



Hawkesbury City Council

ordinary
meeting
minutes

date of meeting: 10 March 2015
location: council chambers
time: 6:30 p.m.

ORDINARY MEETING

Minutes: 10 March 2015

MINUTES

– **WELCOME**

Prayer

Acknowledgement of Indigenous Heritage

– **APOLOGIES AND LEAVE OF ABSENCE**

– **DECLARATION OF INTERESTS**

– **SECTION 1 - Confirmation of Minutes**

– **ACKNOWLEDGEMENT OF OFFICIAL VISITORS TO THE COUNCIL**

– **SECTION 2 - Mayoral Minutes**

– **EXCEPTION REPORT - Adoption of Items Not Identified for Discussion and Decision**

– **SECTION 3 - Reports for Determination**

Planning Decisions

General Manager

City Planning

Infrastructure Services

Support Services

– **SECTION 4 - Reports of Committees**

– **SECTION 5 - Notices of Motion**

– **QUESTIONS FOR NEXT MEETING**

– **REPORTS TO BE DISCUSSED IN CONFIDENTIAL SESSION**

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on 10 March 2015, commencing at 6:31pm.

Pastor Colin Wellings of the River of Life Church, Richmond, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

ATTENDANCE

PRESENT: Councillor K Ford, Mayor, Councillor B Porter, Deputy Mayor and Councillors B Calvert, P Conolly, M Creed, M Lyons-Buckett, W Mackay, C Paine, P Rasmussen, J Reardon, T Tree and L Williams.

ALSO PRESENT: General Manager - Peter Jackson, Director City Planning - Matt Owens, Director Infrastructure Services - Jeff Organ, Director Support Services - Laurie Mifsud, Executive Manager - Community Partnerships - Joseph Litwin, Manager Development Services - Cristie Evanhuis, Manager Strategic Planning - Shari Hussein, Manager Corporate Services and Governance - Abbey Rouse and Administrative Support Coordinator - Natasha Martin.

Councillor Rasmussen arrived at the meeting at 6:39pm.

Councillor Mackay arrived at the meeting at 6:42pm.

SECTION 1: Confirmation of Minutes

51 RESOLUTION:

RESOLVED on the motion of Councillor Porter and seconded by Councillor Reardon that the Minutes of the Ordinary Meeting held on the 24 February 2015, be confirmed.

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SECTION 3 - Reports for Determination

PLANNING DECISIONS

Item: 32 **CP - DA0591/14 - 66 Wattle Crescent, Glossodia - Lot 156 DP214751 - Establishment and operation of a caravan park - (95498, 116029, 96427, 109620)**

Ms Felicity Sinnett, Mr Russell Stapleton and Mr Paul Watkins addressed Council, speaking for the item.

Mr Andrew Grieve addressed Council, speaking against the item.

MOTION:

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

Refer to RESOLUTION

52 RESOLUTION:

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

That development application DA0591/14 at Lot 156 DP 214751, 66 Wattle Crescent, Glossodia for the demolition of existing dwelling house and sheds, establishment and operation of caravan park be refused for the following reasons:

1. The proposed development is inconsistent with Part 5A of the Environmental Planning and Assessment Act, 1979 in that inadequate information has been provided to demonstrate that the proposed development will not have a significant impact on threatened species, populations or ecological communities, or their habitats.
2. The proposed development fails to satisfy the requirements of Sydney Regional Environmental Plan No. 20 - Hawkesbury Nepean River in that adequate information has not been provided to demonstrate that the proposed development will not have a significant impact having regard to flora and fauna.
3. The proposal fails to satisfy the requirements of State Environmental Planning Policy No.44 – Koala Habitat in that insufficient information has been provided to demonstrate that the proposed development will have no adverse impact on koala habitat.
4. The proposed development is inconsistent with the objectives of the R2 Low Density Residential zone contained within Hawkesbury Local Environmental Plan 2012 with respect to the protection, maintenance and enhancement of the existing character of the locality.
5. The proposed development is inconsistent with Clause 6.4 of Hawkesbury Local Environmental Plan 2012 having regard to terrestrial biodiversity.
6. The proposed development is inconsistent with the development directions for the locality as expressed in the Hawkesbury Residential Land Strategy.
7. The proposed development is likely to result in adverse social impacts.

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- 8. The proposed development does not satisfactorily demonstrate that the development will have no adverse impact having regard to traffic generation and the natural environment.
- 9. In the circumstances, approval of the development would not be in the public interest.

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:

For the Motion	Against the Motion
Councillor Calvert	NIL
Councillor Conolly	
Councillor Creed	
Councillor Ford	
Councillor Lyons-Buckett	
Councillor Mackay	
Councillor Paine	
Councillor Porter	
Councillor Rasmussen	
Councillor Reardon	
Councillor Tree	
Councillor Williams	

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Item: 33 **CP - Planning Proposal - Amendment to Hawkesbury Local Environmental Plan 2012 - Lots 1, 2, 3 & 4 DP 1057585, Lots 2 & 3 DP 808945, Part Lot 1 DP 808945 and Part Lot 2 DP 555257, Mitchell Road, Pitt Town - (95498, 124414)**

Previous Item: 233, Ordinary (26 November 2013)
 223, Ordinary (25 November 2014)

MOTION:

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

Refer to RESOLUTION

53 RESOLUTION:

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

That:

1. Council support the preparation of a revised planning proposal for Lots 1, 2, 3 & 4 DP 1057585, Lots 2 & 3 DP 808945, part Lot 1 DP 808945 and Part Lot 2 DP 555257, Mitchell Road, Pitt Town to enable subdivision of the land into residential lots with a minimum lot size of 1,500m².
2. Council prepare an amendment to Chapter 4 Pitt Town, Part E of the Hawkesbury Development Control Plan 2002 for the relocation of the proposed flood evacuation route and any other minor changes as required.
3. The applicant be advised to prepare and submit a revised planning proposal seeking to amend Hawkesbury Local Environmental Plan 2012 to enable subdivision of the subject land into residential lots with a minimum lot size of 1,500m² to Council.
4. The applicant's revised planning proposal be forwarded to the Department of Planning and Environment for a Gateway determination.
5. The Department of Planning and Environment be advised that Council wishes to request a Written Authorisation to Exercise Delegation to make the Plan.

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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:

For the Motion	Against the Motion
Councillor Conolly	Councillor Calvert
Councillor Creed	Councillor Lyons-Buckett
Councillor Ford	Councillor Rasmussen
Councillor Mackay	Councillor Reardon
Councillor Paine	Councillor Williams
Councillor Porter	
Councillor Tree	

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INFRASTRUCTURE SERVICES

Item: 34 **IS - Change of Dates - Bridge to Bridge Power Boat Race - (95495, 79354, 73829)**

Previous Item: 9, Ordinary (3 February 2015)

Councillor Creed declared a pecuniary conflict of interest in this matter as he is the campaign manager for the NSW Minister for Sport and Recreation. He left the Chamber and did not take part in voting or discussion on the matter.

MOTION:

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

Refer to RESOLUTION

54 RESOLUTION:

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

That:

1. Approval be granted to the Upper Hawkesbury Power Boat Club for "exclusive use" of Governor Phillip Reserve for the 2015 Bridge to Bridge Power Boat Race to be held on Saturday, 23 May and Sunday, 24 May 2015.
2. The approvals be subject to the following conditions/documents:
 - a) Council's general park conditions.
 - b) Council's fees and charges.
 - c) The Windsor Foreshore Plan of Management.
 - d) The Governor Phillip Exclusive Use Policy.
 - e) The Governor Phillip Noise Policy.
 - f) A Traffic Management Plan which has been approved as part of the Special Event Application.
3. As the applicant has not advised further alternative dates, the General Manager be given authority to negotiate exclusive use on an alternate date, if required by the applicant.
4. Council write to the Premier of NSW and Minister for Sport and Recreation to facilitate a meeting between all parties including the Upper Hawkesbury Power Boat Club to resolve difficulties associated with conducting their annual event.

The meeting was adjourned for 15 minutes by the Mayor at 7:24pm.

The meeting resumed at 7:34pm.

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Item: 35 **IS - Extension of Approval for Markets at Governor Phillip Reserve and Richmond Park - (95495, 79354, 127235, 129069)**

Previous Item: 282, Ordinary (27 August 2013)
 68, Ordinary (11 March 2014)

MOTION:

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

Refer to RESOLUTION

55 RESOLUTION:

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

That:

1. Richmond Fresh Food be given approval to hold a weekly growers market on Saturdays at Richmond Park for a period up to 30 June 2016.
2. Eclectic Markets and Events Market be given approval to hold a monthly market at Governor Phillip Park for a period up to 30 June 2016.
3. The General Manager be given authority to negotiate up to four evening markets per year, if required by each applicant.
4. The approvals be subject to the following:
 - a) Council's general park conditions.
 - b) Council's fees and charges.
 - c) The Richmond Park and Windsor Foreshore Plans of Management.
 - d) Satisfactory management of conflict with other users.
 - e) Council reserving the right to suspend the use where conflicts of use arise.
5. The market operators be advised that it is Council's intent to review these approvals to ensure a balance between community and commercial issues, prior to any further extension of approvals.

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Item: 36 **IS - Road Naming Proposal Seniors Living Development North Richmond
(Kingsford Smith Village and Ron Middleton VC Gardens) - (95495, 79346)**

MOTION:

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

Refer to RESOLUTION

56 RESOLUTION:

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

That:

1. Council, as the road naming authority adopt the use of the road names, outlined in the road naming layout plan contained in Attachment 1 to the report, for the private roads within the Kingsford Smith Village and Ron Middleton VC Gardens at North Richmond.
2. A notice is to be placed in the New South Wales Government Gazette officially naming the private roads.

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SUPPORT SERVICES

Item: 37 **SS - Affordable Housing Options - (95496, 96328)**

Previous Item: 27, Ordinary (24 February 2015)

MOTION:

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

Refer to RESOLUTION

57 RESOLUTION:

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

That:

1. The information be received.
2. The affordable rental housing partnerships outlined in this report be referred to Council's Strategic Planning Branch for possible incorporation into an Affordable Housing Policy as potential mechanisms, which could be considered by Council, to support the provision and supply of affordable rental housing for residents of the Hawkesbury.
3. Council staff prepare a further report for Council in relation to a possible affordable rental housing partnership on a suitable parcel of Council owned land, as outlined in Option 2 within the report.

Item: 38 **SS - Consultants Utilised by Council - 1 July 2014 to 31 December 2014 - (95496, 96332)**

MOTION:

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

Refer to RESOLUTION

58 RESOLUTION:

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

That the information concerning consultancies utilised by Council during the period July to December 2014 be received.

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SECTION 4 - Reports of Committees

ROC

Heritage Advisory Committee - 19 February 2015 - (80242)

59 RESOLUTION:

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

That:

1. The minutes of the Heritage Advisory Committee held on 19 February 2015 as recorded on pages 101 to 105 of the Ordinary Business Paper be received.
2. Council send a letter of appreciation to Mr John Miller for his services to the Committee and the community.

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SECTION 5 - Notices of Motion

NM1 Windsor Bridge - (79351, 105109, 80093)

A MOTION was moved by Councillor Calvert, seconded by Councillor Lyons-Buckett.

That Council:

1. No longer supports the "Option1" bridge proposal for Windsor.
2. Supports the retention of the existing Windsor Bridge and the construction of a third river crossing incorporating an effective bypass.
3. Call on current and future NSW Governments to retrieve the funding that had been allocated for the Option 1 proposal and use this money to:
 - a) Undertake a proper and extensive community consultation process including at least two public meetings.
 - b) Commence construction of the agreed proposal within the next three years.

The meeting was adjourned by the Mayor at 7:44pm.

The meeting resumed at 7:59pm.

The Motion was lost.

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QUESTIONS FOR NEXT MEETING

Councillor Questions from Previous Meeting and Responses - (79351)

There were no responses to Questions in relation to previous Questions for Next Meeting.

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Questions for Next Meeting

#	Councillor	Question	Response
1	Rasmussen	Requested that the Local Traffic Committee consider the possibility of flashing lights being installed near the preschool and public school in Church Street, South Windsor.	Director Infrastructure Services
2	Calvert	Enquired if the recent drainage works in Richmond are functioning properly, given that heavy flood waters in Richmond banks up and if there was to be further action to remedy the situation.	Director Infrastructure Services
3	Paine	Enquired if a barricade could be installed on the McQuade Park grandstand to prevent people using the grandstand for anti-social or unlawful behaviour and transient accommodation.	Director Infrastructure Services
4	Williams	Requested that the gravel section on Roberts Creek Road receive grading works.	Director Infrastructure Services
5	Williams	Requested that the section of Roberts Creek Road, East Kurrajong be considered for sealing.	Director Infrastructure Services
6	Reardon	Enquired if staff could follow up on road and restoration repair works near Kurrajong Public School.	Director Infrastructure Services

The meeting terminated at 8:16pm.

Submitted to and confirmed at the Ordinary meeting held on 31 March 2015.

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Mayor