

ACTION ITEM

ADOPTED

At the ORDINARY Meeting held on *13 December 2016*

User Instructions

To view the original Agenda Item, refer to the Meeting tab using the above date.

Resolved Items Action Statement

Action is required for the following item as per the Council Decision or Resolution Under Delegated Authority.

Item: 270 **CP - Planning Proposal to Amend Hawkesbury Local Environmental Plan 2012 - Lots 431 and 432 DP 1189536, 431 and 431A Greggs Road, Kurrajong - (95498, 124414)**

Previous Item: 255, Ordinary (29 November 2016)

Mr Robert Montgomery addressed Council, speaking for the recommendation.

A MOTION was moved by Councillor Conolly, seconded by Councillor Richards.

That Council:

1. Proceed with the making of a plan to amend the Hawkesbury Local Environmental Plan 2012 in order to permit the subdivision of Lots 431 and 432 DP 1189536, 431 and 431A Greggs Road, Kurrajong into not more than 8 lots with minimum lot sizes of 4,000m² and 4ha as described in this report.
2. Request that the Parliamentary Counsel's Office prepare a draft Local Environmental Plan to give effect to the planning proposal in accordance with Section 59(1) of the Environmental Planning and Assessment Act, 1979.
3. Adopt and make the draft local environmental plan, under the authorisation for Council to exercise delegation issued by the Gateway determination, upon receipt of an opinion from Parliamentary Counsel's Office that the plan can be legally made.
4. Following the making of the Plan, advise the Department of Planning and Environment that the Plan has been made and request to notify the Plan on the NSW Legislation website.
5. Publically exhibit the Draft Voluntary Planning Agreement attached to this report for a minimum of 28 days and the Draft Voluntary Planning Agreement be reported back to Council following public exhibition prior to finalisation.

An AMENDMENT was moved by Councillor Reynolds, seconded by Councillor Garrow.

That the matter be deferred pending the commencement of the comprehensive traffic study of river crossings and road links.

In accordance with Section 375A of the Local Government Act 1993 a division is required to be called whenever a planning decision is put at a council or committee meeting. Accordingly, the Chairperson called for a division in respect of the amendment, the results of which were as follows:

| For the Amendment | Against the Amendment |
|--------------------------|------------------------------|
| Councillor Garrow | Councillor Calvert |
| Councillor Lyons-Buckett | Councillor Conolly |
| Councillor Reynolds | Councillor Kotlash |
| Councillor Ross | Councillor Richards |
| Councillor Wheeler | Councillor Tree |
| | Councillor Zamprogno |

Councillor Rasmussen was absent from the meeting.

The Amendment was lost.

MOTION:

RESOLVED on the motion of Councillor Conolly, seconded by Councillor Richards.

Refer to RESOLUTION

429 RESOLUTION:

RESOLVED on the motion of Councillor Conolly, seconded by Councillor Richards.

That Council:

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| Councillor Calvert | Councillor Lyons-Buckett |
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| Councillor Garrow | Councillor Wheeler |
| Councillor Kotlash | |
| Councillor Richards | |
| Councillor Ross | |
| Councillor Tree | |
| Councillor Zamprogno | |

Councillor Rasmussen was absent from the meeting.