



Hawkesbury City Council

ordinary  
meeting  
minutes

date of meeting: 14 July 2009

location: council chambers

time: 5:00 p.m.



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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on Tuesday, 14 July 2009, commencing at 5:01pm.

Reverend Ruth Mahaffey of St John's Anglican Church, Wilberforce, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

**ATTENDANCE**

**PRESENT:** Councillor B Bassett, Mayor, Councillor K Conolly, Deputy Mayor and Councillors B Porter, P Rasmussen, J Reardon, R Stubbs, T Tree, W Whelan and L Williams.

**ALSO PRESENT:** Acting General Manager, Chris Daley, Director City Planning - Matt Owens, Director Support Services - Laurie Mifsud, Manager Corporate Services and Governance - Fausto Sut, Executive Manager - Community Partnerships - Joseph Litwin, Manager Construction/Maintenance - Richard Vaby, Administrative Support Team Leader - Kylie Wade-Ferrell and Word Processing Operator - Amy Dutch.

**APOLOGIES**

Apologies for absence were received from Councillors B Calvert, W Mackay and C Paine.

**207 RESOLUTION:**

RESOLVED on the motion of Councillor Williams and seconded by Councillor Rasmussen that the apologies be accepted and that leave of absence from the meeting be granted.

**SECTION 1: Confirmation of Minutes**

**208 RESOLUTION:**

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Tree that the Minutes of the Ordinary Meeting held on the 30 June 2009, be confirmed.

**SECTION 3 - Notices of Motion**

**NM1 - Acknowledgement of Important Works Carried Out by Community Groups - (79351, 80105)**

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Ms Robin Woods, Mr Gerry Faulkner and Ms Mary Buckett, proponents, addressed Council.

**MOTION:**

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

*Refer to RESOLUTION*

**209 RESOLUTION:**

RESOLVED on the motion of Councillor Williams, seconded by Councillor Conolly

That:

1. Council acknowledge the contribution made by community groups in a voluntary capacity to improve public lands by carrying out bush-regeneration, rubbish removal and the like.
2. Council write to the State Government to request that green waste be exempted from the landfill levy.
3. Council liaise with community groups doing this work to determine the most appropriate methodology for the work in each case and to facilitate applications to recognised Bushcare and Landcare groups to Council's community sponsorship program to offset tip fees as necessary.
4. A report be provided to Council on the feasibility of providing a chipper to Bushcare groups to allow waste to be mulched on site.



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**SECTION 4 - Reports for Determination**

**GENERAL MANAGER**

**Item: 128            GM - 3rd National Landfill & Transfer Stations Conference - (79351)**

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Ms Robin Woods, proponent, addressed Council.

**MOTION:**

RESOLVED on the motion of Councillor Porter, seconded by Councillor Rasmussen.

***Refer to RESOLUTION***

**210 RESOLUTION:**

RESOLVED on the motion of Councillor Porter, seconded by Councillor Rasmussen

That the attendance of nominated Councillors, and staff members as considered appropriate by the General Manager, at the 3rd National Landfill & Transfer Station Conference to be held 26-28 August, 2009 at a cost of approximately \$2,500.00 per delegate be approved.

**211 RESOLUTION:**

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

That Councillors Porter and Williams, as the nominated Council representatives, attend the 3<sup>rd</sup> National Landfill & Transfer Stations Conference.

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**CITY PLANNING**

**Item: 129 CP - Development Application - Two Storey Mixed Use Commercial Complex - 8 Groves Avenue, Mulgrave - (DA0640/08, 95498)**

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Mr Patrick Hurley, proponent, addressed Council.

**MOTION:**

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

***Refer to RESOLUTION***

**212 RESOLUTION:**

RESOLVED on the motion of Councillor Conolly, seconded by Councillor Tree

That development application DA0640/08 at Lot 1 DP 1038365, No. 8 Groves Avenue MULGRAVE NSW 2756 for the construction of shops, hotel, associated car parking and landscaping be approved subject to the following conditions:

***General Conditions***

1. The development is to be carried out in compliance with the following plans and documentation listed below and endorsed with Council's stamp, except where amended by other conditions of consent:

<b>Drawing Number/Title</b>	<b>Dated</b>
6455A - Sheet 1 of 5	26 June 2009
6455A - Sheet 2 of 5	26 June 2009
6455A - Sheet 3 of 5	26 June 2009
6455A - Sheet 4 of 5	26 June 2009
6455A - Sheet 5 of 5	26 June 2009
5679-C01 - A	24 April 2009
5679-C02 - A	24 April 2009
5679-C03 - A	24 April 2009
5679-C04 - A	24 April 2009

***Prior to Issue of Construction Certificate***

2. The design of the development shall be modified as follows:
  - a) Increase the height of the hotel tower entry element to a minimum of 1m above the ridge line of the main hotel roof, and a maximum of 4m, to give greater definition to the entry feature and improve the visual presentation of the building.
  - b) Increase the size of the ground floor of the hotel entry lobby area to improve patron safety and comfort.

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- c) Increase the size of the hotel windows adjacent to the dining room (northern and eastern elevations) and the gaming room (western elevation) to improve passive surveillance between the hotel and the surrounding car parking areas. Shading devices are to be provided over these windows for both comfort and external design.
- d) Alter the windows in the eastern and western gable walls of the southern roof element to match the size/proportion of the windows in the corresponding location at the northern end of the building. As an alternative, the windows in the southern gable walls could instead be recessed elements.
- e) Alter the line of the shopfront so that the recessed elements correspond with the location of the entry doors to each tenancy.
- f) The two set down car parking spaces adjacent to Shop 2 shall be deleted and the area reinstated with paving to match the pedestrian footpath.
- g) A security roller door, grille or the like shall be provided to the garbage recycling dock.
- h) The loading dock shall be modified as necessary to ensure that a 12.5m Heavy Rigid Vehicle, including allowances for a 300mm overhang, can manoeuvre into and out of the loading dock.

Full details demonstrating compliance with this condition shall be included on any plans approved with a Construction Certificate.

- 3. No excavation, site works or building works shall be commenced prior to the issue of an appropriate Construction Certificate.
- 4. The approved use shall not commence until all conditions of this Development Consent have been complied with.
- 5. No part of the building shall be used or occupied prior to the issue of an Occupation Certificate.
- 6. The development shall comply with the provisions of the Building Code of Australia at all times.
- 7. The accredited certifier shall provide copies of all Part 4 certificates issued under the Environmental Planning and Assessment Act, 1979 relevant to this development to Hawkesbury City Council within 7 (seven) days of issuing the certificate. A registration fee applies.
- 8. No external signage shall be erected or displayed without the prior consent of Council.
- 9. A separate development application(s) shall be submitted for the fitout of the hotel and Shop 1.
- 10. Separate development application shall be lodged for the use of Shops 2-8.
- 11. Should public entertainment be proposed or required in the hotel, an Entertainment authority approval is required to be obtained prior to this activity occurring. A separate development application is required to be lodged and approved for the use of the hotel as a Place of Public Entertainment.
- 12. A certificate from an acoustic engineer is to be submitted with the Construction Certificate certifying that the development and all sound producing plant, equipment, machinery or fittings will not exceed more than 5dB(A) above the background level during the day and evening and not exceeding the background level at night (10.00pm to 6.00am) when measured at the boundary of the nearest noise sensitive receiver and will comply with the Environmental Protection Authority Industrial Noise Policy. Details being submitted with the Construction Certificate.

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### ***Prior to Issue of Construction Certificate***

13. Prior to any Construction Certificate being issued, the applicant shall lodge with Council all information required by the Environmental Planning and Assessment Act 2000 and the Environmental Planning and Assessment Regulation 2000 for the voluntary surrender of the consent, dated 19 July 2007, issued on Development Application 0050/07.
14. A full schedule of all external materials of construction, colours and finishes shall be submitted to Council for approval.
15. A plan detailing arrangements for the installation of exterior lighting around the site, to relevant Australian Standards, shall be provided to the Principal Certifying Authority for approval with any Construction Certificate.
16. Pursuant to section 80A(1) of the Environmental Planning and Assessment Act 1979 and Hawkesbury City Council's Section 94A Development Contributions Plan 2006 (as amended from time to time), a contribution of \$50,000.00 shall be paid to Hawkesbury City Council.

The amount to be paid is to be adjusted at the time of the actual payment, in accordance with the provisions of Hawkesbury City Council's Section 94A Development Contributions Plan 2006 (as amended from time to time).

The contribution is to be paid prior to the issue of the Construction Certificate and copies of receipts confirming that the contribution has been fully paid are to be provided to the certifying authority.

17. A landscape plan for the entire site, prepared by a suitably qualified person, shall be submitted to the Principal Certifying Authority for approval with any Construction Certificate.
18. Hawkesbury city Council is the sewer authority for this development. As this development involves alterations/additions to the existing septic/sewer system, a payment of this prescribed inspection fee for internal/external sewer/septic works is required to be paid prior to the issue of the Construction Certificate.
19. Construction of the road, access, car park, drainage, dam, filling and retaining walls are not to commence until three (3) copies of the plans and specifications of the proposed works are submitted to and approved by the Director City Planning or an Accredited Certifier.
20. Payment of a Construction Certificate checking fee of \$267.00 and a Compliance Certificate inspection fee of \$445.00 when submitting Civil Engineering Plans for approval. This amount is valid until 30 June 2010. Fees required if an Accredited Certifier is used will be provided on request.

### ***Prior to Commencement of Works***

21. All traffic management devices shall be installed and maintained in accordance with the approved traffic management plan.
22. Erosion and sediment control devices are to be installed and maintained at all times during site works and construction. The enclosed warning sign shall be affixed to the sediment fence/erosion control device.
23. The building shall be set out by a Registered Surveyor. The Survey Certificate of the building showing the position of the external walls under construction and in compliance with the approved plans shall be lodged with the principal certifying authority. Any easements must be shown on the Survey Certificate.
24. A copy of receipt of payment of Long Service Levy shall be provided to the Principal Certifying Authority prior to any works commencing on site. Payments can be made at Long Service Corporation offices or most Councils.

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25. The applicant shall advise Council of the name, address and contact number of the principal certifier, in accordance with Section 81A 2(b) of the Environmental Planning and Assessment Act, 1979.
26. At least two days prior to commencement of works, notice is to be given to Hawkesbury City Council, in accordance with the Environmental Planning and Assessment Regulation.
27. Toilet facilities (to the satisfaction of Council) shall be provided for workmen throughout the course of building operations. Such facility shall be located wholly within the property boundary.
28. A sign displaying the following information is to be erected adjacent to each access point and to be easily seen from the public road. The sign is to be maintained for the duration of works:
  - a) Unauthorised access to the site is prohibited.
  - b) The owner of the site.
  - c) The person/company carrying out the site works and telephone number (including 24 hour 7 days emergency numbers).
  - d) The name and contact number of the Principal Certifying Authority.
29. A qualified Structural Engineer's design for all reinforced concrete and structural steel shall be provided to the Principal Certifying Authority prior to any works commencing on site.
30. Off street parking associated with the proposed development, including driveway widths, aisle widths, grades parking bay dimensions, sight distance requirements and turning paths are to be in accordance with AS 2890.1-2004 and Council's Development Control Plan and AS2890.2 - 2002 for loading areas as appropriate.
31. Provision of adequate on site loading and unloading facilities to cater for the proposed use of the land.
32. If an excavation associated with the erection or demolition of a building extends below the level of the base of the footings of a building on an adjoining allotment of land, including a public road or place, the person causing the excavation to be made:
  - a) must preserve and protect the building from damage; and
  - b) if necessary, must underpin and support the building in an approved manner; and
  - c) must, at least 7 (seven) days before excavating below the level of the base of the footings of a building on an adjoining allotment of land, give notice of intention to do so to the owner of the adjoining allotment of land and furnish particulars of the excavation to the owner of the building being erected or demolished.

The person acting in accordance with this Consent is liable for any part of the cost of work carried out for the purposes of this condition, whether carried out on the allotment of land being excavated or on the adjoining allotment of land.

### ***During Construction***

33. Hawkesbury City Council is the sewer authority for this development. Inspection for compliance certification for internal and external sewer drainage shall be requested and approved prior to covering any pipe. An inspection fee applies.
34. The site shall be secured to prevent unauthorised access during construction.

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35. Compliance with the Waste Management Plan prepared by Regency Design Centre, dated August 2008.
36. Dust control measures, eg vegetative cover, mulches, irrigation, barriers and stone shall be applied to reduce surface and airborne movement of sediment blown from exposed areas.
37. Measures shall be implemented to prevent vehicles tracking sediment, debris, soil and other pollutants onto any road.
38. All trucks entering or leaving the site shall have their trays suitably covered to prevent spillage from the truck onto the road.
39. Off-street car parking spaces, together with access driveways and turning areas, shall be constructed, paved, line marked, signposted and maintained, as shown on the approved plan.
40. Disabled parking shall be provided in accordance with AS2890.1-1993.
41. All necessary works being carried out to ensure that any natural water flow from adjoining properties is not impeded or diverted.
42. All natural and subsurface water-flow shall not be re-directed or concentrated to adjoining properties. Water flows shall follow the original flow direction without increased velocity.
43. Site and building works (including the delivery of materials to and from the property) shall be carried out only on Monday to Friday between 7:00am - 6:00pm and on Saturdays between 8:00am - 4:00pm.
44. The site shall be kept clean and tidy during the construction period and all unused building materials and rubbish shall be removed from the site upon completion of the project. The following restrictions apply during construction:
  - a) Stockpiles of topsoil, sand, aggregate, spoil or other material shall be stored clear of any drainage path or easement, natural watercourse, footpath, kerb or road surface and shall have measures in place to prevent the movement of such material off site.
  - b) Building operations such as brick cutting, washing tools, concreting and bricklaying shall be undertaken only within the site.
  - c) Builders waste must not be burnt or buried on site. All waste (including felled trees) must be contained and removed to a Waste Disposal Depot.
45. All civil construction works required by this consent shall be in accordance with Hawkesbury Development Control Plan Appendix E Civil Works Specification.
46. Inspections shall be carried out and compliance certificates issued by Council or an accredited certifier for the components of construction detailed in Hawkesbury Development Control Plan Appendix B Civil Works Specification, Part II, Table 1.1.
47. Full time "No Stopping" restrictions shall be installed along the southern side of Groves Avenue (opposite the Right of Carriageway driveway connection to Groves Avenue) and extend for a distance of 30m to the east of this driveway connection.
48. On-site detention shall be provided to maintain all stormwater discharges from the 1:20 year storm up to the 1:100 year storm at pre-development levels.

***Prior to Issue of Interim Occupation Certificate***

49. An Occupation Certificate shall not be issued until such time as Council has confirmed that the voluntary surrender of Development Consent 0050/07 has taken effect.

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50. The Right of Carriageway, adjacent to the parking area to be reconstructed, is to be widened to extend to the edge of the new parking spaces. The extension of the Right of Carriageway is to be registered prior to the issue of any Occupation Certificate.
51. A Trade Waste Agreement must be entered into with the Hawkesbury City Council for the discharge of trade waste to Council's sewer system.
52. A written clearance from Hawkesbury City Council (as the local sewer authority) that the development is connected to the reticulated sewerage system/on-site sewerage management facility is required to be submitted to the Principal Certifying Authority prior to the issue of an Interim Occupation Certificate.
53. A Certificate from a telecommunications carrier confirming that provision has been made for services to the development shall be submitted to the Principal Certifying Authority.
54. A Section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained from Sydney Water Corporation.  
Application must be made through an authorised Water Servicing Coordinator. Please refer to the Building Developing and Plumbing section of the web site [www.sydneywater.com.au](http://www.sydneywater.com.au) then refer to "Water Servicing Coordinator" under "Developing Your Land" or telephone 13 20 92 for assistance.

Following application a "Notice of Requirements" will advise of water infrastructure to be built and charges to be paid. Please make early contact with the Coordinator, since building of water/sewer infrastructure can be time consuming and may impact on other services and building, driveway or landscape design.

55. Written clearance from Integral Energy shall be submitted to the Principal Certifying Authority.
56. Written evidence, including turning templates prepared by a prepared by a suitably qualified person, shall be provided to the Principal Certifying Authority confirming that a 12.5m Heavy Rigid Vehicle (per AS 2890.2:2002) can manoeuvre into and out of the loading dock.

### ***Prior to Issue of the Occupation Certificate***

57. The development shall be completed in accordance with the approved colours and finishes and shall not be altered.
58. Compliance with all conditions of this development consent.
59. All works shown on the approved landscape plan shall be completed to the satisfaction of the Principal Certifying Authority.
60. The applicant shall repair or reconstruct all damages caused by construction activity relating to the development to Council's satisfaction prior to release of the Occupation Certificate.
61. A Plan of Management for the on-site stormwater detention facilities shall be submitted to and approved by Council. The Plan of Management shall set out all design and operational parameters for the detention facilities including design levels, hydrology and hydraulics, inspection and maintenance requirements and time intervals for such inspection and maintenance.
62. The owner shall enter a positive covenant with Council which provides the following:
  - a) The registered proprietors will at all times maintain, repair and keep the on-site stormwater detention facilities in a good and safe condition and state of repair, in accordance with the approved design to the reasonable satisfaction, at all times, of Council, having due regard to the Plan of Management for the operation and maintenance of the on-site stormwater detention facilities, and

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- b) The liability under the Covenant will jointly and severally bind the registered proprietors of the proposed dwellings, and
  - c) Council only will be entitled to release or modify the Covenant.
63. All costs associated with the Covenant, including any legal costs payable by Council, are to be paid by the owner or applicant.
64. Submission of a report by the Design Engineer stating the conformance or otherwise of the system in relation to the approved design.
65. Works-As-Executed drawings for the One Site Detention Stormwater System which indicate the following shall be submitted to and approved by Council:
- (a) Invert levels of tanks, pits and pipes
  - (b) Surface levels of pits and surrounding ground levels
  - (c) Levels of surrounding kerb
  - (d) Floor levels of buildings
  - (e) Top of kerb levels at the front of the lot; and
  - (f) Extent of inundation

***Use of the Development***

66. Compliance with all provisions within the Draft Plan of Management provided at Appendix 2 of the Statement of Environmental Effects prepared by PGH Environmental Planning dated 22 August 2008.
67. The security doors to the loading bay and garbage storage room shall be kept closed at all times when these facilities are not in use.
68. The operator shall participate in the Hawkesbury Liquor Accord and shall maintain on-going consultation with NSW Police (Hawkesbury Local Area Command) with regard to high risk times such as the end of the school year, Christmas and New Year.
69. An internal and external CCTV security system shall be installed and all staff shall be trained to retrieve footage.
70. Trading shall not commence until such time the appropriate license has been issued by the NSW Office of the Casino, Liquor and Gaming Control Authority.
71. Management of the store shall be undertaken in accordance with the requirements of the Liquor Act 2007 and Liquor Regulation 2008.
72. No internal or external alterations shall be carried out without prior approval of Council.
73. All fire safety equipment and fixtures shall be regularly serviced and maintained. The owner or their agent shall certify annually that each of the fire safety measures specified in this statement has:
- a) Been assessed by a properly qualified person, and
  - b) Found, when it was assessed, to be capable of performing to at least the standard required by the current Fire Safety Schedule for the building for which the certificate is issued.
74. The operating hours of the hotel shall be limited to 9:00am until 12 midnight, 7 days per week.
75. The operating hours of Shop 1 shall be limited to 7:00am until 10:00pm, 7 days per week.
76. The subject development, including landscaping, is to be maintained in a clean and tidy manner.



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77. All external lighting shall be installed in accordance with details approved with the Construction Certificate and shall otherwise be directed in such a manner so that no nuisance is caused to adjoining properties or to drivers on surrounding streets.
78. All work and the storage of goods or materials shall be confined within the building or approved areas at all times.
79. All vehicles being loaded or unloaded shall stand entirely within the property.
80. All vehicles shall be driven in a forward direction at all times when entering and leaving the premises.
81. All waste materials shall be regularly removed from the property.
82. Noise generated as a result of the development shall be managed so that the LAeq noise levels, measured at any point in accordance with the NSW DECC's Industrial Noise Source Policy do not exceed 5dB(A) (LAeq) above background levels (LA90) with respect to noise amenity of the nearest noise sensitive receiver and associated outdoor areas.
83. Upon receipt of a justified complaint in relation to noise pollution emanating from the premises, an acoustical assessment is to be carried out in accordance with the requirements of the DECC's Environmental Noise Management - NSW Industrial Noise Policy and provide recommendations to mitigate the emission of offensive noise from the premises. The report shall be prepared by an appropriately qualified acoustic consultant that is a member of the Association of Australian Acoustic Consultants and shall be submitted to Council for consideration.
84. Parking spaces, for the exclusive use of staff working within the complex, are to be provided at the rate of 1 space per tenancy for the ground floor and 1 space per 2 employees for the hotel/tavern component.

### **Advisory Notes**

- \*\*\* The land is within the Hawkesbury City Council Sewerage Catchment. A separate application shall be submitted to Council for any alterations or connections to the sewer mains. The applicant shall consult with Council regarding acceptable discharge limits to the sewerage system.
- \*\*\* The applicant shall make themselves aware of the Discrimination Against People with Disabilities Act (DDA) and assess their responsibilities and liabilities with regards to the provision of access for all people.
- \*\*\* Non-compliance with any condition of this development consent may result in a penalty notice being issued by Council.
- \*\*\* Should any aboriginal site or relic be disturbed or uncovered during the construction of this development, all work should cease and the National Parks and Wildlife Service consulted. Any person who knowingly disturbs an aboriginal site or relic is liable to prosecution under the National Parks and Wildlife Act 1974.
- \*\*\* The applicant is advised to consult with:
  - (a) Sydney Water Corporation Limited
  - (b) Integral Energy
  - (c) Natural Gas Company
  - (d) a local telecommunications carrier

regarding their requirements for the provision of services to the development and the location of existing services that may be affected by proposed works, either on site or on the adjacent public roads.

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\*\*\* The developer is responsible for all costs associated with any alteration, relocation or enlargement to public utilities whether caused directly or indirectly by this proposed subdivision. Such utilities include water, sewerage, drainage, power, communication, footways, kerb and gutter.

\*\*\* The applicant shall make themselves aware of any User Restriction, Easements and Covenants to this property and shall comply with the requirements of any Section 88B Instrument relevant to the property in order to prevent the possibility of legal proceedings against them.

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 motion, the results of which were as follows:

<b>For the Motion</b>	<b>Against the Motion</b>
Councillor Bassett	Councillor Porter
Councillor Conolly	Councillor Williams
Councillor Rasmussen	
Councillor Reardon	
Councillor Stubbs	
Councillor Tree	
Councillor Whelan	

Councillors Calvert, Mackay and Paine were absent from the meeting.

**Item: 130 CP - Expression of Interest: Regional Climate Change Risk Assessment and Adaptation for Councils in Western Sydney - (95498)**

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Mr Frank Scharfe, respondent, addressed Council.

**MOTION:**

RESOLVED on the motion of Councillor Williams, seconded by Councillor Rasmussen.

***Refer to RESOLUTION***

**213 RESOLUTION:**

RESOLVED on the motion of Councillor Williams, seconded by Councillor Rasmussen

That Council:

1. Provide WSROC with an Expressions of Interest that such a project is worthwhile and suggest that funding shares for individual Councils should at least partly reflect population and the level of Financial Assistance Grant received by each Council.
2. Consider funding a Regional Climate Change Risk Assessment and Adaptation for Councils in Western Sydney, contingent upon the ultimate research design; the commitment of other councils to the project and financial constraints at the time the project is fully developed.

**INFRASTRUCTURE SERVICES**

**Item: 131**            **IS - Richmond Park - Draft Plan of Management - (95494, 79354, 13157)**

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**MOTION:**

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Reardon.

*Refer to RESOLUTION*

**214 RESOLUTION:**

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Reardon

The Richmond Park Draft Plan of Management and Master Plan be placed on public exhibition for the mandatory 28 day consultation period, with a further two week period for the completion of written submissions.

**Item: 132**            **IS - Streeton Lookout - Plan of Management - (95454, 79354)**

**Previous Item:**        60, Ordinary (31 March 2009)

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**MOTION:**

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Reardon.

*Refer to RESOLUTION*

**215 RESOLUTION:**

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Reardon

That:

1. The Streeton Lookout Plan of Management and Masterplan be adopted.
2. The six metre wide strip of land as identified in the report be reclassified from Community Land to Operational Land.

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**Item: 133**            **IS - Ham Common - Plan of Management - (95494, 79354)**

**Previous Item:**        59, Ordinary (31 March 2009)

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**MOTION:**

RESOLVED on the motion of Councillor Stubbs, seconded by Councillor Rasmussen.

*Refer to RESOLUTION*

**216 RESOLUTION:**

RESOLVED on the motion of Councillor Stubbs, seconded by Councillor Rasmussen

That the Ham Common Plan of Management, including Landscape Master Plan, be adopted.

**ORDINARY MEETING**

**MINUTES: 14 July 2009**

**SUPPLEMENTARY REPORTS**

**Item: 134 CP - Provision of Kerbside Household Cleanup Service to St Albans Area - (95498)**

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**MOTION:**

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

*Refer to RESOLUTION*

**217 RESOLUTION:**

RESOLVED on the motion of Councillor Conolly, seconded by Councillor Tree

That Council:

1. Offer Cleanaway the two year extension to the kerbside household collection service contract under the current terms and conditions.
2. Write to those St Albans residents who may be eligible for the proposed service to determine whether there is sufficient support for either of the service options, with the results to be reported to Council.

**ORDINARY MEETING**

**MINUTES: 14 July 2009**

**SECTION 5 - Reports of Committees**

**ROC - Heritage Advisory Committee Minutes - 18 June 2009 - (80242)**

**218 RESOLUTION:**

RESOLVED on the motion of Councillor Reardon, seconded by Councillor Stubbs.

That the minutes of the Heritage Advisory Committee held on 18 June 2009 as recorded on pages 51 to 55 of the Ordinary Business Paper be received.

**ORDINARY MEETING****MINUTES: 14 July 2009****QUESTIONS WITHOUT NOTICE**

#	Councillor	Question	Response
1	Reardon	Referred to McMahons Park and asked if the security system that is being installed as part of the improvements will cover the Bus that Hawkesbury Outreach will be parking there every evening as the Committee has concerns of vandalism.	The Director Infrastructure Services advised that if the bus is parked within a building, the building will be on the security system, however, if the bus is parked externally, it will not be covered.
2	Tree	Advised that the Sports Council had been applying for a number of grant fundings, but unfortunately have been unsuccessful in a number of them because as a requirement of Sport and Recreation they have to had prior or existing DA approval for projects. Councillor Tree asked if there was someway Council could fast track that process for them as they are missing out on funding because of Council's processes, particularly when applying for some grants, there is only a very short period of time to submit an application.	<p>The Director City Planning commented that he assumed the Sports Council were lodging applications, he had only seen one in the last few months, but added he doesn't see all of the DAs. He advised that if the Sports Council were looking at lodging a DA, they would have to come in and speak to staff first to work out the exact requirements and that would speed up the processing of the DA.</p> <p>The Director City Planning advised that every DA, regardless of who it is, has to follow the statutory process. There has been a number of projects under the Federal funding that have been extremely urgent and Council has set up a process for them to come and speak with staff as soon as they know about it and Council can then help them with the process. Council can do the same with the Sports Council.</p>
3	Tree	Referred to the Sports Council and that currently re-tendering was underway for Benson Lane lighting and asked were this was at.	The Director Infrastructure Services advised that the specifications had been written, the tenders will be called very shortly and it is still anticipated that the project will be finished by the September deadline.
4	Tree	Referred to the Strategic Plan and advised that the Sports Council were concerned that there was not specific reference to recreation and exercise. She indicated that these matters are important, particularly in light of the obesity and other social issues. She advised the Sports Council had put forward a submission which will hopefully be taken into consideration in the Strategic Plan.	The Mayor advised that it would be considered.

**ORDINARY MEETING****MINUTES: 14 July 2009**

#	Councillor	Question	Response
5	Tree	Asked where the fencing was at for the property Council owns near Richmond Park, the Pre-School and asked if Council had spoken to the other owners yet.	The Director Infrastructure Services advised that the other owners had not been spoken to at this stage.
6	Rasmussen	Referred to the Convict Trail Bridge and asked if there was any grant funding that Council can obtain to assist supporting the Bridge or stopping a total collapse.	The Manager Construction/Maintenance advised that he was not aware of any specific funding available at this stage. He advised that when the matter was brought to Council's attention, Council consulted with the writer and removed a lot of vegetation that was effecting the movement of the wall. This was conducted under close supervision and the offending vegetation was removed and some of the water was re-diverted. This took away some of the immediate threat. He advised Council will investigate the Bridge again to see if there has been any additional movement in the structure, but he wasn't aware of any immediate threat to the structure.
7	Conolly	Referred the Golf Course at Pitt Town and advised that when it was approved some years earlier, a couple of conditions were added by the RTA relating to a left hand turn travelling northward and a right hand turn travelling southward from Cattai Road into Pitt Town Bottoms Road. He asked when these conditions can be expected to be implemented given that the Golf Course already exists and is well on its way to completion of the Golf Course facilities themselves. He asked if the Golf Course could operate before being fully completed.	<p>The Director City Planning advised that the conditions require the work to be completed by the time the Golf Course opens fully. He advised Council has a meeting next week with Golf Course operators in relation to this and other matters.</p> <p>The Director City Planning advised that the Club House can open as it is, but the Course itself can not open until all works are complete.</p>
8	Conolly	Asked if Council had been approached about the installation of a pedestrian crossing across Collith Avenue near its junction with Rifle Range Road, which would allow students from Bede Polding College to access the College.	The Director Infrastructure Services advised Council wasn't aware of an approach, but if there is, it can go through the Traffic Committee.



**ORDINARY MEETING**

**MINUTES: 14 July 2009**

#	Councillor	Question	Response
9	Williams	Asked if Council had anywhere where residents could bring broken or unserviceable energy saving lamps or are they just going to land fill. He added that they apparently contain high levels of mercury so they should not be going into land fill. He advised that other Council areas are having separate collection points for them.	The Director Infrastructure Services advised that Council did not have a separate process to dispose of the unserviceable energy saving lamps at this stage. He commented that Council could investigate if there was some way it could process them separately, but currently, they would be thrown in the bin and end up in land fill.
10	Williams	Asked if Council knew when the Armco railing was going to be installed at Bradley Swamp.	The Manager Construction/Maintenance advised that it is currently being looked at and should commence in the next few weeks.
11	Williams	Asked if there was any chance of getting a heater for the driver of the Lower Portland Ferry as they are there until 12 midnight and start at 5:00am in the chilli winter nights. He commented that the operators had been previously told they couldn't have one because there is only 12volt generator so can't have a 240volt heater.	The Manager Construction/Maintenance advised that the matter would be investigated, to and will advise of outcome.
12	Williams	<p>Referred to Indian Minor Traps and asked if Council was doing anything about these as the Central Coast and Gosford Councils have a number of traps apparently and they lend them out to residents.</p> <p>Councillor Williams asked whether a report could come back to Council on the issue.</p>	<p>The Director City Planning advised that staff had been to a seminar regarding those matters and Council is currently looking into them, but it is whether we provide them or facilitate the provision of them. If Council provides them, there are some liability issues and if we facilitate people donating and making them, some of the issues go away.</p> <p>The Director City Planning advised that if a reports needs to go back to Council, it will.</p> <p>The Mayor advised that the Men's Shed at Richmond are looking at wanting to make them so the gentlemen who runs the Men's Shed has been advised to speak with Council about getting an initial startup through the Community Sponsorship Program to buy the wire.</p>
13	Porter	Referred to a DA for a triple carport at front of a house in South Windsor and asked if the matter had been resolved.	The Director City Planning advised that the application may have been refused as it wasn't acceptable.

**ORDINARY MEETING**

**MINUTES: 14 July 2009**

#	Councillor	Question	Response
14	Porter	Referred to the Reserve between Coromandel Road and Ebenezer Wharf Road and asked what Council had just spent on that project and if it was dollar for dollar grants.	The Director Infrastructure Services advised he will investigate and advise.
15	Porter	Referred to the bend on Grono Farm Road where the old timber bridge was and advised that there was still timbers there and his concern was that if someone went off the edge, they would be in there with the bits of timber left off the old bridge and asked what could be done about the matter to try and tidy it up without causing problems with erosion.	The Manager Construction/Maintenance advised there were a number of issues involved here, by removing the timber, it will create some instability and parts of the bank will need to be battered, but if left alone, it does create potential problems with blockage so it does need to be removed. He advised that Council had flagged the site for guard rail to try and protect motorists.

The meeting terminated at 7:16pm.

Submitted to and confirmed at the Ordinary meeting held on 28 July 2009.

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Mayor