width of 3.0 metres. Details of access handle and associated stormwater drainage shall be shown on the plans for approval with S138 Consent Certificate application.

6. PUBLIC ROADS

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

- (1) In accordance with Section 138 of the Roads Act a 138 Consent Certificate must be obtained from Council's Infrastructure Planning Section a minimum 7 days prior to commencement of work. A fee is payable for issue of this Consent Certificate.
- (2) Provision of Vehicular Access for lot 1 & 2 through the construction of concrete Dish crossings/footpath crossings (from the Dish crossing to the boundary) 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 Infrastructure Planning Section with S138 Consent Certificate.

7. EROSION AND SEDIMENT CONTROL

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

- (1) Erosion and sediment control devices are to be installed prior to any construction activity on the site. These devices are to be maintained for the full period of construction and beyond this period where necessary.
- (2) 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.
- (3) Topsoil stripped from the construction site is to be stockpiled and protected from erosion until re-used during landscaping.
- (4) All disturbed areas are to be stabilised by turfing, mulching, paving or otherwise suitably stabilised within 30 days of completion.

Planning and Economy

- (5) Kikuyu will not be permitted to be used for turfing of any disturbed area.

8. INSPECTIONS

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

- (1) The engineering works shall be inspected by the Principal Certifying Authority at the following stages of construction to ensure they comply with Council's Construction Specification and associated approvals:

- When drainage lines have been laid, jointed and bedded, prior to backfilling
- Prior to pouring of the drainage pits, when the formwork and steel is in place
- Prior to pouring of the road drainage culverts, when the formwork and steel is in place
- At completion of the preparation of all concrete dish crossing subgrade
- Prior to pouring vehicle crossing slabs, when formwork and steel is in place
- At practical completion of works.

Note: It is the responsibility of the applicant or contractor to notify The Principal Certifying Authority when inspections are required. Failure to notify may lead to additional work being required prior to issue of inspection certificates. A minimum of 24 hours notice is required for inspections.

9. SERVICES

These conditions have been imposed to ensure that an adequate level of services and infrastructure are provided for this development.

- (1) Electricity supply is to be made available to all proposed lots in accordance with the requirements of Endeavour Energy. In this regard, written confirmation from Endeavour Energy that suitable arrangements have been made shall be submitted to the Principal Certifying Authority prior to the release of the Subdivision Certificate.

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Planning and Economy

- (2) Provision is to be made for the supply of telephone services to all proposed lots in accordance with the requirements of Telstra or NBN Co. In this regard, written confirmation from Telstra Australia or NBN Co. that arrangements have been made shall be submitted to the Principal Certifying Authority prior to the release of the Subdivision Certificate.

- (3) A Section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained.

Application must be made through an authorised Water Servicing Co-ordinator. Please refer to the Building Developing and Plumbing section of the web site www.sydneywater.com.au then refer to "Water Servicing Co-ordinator" under "Developing Your Land" or telephone 13 20 92 for assistance.

The Section 73 Certificate must be submitted to the Principal Certifying Authority prior to the issue of any Subdivision Certificate for the development.

- (4) A letter box shall be provided to the existing dwelling to the satisfaction of Australia Post.
- (5) All power and services provided to the development within the site shall be underground.

10. WASTE MANAGEMENT

These conditions have been imposed to enquire that wastes are correctly stored, disposed of and controlled at all times to prevent accidents and to maintain clean and tidy premises.

- (1) A Waste Management Plan is to be submitted to the Council or a nominated Accredited Certifier for approval prior to the issue of any Construction Certificate. The Waste Management Plan is to be in accordance with the provisions of Council's Waste Minimisation and Management Guidelines and is to include both the construction and post-construction phases of the development.
- (2) Disposal of construction and building waste material shall be undertaken in accordance with the Waste Management Plan approved by Council or a nominated Accredited Certifier in response to a condition of this consent.

11. STREET ADDRESSING

These conditions are imposed in order to ensure the development complies with the requirements of the New South Wales Address Policy as published by the Geographical Names Board of New South Wales.

- (1) Prior to the issue of a Construction Certificate for the subdivision an application for street addresses for all lots within the subdivision shall be submitted to Council in accordance with Section 5.2 of the NSW Address Policy.

12. FENCING

These conditions are imposed to ensure that any fencing has a minimal effect on the landscape/streetscape/environment of the locality.

- (1) All fencing is to be installed in accordance with the provisions of State Environmental Planning Policy (Exempt and Complying Development Codes) 2008.

13. SUBDIVISION PLANS

These conditions have been imposed:

- (a) To ensure the submission of Subdivision Plans to the specifications of Land and Property Information for registration.
- (b) To submit the required documentation for the creation of property restrictions and easements as specified.
- (1) A letter from a Registered Surveyor shall be submitted to Council certifying that no services of Public Utility or waste water disposal presently connected to existing buildings straddle proposed boundaries after subdivision.
- (2) Submission to Council of the Linen Plan of Subdivision together with nine (9) copies suitable for certification by the General Manager and lodgement at Land and Property Information. A fee for the release of the Subdivision Certificate applies.
- (3) The development shall be completed in accordance with the relevant plans and conditions of consent prior to the release of the Subdivision Certificate.

14. PRESCRIBED CONDITIONS UNDER THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT, 1979.

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

(1) 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.**
- (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.**

Planning and Economy

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).

15. ADVICES

- (1) During the course of construction, care must be taken to prevent damage to any public utility or other service and the applicant will be held responsible for any damage caused by him or his agents, either directly or indirectly. Any mains, services, poles, surface fittings etc., which require alterations shall be altered at the applicants expense and to the satisfaction of Council and the authority concerned.**
- (2) At all times work is being undertaken within the public road, adequate precautions shall be taken to warn, instruct and guide road users safely around the work site with a minimum of disruption.**
- (3) 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.
- (4) The developer and any contractor or sub-contractor used to carry out any work authorised by or out of this approval on Council owned or controlled land, is to carry the following insurance, copies of which are to be produced to Council upon request:**
 - Motor Vehicle Insurance (comprehensive or property damage) for all self propelled plant, as well as valid registration or RMS permit (Including CTP insurance). Primary producer's registration is not registration for use on Public Road construction work.
 - Workers Compensation Insurance.
 - Twenty Million Dollar Public Liability Insurance.

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- (5) 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.
- (6) 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.

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

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

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Planning and Economy

PE2 **Request for Council to prepare a Planning Proposal – 11 Westminster Place, Razorback**
1010 TRIM 8277

The Mayor left the meeting at 6.55pm due to a previously declared Conflict of Interest in this item. The Deputy Mayor took the chair.

155/2017 **Resolved on the Motion of Crs Gould and Landow:**

1. ***That Council not prepare a planning proposal to permit the subdivision of the property known as 11 Westminster Place Razorback (Lot 6 DP 1128635) into five (5) lots.***
2. ***That Council support the submission of an owner-initiated planning proposal to amend the Original Holdings Map or Schedule 1 of Wollondilly LEP 2011 to create the potential for a subdivision of the land into five (5) lots, subject to the proponent meeting all costs related to the LEP amendment. The planning proposal should outline how the amendment would avoid creating an undesirable precedent.***

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

Vote For: Crs Briggs, Banasik, Khan, Lowry, Landow and Gould

Vote Against: Cr Deeth

Planning and Economy

Cr Hannan returned to the meeting at 7.05pm and resumed the Chair.

- 1. That the Draft Plan be publically exhibited in accordance with the Community Engagement Strategy in Attachment 6 including:**
 - An advertisement in a local newspaper**
 - Writing to those who participated in the initial engagement as part of the review program for further comment.**
- 2. That Council write to the six companies that submitted the highest number of development applications drawing their attention to the exhibited document and inviting their comments.**
- 3. That a further report come to Council after the conclusion of the public exhibition.**

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

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

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Planning and Economy

PE4

Stilton Lane Planning Proposal

41

TRIM 7142

Cr Deeth left the meeting at 7.07pm due to a previously declared Conflict of Interest in this item.

Moved on the motion of Crs Banasik and Hannan:

1. That Council support the Stilton Lane Planning Proposal *to amend the provisions of Wollondilly Local Environmental Plan, 2011 as they apply to:*

Address Cadastre	Lot//DP
5 Stilton Lane	10//583245
10 Stilton Lane	1//583248
10A Stilton Lane	1//865604
15 Stilton Lane	2//583247
20 Stilton Lane	4//1180702
30 Stilton Lane	53//251857
40 Stilton Lane	54//251857
50 Stilton Lane	55//251857
60 Stilton Lane	1//1180702
2420 Remembrance Drive	60//979250
2430 Remembrance Drive	61//979250
2440 Remembrance Drive	2//1180702
2440A Remembrance Drive	201//1180801

and forward it to the Greater Sydney Commission seeking a Gateway Determination to enable the planning proposal to proceed in the following manner:

- Add a Land Use Table for zone SP2 Tourist to Wollondilly;
- Amend the Land Zoning Map from Zone RU2 Rural Landscape to Zone R2 Low Density Residential, R5 Large Lot Residential, IN2 Light Industrial, E2 Environmental Conservation, SP2 Infrastructure and SP3 Tourist as shown in Attachment 3 to this report, except that Lot 2 DP 583247 (No. 15 Stilton Lane) shall be all zoned IN2 Light Industrial (instead of being part R2/partIN2);
- Amend the Minimum Lot Size Map to provide a minimum lot size of 700 square metres for the R2 zoned land, 4,000 square metres for the R5 zoned land, 1,500 square metres for the IN2 zoned land, 4 hectares for the RU2 zoned land and no minimum lot size for the E2 and SP2 zoned land;

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- *Amend the Height of Buildings Map to a Maximum Building Height Category of 9 metres for the R2, R5 and SP3 zoned land and 12m metres for the IN2 zoned land;*
- *Amend the Natural Resources Biodiversity Map in accordance with the findings of a flora and fauna study.*
- 2. *That the Planning Proposal be forwarded to the Greater Sydney Commission for a Gateway Determination.*
- 3. *That Council request that the Greater Sydney Commission as part of any Gateway Determination require the applicant to provide the following studies:*
 - a. *Traffic Study taking into account cumulative impacts of other development in the Picton Tahmoor Thirlmere area and identifying how any required road network upgrades will be funded*
 - b. *Flora and fauna study*
 - c. *A stormwater management strategy including measures to be put in place to ensure no reduction in downstream water quality and to ensure no increased risk of downstream flooding*
- 4. *That Council request the Minister to grant delegation to Council to make the amendments to Wollondilly Local Environmental Plan, 2011 in accordance with Section 59 to the Environmental Planning and Assessment Act, 1979.*
- 5. *That the applicant and submitters be notified of Council's Resolution*

On being put to the meeting the motion was LOST.

Vote For: Crs Khan, Banasik and Hannan

Vote Against: Crs Lowry, Landow, Briggs and Gould

Cr Landow left the meeting at 7.33pm and returned at 7.35pm.

Cr Briggs left the meeting at 7.36pm and returned at 7.37pm.

Planning and Economy

Moved on the motion of Crs Gould and Briggs:

1. That Council support the Stilton Lane Draft Planning Proposal in a form different to that proposed by the applicant.
2. That a Planning Proposal be prepared in an amended form for land being:

Lot 10 DP 583245, part Lot 2 DP 583247, part lot 2 DP 1180702 and Lot 3 DP 1180702 being numbers 5, & 15 Stilton Lane, Picton, 2440 Remembrance Driveway and the previous and current Main Southern Railway.

To amend Wollondilly Local Environmental Plan, 2011 as follows:

- Amend the Land Zoning Map to rezone land from:
 - RU2 Rural Landscape to IN2 Light Industrial, SP3 Tourist and E2 Environmental Conservation,
 - SP2 Infrastructure to RU2 Rural Residential and SP3 Tourist, and
 - RU2 Rural Landscape to SP2 Infrastructure.
 - Amend the Lot Size Map from a minimum lot size category of 16 hectares to a minimum lot size of 1500 sqm for IN2 Light Industrial and no minimum lot size for E2 Environmental Conservation or SP3 Tourist.
 - Amend the Natural Resources Biodiversity Map in accordance with the findings of a flora and fauna study.
 - *Amend the proposed R2 and R5 land to RU4 Primary Production small lots with a minimum lot size of 4ha.*
3. That the Planning Proposal be forwarded to the Greater Sydney Commission for a Gateway Determination.
 4. That Council request the Minister to grant Council delegation to make the amendments to Wollondilly Local Environmental Plan, 2011 in accordance with Section 59 to the Environmental Planning and Assessment Act, 1979.
 5. That the applicant and submitters be notified of Council's Resolution.

157/2017 Resolved on the Motion of Crs Gould and Briggs:

That Council move into a committee of the whole.

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

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

158/2017 Resolved on the Motion of Crs Gould and Lowry:

That Council resume the meeting.

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

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

159/2017 Resolved on the Motion of Crs Lowry and Briggs:

- 1. That Council support the Stilton Lane Draft Planning Proposal in a form different to that proposed by the applicant.**
- 2. That a Planning Proposal be prepared in an amended form for land being:**

Lot 10 DP 583245, part Lot 2 DP 583247, part lot 2 DP 1180702 and Lot 3 DP 1180702 being numbers 5, & 15 Stilton Lane, Picton, 2440 Remembrance Driveway and the previous and current Main Southern Railway.

To amend Wollondilly Local Environmental Plan, 2011 as follows:

- **Amend the Land Zoning Map to rezone land from:**
 - **RU2 Rural Landscape to IN2 Light Industrial, SP3 Tourist and E2 Environmental Conservation,**
 - **SP2 Infrastructure to RU2 Rural Residential and SP3 Tourist, and**
 - **RU2 Rural Landscape to SP2 Infrastructure.**
- **Amend the Lot Size Map from a minimum lot size category of 16 hectares to a minimum lot size of 1500 sqm for IN2 Light Industrial and no minimum lot size for E2 Environmental Conservation or SP3 Tourist.**

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- **Amend the Natural Resources Biodiversity Map in accordance with the findings of a flora and fauna study.**
 - ***Amend the proposed R2 and R5 land to RU4 Primary Production small lots with a minimum lot size of 4ha.***
3. **That the Planning Proposal be forwarded to the Greater Sydney Commission for a Gateway Determination.**
 4. **That Council request the Minister to grant Council delegation to make the amendments to Wollondilly Local Environmental Plan, 2011 in accordance with Section 59 to the Environmental Planning and Assessment Act, 1979.**
 5. **That the applicant and submitters be notified of Council's Resolution.**

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

Vote For: Crs Lowry, Gould, Landow and Briggs

Vote Against: Crs Hannan, Khan and Banasik

Planning and Economy

PE5 Planning Proposal – Wilton Town Centre Precinct
272723

TRIM 9458

Cr Deeth returned to the meeting at 7.47pm.

Cr Gould left the meeting at 7.57pm and returned at 7.58pm. The General Manager left the meeting at 7.58pm and returned at 8.00pm.

160/2017 Resolved on the Motion of Crs Deeth and Gould:

1. That Council re-affirms its commitment for the release of land for Wilton new town occurring as a master planned community which integrates housing, employment, transport infrastructure and community facilities and that the appropriate planning mechanisms be put in place to ensure that any staging of sub-precincts does not compromise this fundamental goal.
2. That the proposal be reconsidered by Council pending the matters identified in the attached submission being satisfactorily resolved which specifically relate to the following:
 - (a) Finalisation of the Land Use and Infrastructure Strategy//Implementation Plan
 - (b) Further economic justification for dwelling yields and job generation
 - (c) A revised zoning scheme be submitted that is supported by market analysis and being feasible
 - (d) Satisfactory State Infrastructure funding arrangements
 - (e) Staging and delivery plan and dwelling/job targets
 - (f) Public transport infrastructure
 - (g) Housing choice and affordability
 - (h) Heat island mitigation
 - (i) Comprehensive community consultation
 - (j) Employment zoning south of Picton Road
 - (k) Satisfactory local infrastructure contributions offer
 - (l) Pedestrian and cycleway plan
 - (m) Road Layout plan and suitability for employment land uses south of Picton Road.
3. That Council requests that the Department of Planning and Environment establish a timeframe for the delivery of proposed employment land that supports the economic viability of Wilton New Town's commercial centre.

Planning and Economy

4. That Council write to Governor's Hill requesting that the planning proposal for Wilton Town Centre Precinct address the social impact on existing residents of Wilton and identify opportunities to build social infrastructure that fosters cohesion with the wider Wilton community.
5. That Council *lodge a submission to the NSW Department of Planning and Environment following circulation of an amended document incorporating Councillors suggested changes.*
6. That transport infrastructure particularly heavy rail be addressed in the above submission to be given to the Department of Planning & Environment. Further that Council request that the Department of Planning & Environment in consultation with Council look at further value capture funding models (including, but not limited to the SIC) for the provision of heavy rail and a report come to Council outlining these options.
7. That Council again write to the Minister for Planning, the Hon. Anthony Roberts MP, following up Council's early request dated 1 March 2017 requesting an urgent meeting to discuss Council's concerns over the proponents' lack of a credible plan to meet employment targets, specifically Councils objective of '1 job per household' and the lack of commitment from the NSW Government to public health, education and transport infrastructure to service Wilton New Town. Should this meeting not be arranged in a timely manner and/or Council's concerns addressed satisfactorily that Council considers its position on the support for Wilton New Town until these issues are resolved. Further, that correspondence to the Minister for Planning also be copied to Member for Wollondilly, Jai Rowell MP, and the Hon. Lou Amato, MLC.
8. That Council notes correspondence received from South 32 dated 27 April 2017 indicating that Illawarra Coal and Governor's Hill have reached a commercial agreement with South32 to cancel their mining rights over the Governor's Hill's land within the Wilton Priority Growth Area. Council writes to the NSW Government requesting that its endorsement for this commercial agreement be finalised ahead of any rezoning of land proceeding. Further the cost incurred by landowners in relation to the extinguishment of mining rights not form part of any offset arrangement in local or state Voluntary Planning Agreements.

Planning and Economy

9. That Council write to the Education Minister requesting consideration of lowering the threshold of 5,000 dwellings in Wilton New Town that will trigger provision of a public high school due to the already existing demand in Wilton and surrounding Shire. Further that expedition of future primary schools should occur immediately due to Wilton public school near or exceeding current capacity.
10. That Council officers consider when negotiating a future VPA with all major landholders the provision of a social infrastructure including (but not limited to) arts, cultural and entertainment facilities and that a future Council workshop consider the organisation's requirements resulting from urban growth in general to inform future VPAs for Wilton New Town.
11. That Council write to the Minister for Health, the Hon. Brad Hazzard MP and Minister for Planning, the Hon. Anthony Roberts MP outlining Council's existing position for the planned provision of health services for Wilton New Town and request the Department investigate an appropriately sized site for a medical facility capable of servicing the staged population growth across all three tiers of health care including a hospital.
12. That Council officers ensure any Voluntary Planning Agreement relating to Wilton New Town is transferable to subsequent land purchasers of the various precincts. Development consent for subdivision of the various precincts shall reference any Voluntary Planning Agreement negotiated in lieu of paying section 94 contributions.

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

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

Planning and Economy

161/2017 Resolved on the Motion of Crs Deeth and Briggs:

1. That Council place the draft Development Control Plan for Macquariedale Road, Appin on public exhibition along with the Planning Proposal, draft Voluntary Planning Agreement, Biodiversity Certification Application and other explanatory documents generally in the manner detailed in this report.
2. That the proponent be advised that agreement to exhibition should not be taken as an agreement to the finalisation of this proposal which will be considered on merit following the completion of the exhibition period.
3. *That information obtained from Council's Koala hotline on koala sightings at Appin be placed on exhibition at the same time as the draft Development Control Plan Amendments, if possible.*
4. *That Council write to the Roads and Maritime Services and request an update on their plans for the provision of a bypass for Appin. That if their response is received prior to the exhibition period that it also be placed on public exhibition with the draft Development Control Plan.*
5. *That the Council write to the RMS requesting if or when a complete and comprehensive traffic management study and plan will be provided that addresses the provision of an Appin Bypass.*
6. *That Council write to the State and Federal Government asking them when the money that they promised at the last elections is going to be spent on Appin Road.*
7. *That Council advertise to the community at exhibition stage that Council is raising the questions as outlined in point 5 & 6 of the resolution.*

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

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

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Late Reports

LATE REPORT

162/2017 **Resolved** on the Motion of Crs Banasik and Deeth:

That Council suspend standing orders to deal with the late report PE7.

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

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

PE7 **Public Exhibition of Wilton (South East Precinct) and Interim Land Use and Infrastructure Implementation Strategy**
272723 TRIM 6930-6

163/2017 **Resolved** on the Motion of Crs Deeth and Hannan:

1. That Council makes a submission to the NSW Department of Planning and Environment in response to the public exhibition of the Wilton South East Precinct and the Interim Land Use and Infrastructure Implementation Strategy seeking for all outstanding matters to be addressed and that a revised Land Use and Infrastructure Implementation Plan and all three planning proposals be re-exhibited.
2. That a copy of the final submission be sent to:
 - Jai Rowell MP – Member for Wollondilly
 - The Hon. Angus Taylor – Member for Hume & Assistant Minister for Cities and Digital Transformation
 - The Hon. Lou Amato MLC
 - The Hon. Anthony Roberts – Minister for Planning
 - The Hon. Andrew Constance – Minister for Transport and Infrastructure.
3. *That Council send a letter to go out to all Wilton residents about the exhibition of the LUIP and SE Precinct. This letter should cover:*
 - *A summary of Council's issues with the Interim Land Use and Infrastructure Implementation Plan*

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- ***A summary of Councils issues with the Wilton South East Precinct including a link to the original submission***
 - ***Dates for the drop in sessions provided by the NSW Department of Planning and Environment***
 - ***Summary of where to find more information and lodge a submission.***
4. ***That Council write to Health Minister, The Hon Brad Hazzard and South West Health District requesting urgent review of future requirements in the planning of health services and infrastructure for the area. This letter should also address not only the needs of Wilton New Town but also the needs of the wider Wollondilly Shire. Further that it should also be highlighted the existing approved growth in dwellings and population, as well as future potential growth.***
5. ***That Council write to the OEH requesting their feedback on the different approaches to Biodiversity protection currently being pursued by the major proponents within the Wilton Junction Priority Growth Area.***
6. ***That Council write to the Department of Education requesting progression of the Memorandum of Understanding regarding the placement of sporting fields and open spaces adjacent to schools.***

Late Report

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

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

Council resumed standing orders.

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Governance

GOVERNANCE

GO1 **Notice of Motion Status Report – July 2017**
253152

TRIM 5253-2

Items GO1 and GO2 were moved concurrently.

164/2017 **Resolved on the Motion of Crs Banasik and Khan:**

1. That Council note the July Notice of Motion Status Report.
2. That an E-Service option for Councillors be continued in reporting the status of the Notice of Motions.
3. That this Business Paper item become obsolete and a monthly Notice of Motion hard copy report be disseminated to Councillors.

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

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

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Governance

GO2 **Investment of Funds as at 30 June 2017**
112

TRIM 1022-4

165/2017 **Resolved on the Motion of Crs Banasik and Khan:**

That the information and certification in relation to the investment of Council funds as at 30 June 2017 be noted.

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

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

Governance

GO3

TRIM 3260

166/2017

1. That Council agree to the locality boundary change of the three (3) land parcels within the Brownlow Hill Estate, (Lot 101 DP 1174065, Lot 102 DP 1174065 and Lot 1 DP 614348 - refer to map), currently in the locality of Orangeville to be within the locality of Brownlow Hill.
2. That Council support the boundary change for submission to the Geographical Names Board NSW (GNB) for approval and finalisation.
3. *That a Council boundary map be sent to the local newspapers.*

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

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

G04	<u>Permanent Closure of Road Reserves, Opening of Road Reserves and Land Swap – Spring Creek Road, Mt Hunter</u>	TRIM 8466
10845		

The General Manager left the meeting at 8.44pm due to a previously declared interest in this item.

Governance

1. That Council now resolve to proceed with the road closure and road opening (land swap) in accordance with the attached plan which encumbrances part of Lot 1 DP 744750 & part Lot 100 DP 811464 Spring Creek Road, Mt Hunter for the purpose of acquiring the land where the bridge has been constructed.
2. That Council proceed with notifications via advertising, correspondence to adjoining land owners and authorities in accordance with NSW Government Trade & Investment Guidelines (Crown Land).
3. That the compensation to the adjoining property owners to be in accordance with the report.
4. That Council make an application to the Minister and the Governor for approval to close part of the road reserve and transfer the road reserve to the owners of Part Lot 100 DP 811464 and Part Lot 1 DP 744750 Spring Creek Road, Mt Hunter under Section 177(1) & 2(a) of the Roads Act 1993 in accordance with NSW Government Trade & Investment Guidelines.
5. That Council requests the Minister for Local Government to approve a reduction in the notification period from 90 days to 30 days as agreement has been obtained from both effected land owners.
6. That the roads being closed be classified as "Operational Land" in accordance with the Local Government Act, 1993 to enable the land to be transferred to the adjoining land holders.

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Governance

7. **That the Mayor and General Manager be authorised to execute all necessary documents relating to the proposal including those documents that require the Common Seal of Council.**

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

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

Governance

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Governance

GO5 **Conversion of Crown Road to Council Public Road – Tickle Drive, Thirlmere**
10845 TRIM 4387

168/2017 **Resolved** on the Motion of Crs Landow and Lowry:

1. That Council provide approval to extend its consent for a further twelve (12) months from the date of resolution to allow the applicant to comply with conditions as outlined in Stage 2 of the report. If the terms of approval in principle are not met within the 12 months, then the application will lapse.
2. That an application not be made to the NSW Department of Primary Industries (Crown Lands) until Council is satisfied that there are no encumbrances or responsibilities on Council which pertain to the road, structures, stock and environmentally sensitive land.
3. That at no time during this process does Council assure a positive outcome to the applicant.
4. That this approval in principle may not be transferred to any other interested party or parties.
5. That The Mayor and General Manager be authorised to execute all documentation in relation to this matter including those requiring the Common Seal of Council upon completion of the Stage 2 requirements.
6. That Council advise the Crown in writing that it does not intend to close or sell the road in the foreseeable future and that the road is required for construction and/or maintenance of access.

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

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

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Governance

GO6 **Committee Membership**
234777

TRIM 534-2

The Mayor returned to the meeting at 8.45pm and resumed the Chair.

169/2017 **Resolved on the Motion of Crs M Banasik and Deeth:**

That this matter be deferred until after the forthcoming bi-election unless a Councillor approaches the Mayor or the General Manager about taking any one of the positions.

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

Vote: Crs Briggs, Banasik, Khan, Deeth, 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 21 August 2017

Community

COMMUNITY

CO1 **2017 Community Grants**
249738

TRIM 6300-7

170/2017 **Resolved on the Motion of Crs Banasik and Khan:**

1. That Council fund 28 Community Grant applications for a total value of \$38,343.00.
2. That Council fund 18 local schools at \$200.00 each for the Mayoral School Citizenship Award at a total of \$3,600.00.
3. That Council fund 4 Community Hall Rates Subsidies for a total of \$8,722.38.

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

Vote: Crs Briggs, Banasik, 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 21 August 2017

Community

CO2 Re-establishment of Alcohol Free Zones and Information on Alcohol Prohibited Areas
277049 TRIM 5026

The General Manager returned to the meeting at 8.50pm. The Director Planning left the meeting at 8.50pm and returned at 8.52pm.

171/2017 Resolved on the Motion of Crs Banasik and Khan:

1. That Council endorse the proposed Alcohol Free Zones as shown in the list towns and villages and the attached plans.
2. That the period of operation of the Alcohol Free Zones be 4 years commencing when signage and installation considerations are determined and following the public advertisement advising 7 days' notice of implementation of the zones.
3. That Council advertise the declaration of the Alcohol Free Zones, in accordance with Section 644B of the Local Government Act.
4. That the signage of Alcohol Prohibited Areas be investigated for improvement.
5. *That it be noted that the re-establishment of the Alcohol Free Zones was at the request of NSW Police.*
6. *That if there are any issues with the zones that a further report come back to Council.*

The Mayor used her casting vote and the motion was declared CARRIED.

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

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 21 August 2017

Infrastructure

4. **Bowral Cycling Classic 2017**

52

TRIM 2487

- That Council grant permission for the use of the following roads in Yanderra:
 - Old Hume Highway from the Wingecarribee Shire Council Boundary to Remembrance Driveway;
 - Remembrance Driveway from Old Hume Highway to Silica Road;
 - Silica Road from Remembrance Driveway to Carlisle Street;
 - Carlisle Street from Silica Road to Yanderra Road; and
 - Yanderra Road from Carlisle Street to Remembrance Driveway.

for the “Bowral Cycling Classic 2017” event on Sunday, 22 October 2017 subject to the requirements for the issue of a Permit for “Road Event - Road Closure”.

5. **New Line Marking Adjacent to Picton Sportsground at Fairleys Road, Picton**

53

TRIM 8664-1

- That Council approve new BB type centre line marking be installed on the reconstructed section of Fairleys Road, Picton adjacent to Picton Sportsground, to conform with the current Design Guidelines as shown in the minutes.

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

Vote: Crs Briggs, Banasik, 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 21 August 2017

Notice of Motion

NOTICE OF MOTION

TRIM 6416-7

NOM1 Notice of Motion No. 1 submitted by Cr Banasik on 27 July 2017 regarding Heritage Signs throughout the Shire

173/2017 Resolved on the Motion of Crs Banasik and Lowry:

That Council investigate the placement of Heritage signs, similar to the ones in Picton, throughout the Shire with funding to come from Heritage Grants or other grants. Further Council consult with the new Tourism and Heritage Committee on this matter.

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

Vote: Crs Briggs, Banasik, 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 21 August 2017

Notice of Motion

TRIM 6416-7

NOM2 Notice of Motion No. 2 submitted by Cr Banasik on 2 August 2017 regarding support for a Community Petition to Roads and Maritime Services (RMS) for road side fencing in known Koala hot spots

174/2017 Resolved on the Motion of Crs Banasik and Hannan:

1. That Council support the following community petition and place it on our website, at our reception area, in our library, *mobile library and in the Dilly Wanderer*:

“If we can get fencing installed by the RMS to stop the strikes and killing of our koalas and other wildlife by numerous vehicles then it would be just wonderful. Six koalas have been hit and killed on the Hume Highway and Picton Road in the last week. If we could have koala road signs at the "hot spots" which at present are: Appin Road, Picton Road and Hume Highway.”

2. *That Council write to the RMS requesting funding for visual message boards similar to the one installed by Campbelltown Council.*

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

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

Notice of Motion

WOLLONDILLY SHIRE COUNCIL

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber,
62-64 Menangle Street, Picton, on Monday 21 August 2017

Closing

CLOSING

There being no further business, the Mayor declared the Ordinary Meeting closed at 9.10pm.

This and the preceding 61 pages are the Minutes of the Ordinary Meeting of Council held on Monday 21 August 2017 and were confirmed in the subsequent meeting held on Monday 18 September 2017.

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Mayor

Closing