

HAWKESBURY CITY COUNCIL ORDINARY MEETING

Where People Make the Difference!

BUSINESS PAPER MINUTES

DATE OF MEETING: 13 February 1996

LOCATION: Council Chambers

TIME: 7:30pm

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ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 2

Minutes of the Meeting of the Council of the City of Hawkesbury held at the Council Chambers, Windsor, on 13 February 1996, commencing at 7:30pm.

PRESENT: Councillor R P Stubbs, Mayor and Councillors L Allan, A W Baczynskyj, H J M Books, R G Calvert, M E Lawson, W J Mackay, P J Minturn, C A Paine, R J Sahasrabuddhe, R D Searle and L C Sheather.

The Reverend Janice Freeston, representing the Hawkesbury Ministers Fraternal, gave the opening prayer at the commencement of the meeting.

- 480 RESOLVED on the motion of Councillor Books seconded by Councillor Sheather that Standing Orders be suspended to allow a presentation to be made.

Councillor Books introduced Leon Ahearn, a resident of South Windsor who holds the State Provisional Fly Weight Championship for Boxing, and who, if he wins his next fight in Melbourne, will be a member of the Australian team for the Atlanta Oceanic Championship at Rooty Hill and from there to the Olympic Games.

The Mayor presented a cheque to Leon for \$100 sponsorship.

- 481 RESOLVED on the motion of Councillor Calvert seconded by Councillor Searle that Standing Orders be resumed.

482 **SECTION 1 - MINUTES OF MEETINGS**

CONFIRMATION OF MINUTES

- 483 RESOLVED on the motion of Councillor Calvert and seconded by Councillor Allan that the Minutes of the Ordinary Meeting of Council held on 12 December 1995, having been circulated amongst the members of Council, be confirmed, subject to the amendment to Minute No. 453 - Page 31 - to read "Resolved on the motion of Councillor Sheather seconded by Councillor Mackay"

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 3

Councillor Baczynskyj referred to Item 87 - Minute No 420 - and advised that due to personal circumstances he wished to withdraw from nomination as a member of the Steering Committee for the Rural Lands Study.

Councillor Paine advised that she also wished to withdraw her nomination as a member of this Committee.

MAYORAL MINUTES

1. FEDERAL ELECTION GG010/001 PT 2

484 RESOLVED on the motion of Councillor Stubbs seconded by Councillor Calvert

THAT THE COUNCIL WRITE to the Federal candidates for Macquarie and seek their position on the National issues of :-

1. Road Funding
2. Constitutional Recognition of Local Government
3. Distribution of Federal income to Local Government, and
4. Their position on the two local issues of the future of the Royal Australian Air Force Base at Richmond and whether they support the location of a National Defence Headquarters in the area.

2. BADGERY'S CREEK AIRPORT GA020/004 PT03

485 RESOLVED on the motion of Councillor Stubbs seconded by Councillor Calvert that

THE COUNCIL INITIALLY seek that the new Environmental Impact Statement should include specific consideration of issues of the impact of Badgery's Creek Airport and its flying operations on the existence and future of the Royal Australian Air Force Base at Richmond; possible flight path impact on the local area and the impact of water quality and flooding in the catchments from the proposed Airport as they affect the Nepean/Hawkesbury system and its tributaries.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 4

SECTION 2 - NOTICES OF MOTION

Nil

SECTION 3 - REPORT OF THE GENERAL PURPOSE COMMITTEE

SECTION 1 - ENVIRONMENT

MAYORAL MINUTES

1. ROAD FUNDING GG021/010 PT03; 2342/R PT03

488 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather that
THE INFORMATION BE received.

2. NATIONAL DEFENCE HEADQUARTERS P2343/5 PT 01

489 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather that

THE COUNCIL ENDORSE the action and support the principle of the establishment of the Australian Defence Forces Operational Headquarters in the district and that this matter be referred to the Hawkesbury Local Economic Development Board for its input.

98: TWO LOT SUBDIVISION TO SEVER EXISTING DWELLINGS UNDER STATE ENVIRONMENTAL PLANNING POLICY NO.1 - LOT 16 DP 192412 No.1 MADDENS ROAD, NORTH RICHMOND (SA0134/95PT01/EVD)

490 **MOVED** on the motion of Councillor Calvert seconded by Councillor Paine that

This is Page of the Minutes of the ORDINARY No 7 MEETING of the HAWKESBURY CITY COUNCIL held at the Council Chambers, Windsor, on 13 February 1996.

General Manager

Mayor

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 5

- A. THE APPLICATION BE refused for the following reasons :-
1. The subdivision is inconsistent with the minimum area requirements for the Rural 1(b) zone under Hawkesbury Local Environmental Plan 1989.
 2. The proposed subdivision would set an undesirable precedent in a locality where the majority of lots are significantly larger than 1 (one) hectare.
- B. That the existence of detached dwellings on land not be regarded as justification for subdivision under State Environmental Planning Policy No 1.

490 **AN AMENDMENT** was moved by Councillor Mackay seconded by Councillor Books that

THE APPLICATION BE refused for the following reasons :-

1. The subdivision is inconsistent with the minimum area requirements for the Rural 1(b) zone under Hawkesbury Local Environmental Plan 1989.
2. The proposed subdivision would set an undesirable precedent in a locality where the majority of lots are significantly larger than 1 (one) hectare.

Councillor Sheather foreshadowed a motion if the motion is lost

The amendment was lost.

The motion was then put and carried.

A Rescission Motion was lodged in respect to Item 98.

99: SUBDIVISION TO CREATE TWO LOTS - LOT 50 DP818731 NO. 143 PITT TOWN ROAD, McGRATHS HILL (SA120/95/EVD)

492 **RESOLVED** on the motion of Councillor Calvert seconded by Councillor Sheather

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 6

- A. THAT THE SEPP1 objection not be supported.
- B. The application to subdivide be refused for the following reasons:-
 - 1. Lot 1 does not comply with the minimum area of 2ha (two) required by Clause 11(2)(c) of HLEP 1989.
 - 2. Approval of the application could set an undesirable precedent.
 - 3. The use of proposed Lot 2 would be extremely restricted and could adversely affect the amenity of the area.
- C. The objectors be informed.

100: BOUNDARY ADJUSTMENT SUBDIVISION - LOT 26 DP630497 AND LOT 2 DP716112 - FAIREY ROAD SOUTH WINDSOR (SA116/95/EVD)

493 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather

THAT APPLICATION BE approved subject to the following conditions:-

- 1. Submission of a Certificate from Prospect Electricity that satisfactory arrangements have been made for the provision of electricity to each of the resultant lots of the subdivision.
- 2. Submission of a Certificate from Telecom Australia that satisfactory arrangements have been made for the provision of cables for telephones through the subdivision.
- 3. The submission of a Compliance Certificate under Section 73 of the Water Board (Corporatisation) Act 1994 prior to the release of the Linen plan.
- 4. The construction of vehicular access, free of cost to Council, to each lot in this subdivision, such construction to be to the requirements of the Director Asset Services & Recreation. The maximum grade shall not exceed 1 : 6.
- 5. The submission of the plan of subdivision, together with 4 (four) exact copies

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 7

thereof, suitable for lodgement with the Registrar General.

6. Payment of a linen release fee of \$180.00 (one hundred and eighty). This amount is valid until 30 June 1996.
7. The subdivision shall be in general accordance with the submitted plan.

101: USE OF EXISTING DWELLING - FOR A PROFESSIONAL AND COMMERCIAL CHAMBERS - FOR A DENTIST - LOT 12 DP709025 NO. 23 - COLONIAL DRIVE, BLIGH PARK (DA277/95/EVD)

MOVED on the motion of Councillor Sheather seconded by Councillor Calvert

THAT:

- A. The application be approved subject to the following conditions:-
 1. The existing driveway between the existing garage and Colonial Drive to be constructed full width 2.6m (two point six) wide for stacked parking for 2 (two) vehicles and shall be constructed of pavers/earth toned coloured concrete or the like.
 2. Details of storage and disposal of medical waste shall be submitted and approved prior to the use commencing.
 3. Submission of a building application, plans and specifications complying with the Building Code of Australia for any internal alteration or additions to the existing building.
 4. No advertising structures to be erected, displayed or affixed on any building or land without prior approval. Any unauthorised advertising structure will be removed at the expense of the advertiser.
 5. No signs shall be displayed on the footpaths, pedestrianways, roadways or in the vicinity.
 6. The development shall be conducted in such a manner so as not to interfere with the amenity of the neighbourhood in respect of noise, vibration, smell, dust, waste water, waste products or otherwise.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 8

7. Operating hours shall be limited to 8.00am to 7.00pm Mondays to Fridays and 8.00am to 1.00pm Saturdays. Any alteration of these hours will require the approval of the Director Environment and Development.
8. The development shall be carried out in accordance with Plan No. 15395.

494 **AN AMENDMENT** was moved by Councillor Paine seconded by Councillor Allan that this come back to Council after the Officers have revisited the parking problem.

The amendment was carried.

The amendment then became the motion which was put and carried.

102: SUBDIVISION TO CREATE SIX ALLOTMENTS - LOT 317 DP751665 - AND PART OF DUKE ROAD, KING ROAD, WILBERFORCE (SA109/95/EVD)

Moved on the motion of Councillor Sheather seconded by Councillor Paine that there be a site inspection of the area.

495 **AN AMENDMENT** was moved by Councillor Books seconded by Councillor Mackay

THAT A DEFERRED commencement consent be issued subject to the following conditions:

A. The applicant satisfying Council that:

1. A suitable area exists on each of the proposed Lots for the erection of a dwelling on land at or above RL12.9 AHD as at the 6 April 1984. In this regard a detail survey plan is to be submitted which identifies current levels and areas of fill including natural surface levels under the fill.
2. That section of Duke Road included in the subdivision Lots is closed and ownership transferred to the then owner of Lot 317. Note this does not constitute any approval by Council to close the road or to sell the land.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 9

3. The submission of a detailed design of the drainage works to demonstrate that the drainage of the area including surcharge from the upstream catchment, flooding of King Road and flooding or scouring of the downstream land is not adversely affected. Particular regard is to be paid to a building site on Lot 5 clear of any surcharge path.
- B. Upon satisfying the requirements above consent be granted subject to the following:
 1. The submission of a Compliance Certificate under Section 73 of the Water Board (Corporatisation) Act 1994 prior to the release of the Linen Plan.
 2. Submission of a Certificate from Prospect County Council that satisfactory arrangements have been made for the provision of electricity to each of the resultant lots of the subdivision.
 3. Submission of a Certificate from Telecom Australia that satisfactory arrangements have been made for the provision of cables for telephones through the subdivision.
 4. Payment of a cash contribution of \$13,096.00 (thirteen thousand and ninety six dollars) for recreational buildings, park improvements and community facilities as a consequence of the subdivision of land. This sum will remain fixed for a period of 3 (three) months after which it will be recalculated at the rate applicable at the time of payment.
 5. The construction of concrete kerb and gutter, including layback vehicular crossings, the footway area being formed in earth and all necessary drainage, together with the full construction of the adjacent road shoulder over the frontage of proposed Lots 2 to 5 to King Road together with any such works as are necessary to make this construction effective.
 6. The construction of Council's standard layback vehicular crossing to the lots in accordance with Council's standard plan.
 7. Piping of existing watercourses within the property and the creation of necessary easements free of cost to Council. The works shall include connection to the end of the pipelines in Duke Road and the culvert in King Road including all necessary pits.
 8. The provision of interallotment drainage covering lots 1 to 5 and the creation of necessary easements free of cost to Council.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 10

9. Erosion and sediment control devices are to be installed and maintained to ensure that there is no increase in downstream levels of nutrients, litter, vegetative debris or other water borne pollutants. Details shall be submitted and approved prior to any works commencing.
10. The proposed right of carriageway and easement for services on lot 3, 4 and 5 being deleted to maximise the area available for erection of a dwelling.
11. Access to the house sites on Lots 2, 3, 4 and 5 being via 1.75m (one point seven five) wide reciprocal right of carriageways (total 3.5 (three point five) wide) about the common boundaries of Lots 2 and 3 and Lots 4 and 5. The construction of a 2.5 (two point five) metre wide and 150 (one hundred and fifty) mm thick concrete pavement reinforced with F82 (eighty two) mesh over the full length of the reciprocal right of carriageways together with the construction of Council's standard residential footway and layback vehicular crossing also reinforced with F82 (eight two) mesh.
12. Construction of road and drainage works 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 Engineering Operations.
13. A design checking and inspection fee of \$250.00 (two hundred and fifty), must be paid when submitting engineering plans for approval prior to construction. This amount is valid until 30 June 1996.
14. The submission of the plan of subdivision, together with 4 (four) exact copies thereof, suitable for lodgement with the Registrar General.
15. Payment of a linen release fee of \$300 (three hundred dollars). This amount is valid until 30 June 1996.
16. The subdivision shall be in general accordance with the submitted plan dated 14 August 1995, except where amended by conditions of consent.
17. The minimum area of Lot 1 being 1215m² (one thousand two hundred and fifteen) as required by the letter of Toby Fiander and Associates dated 22 November 1995.
18. The creation of a restriction on the use of land requiring that any dwelling erected on the land be connected to an aerated treatment system including buffer tanks substantially in accordance with report number 1599/1 dated 19 October

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 11

1995 by Toby Fiander and Associates as amended by letter dated 22 November 1995 held on Council File SA0109/95. The restriction as to user is to also prohibit development on the disposal areas and require their maintenance in accordance with the Fiander report.

19. No filling shall be carried out on the site unless separately approved by Council. This requirement does not apply to works necessary to backfill the pipeline through the site.
20. A surcharge path sufficient to carry the 1:100 year surcharge flow to be provided over the pipeline required by condition 7 above.

The amendment was carried.

The amendment then became the motion which was put and carried.

103: DRAFT LOCAL ENVIRONMENTAL PLAN - VARIOUS LOTS AT VERMONT - PITT TOWN - AMENDMENT NO. 52 (LEP12/95/EVD)

496 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather

- A. THAT THE LOCAL environmental plan be forwarded to the Department of Urban Affairs and Planning for final gazettal.
- B. There be a further report to Council concerning the extension of the adjoining areas from Fernadell Orchard to the Cleary property in Hall Street.

104: SUBDIVISION TO CREATE THREE ALLOTMENTS WITH BUILDING ENTITLEMENTS PLUS A FOURTH COMMUNITY LOT - LOT 18, DP30468, NO. 26 CLIFF ROAD, FREEMANS REACH (SA0106/95 PT01/EVD)

Moved on the motion of Councillor Baczynskyj seconded by Councillor Allan

THAT THE APPLICATION under State Environmental Planning Policy No 1 for a

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 12

community title subdivision of the land to create 3 (three) building lots and 1 (one) community lot be refused for the following reasons :-

1. The proposed subdivision is an over-development of the land.
2. The land is incapable of adequately disposing of treated effluent without either excessive runoff to the Hawkesbury River or the destruction of existing remnant vegetation.
3. The precedent for undesirable small lot subdivision along the Hawkesbury River.

Councillor Mackay foreshadowed a motion if the motion is lost.

The motion was lost.

497 RESOLVED on the motion of Councillor Mackay seconded by Councillor Books

That the application under State Environmental Planning Policy No. 1 for a community title subdivision of the land to create 3 (three) building lots and 1 (one) community lot be approved subject to the following conditions :

1. The submission of a Compliance Certificate under Section 73 of the Water Board (Corporatisation) Act 1994 prior to the release of the linen plan.
2. Submission of a Certificate from Prospect County Council that satisfactory arrangements have been made for the provision of electricity to each of the resultant lots of the subdivision.
3. Submission of a Certificate from Telecom Australia that satisfactory arrangements have been made for the provision of cables for telephones through the subdivision.
4. Payment of a cash contribution of \$7,165 (seven thousand one hundred and sixty five dollars) for recreational buildings, park improvements and community facilities as a consequence of the subdivision of land. This sum will remain fixed for a period of 3 (three) months after which it will be recalculated at the rate applicable at the time of payment.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 13

5. The construction of concrete kerb and gutter, including layback vehicular crossings, the footway area being formed in earth and all necessary drainage together with the full construction of the adjacent road shoulder over the frontage of the proposed lots, together with any such works as are necessary to make this construction effective.

Alternatively, consideration would be given to a grassed roadside drain with piping of low flows together with a concrete edged strip and sealed vehicular access across the drain.

6. The creation of reciprocal rights of way over the access handles to proposed Lots 2 and 3 and the construction of a centrally located concrete driveway, a minimum of 2.5 (two point five) metres wide on 150 (one hundred and fifty) millimetres thick, reinforced with F82 mesh over the full length of the reciprocal rights of way to levels approved by the Director of Environment and Development.

The provision of 2.5 (two point five) metre wide concrete driveway, 150 (one hundred and fifty) millimetres thick, reinforced with F82 mesh over the proposed right of way to Lot 1.

7. Erosion and sediment control devices are to be installed and maintained to ensure that there is no increase in downstream levels of nutrients, litter, vegetative debris or other water borne pollutants. Details shall be submitted and approved prior to any works commencing.
8. Construction of road and drainage works 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 Environment & Development.
9. A design checking and inspection fee of \$840 (eight hundred and forty dollars), must be paid when submitting engineering plans for approval prior to construction. This amount is valid until 30 June 1996.
10. The submission of the plan of subdivision, together with 4 (four) exact copies thereof, suitable for lodgement with the Registrar General.
11. Payment of a linen release fee of \$220 (two hundred and twenty dollars). This amount is valid until 30 June 1996.
12. The subdivision shall be in general accordance with the submitted plan dated 20 December 1995.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 14

13. The creation of necessary obligations and restrictions under the Community Title to ensure that the recommendations of Geotechnique Pty Ltd for the design and construction of an appropriate waste water disposal system is incorporated in the title.
14. A restriction be imposed on the Community Title prohibiting the use of cut and fill in the construction of any dwellings.
15. Submission of management and any other documentation required by the Community Titles legislation.

105: DRAFT DEVELOPMENT CONTROL PLAN - INDUSTRIAL DEVELOPMENT (DCP2/95/EVD)

498 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather

THAT COUNCIL:-

1. Make the Development Control Plan - Industrial Development DCP 2/95 as publicly exhibited in accordance with Clause 20 (1)(a) of the Environmental Planning and Assessment Regulations, 1994, subject to the deletion of the word "professional" in Item 13(b).
2. Give notice of its decision in a local newspaper, within 14 days of the decision, in accordance with Clause 20(2) of the Environmental Planning and Assessment Regulations, 1994.
3. The Development Control Plan - Industrial Development DCP 2/95 be endorsed with Council's decision and the date the Plan becomes effective.

106: DRAFT LOCAL ENVIRONMENTAL PLAN - AMENDMENT TO HERITAGE ITEM (14) "HOBARTVILLE" - LOT 1, 2, 3, DP596558 AND LOT 209 AND LOT 210 DP260361 - WILLIAM COX DRIVE AND INALLS LANE (LEP5/95/EVD)

499 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 15

COUNCIL PREPARE A Draft Local Environmental Plan to correct an anomaly in Schedule 1 by deleting Lots 205-208, 211, 213 DP260361 and insert Lot 1, 2, 3 DP596558 and Lot 209 and Lot 210 DP260361.

107: WASTE MINIMISATION - INTRODUCTION OF AN OPTIONAL 140 LITRE WASTE CART INSTEAD OF THE CURRENT 240 LITRE WASTE CART SERVICE (GW010/023/EVD)

500 RESOLVED on the motion of Councillor Paine seconded by Councillor Allan

1. THAT COUNCIL offer an optional 140 litre waste (one hundred and forty) cart service commencing 1 July 1996 at 60% of the applicable (240 litre) (two hundred and forty) garbage charge.
2. The cost of acquiring and distributing the 140 litre (one hundred and forty) waste carts be funded from the \$2 (two) million to establish the upgraded South Windsor Waste Depot with this cost being recouped by an increase in the overall garbage charge.
3. The 140 litre (one hundred and forty) waste carts be displayed at suitable locations to enable residents to gain an appreciation of their capacity.

108: ERECTION OF 17 HOUSES - SUBDIVISION LOT 14 DP848917 (PROPOSED ERINA PLACE) - MILEHAM STREET, SOUTH WINDSOR (SA6/94/EVD)

501 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather

- A. THE APPLICANT be informed that approval will not be given to the erection of resited dwellings on the site.
- B. Council will consider a development application for the erection of new dwellings on the site provided the application is supported by a justifiable SEPP 1 objection. The application is to include:
 - (i) Plans of at least 10 (ten) different house designs to suit the proposed Lots

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 16

- (ii) Houses to provide a minimum habitable floor height of RL16.00 AHD
 - (iii) Construction materials to be capable of withstanding immersion in water for lengthy periods
 - (iv) Conceptual landscaping plan to reduce the bulky appearance of the buildings
 - (v) A suitable SEPP1 objection
- C. The application will be considered on its merits at the time of the application and any approval issued will be conditional upon registration of the subdivision plan creating separate Lots prior to the commencement of any building. Further any approval will include a condition that no more than 2(two) similar designs be erected on the site.

**109: WARRAGAMBA DAM - PUBLIC MEETING HELD ON 20 DECEMBER 1995 -
SIGNAGE TO ADVERTISE THE BENEFITS OF A FLOOD MITIGATION DAM
COMPARED TO THE PROPOSED SPILLWAY
(GC180/006PT02/EVD)**

Councillor Books tabled a letter from Dr F Khoo.

502 RESOLVED on the motion of Councillor Books seconded by Councillor Mackay

THAT THE BUDGET for 1995/96 be varied to permit the expenditure of \$10,000 (ten thousand dollars) on the erection of 12 (twelve) signs to publicise the impact of not proceeding with the 23 (twenty three) metre raising of the existing dam for flood mitigation purposes.

503 RESOLVED on the motion of Councillor Paine seconded by Councillor Allan that the General Purpose Committee make a decision on the appropriate sign.

Councillor Lawson gave notice of a Rescission Motion in regard to Item 109.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 17

**110: CONTROL OF BROTHELS - DISORDERLY HOUSES AMENDMENT ACT 1995
(GL010/002PT07 & GC070/005PT10/EVD)**

504 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather

THAT THE INFORMATION concerning the Disorderly Houses Amendment Act 1995 be received.

**111: SECTION 102 MODIFICATION - AGED PERSONS HOUSING DEVELOPMENT
FOR 71 UNITS - KING ROAD, WILBERFORCE - APPLICANT: G FALSON &
ASSOCIATES (DA0236/93PT02/EVD)**

505 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather

THE "DEFERRED COMMENCEMENT" consent to the establishment of an aged persons housing development comprising 71 (seventy-one) residential units be amended to provide as follows:

- A. (a) The applicant is to satisfy Council that:
- i an overall water cycle study showing feasibility of disposal of effluent, including the impact of the proposal on the water balance of the area and water quality of the Hawkesbury-Nepean River;
 - ii a financial analysis of the ability of the proposed development to sustain water and sewerage services, including ongoing revenue to meet the true cost of the services provided and minimisation of financial risk. This analysis is to be conducted by a suitably qualified person.
- (b) the investigations set out in (a) above are to be completed by 14 May 1996.
- (c) as the number of garages are not square to the driveway, adequate car parking and manoeuvrability can be provided.

All the conditions to be satisfied upon compliance with the above remain unaltered.

- B. The applicant be advised that the requirements of (a)(i) have been completed to Council's satisfaction.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 18

112: DRAFT LOCAL ENVIRONMENTAL PLAN - ERECTION OF A DWELLING - LOT 1 DP 824014 - OFF COROMANDEL ROAD EBENEZER - FALSON AND ASSOCIATES (LEP1/96, P814/3 PT01/EVD)

506 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather

1. Council support the preparation of a draft local environmental plan to allow the erection of a dwelling house on Lot 1 DP824014 off Coromandel Road, Ebenezer.
2. A suitable clause be included in the draft plan requiring suitable access be provided to Lot 1 DP824014,
3. Council resolve that, due to the minor nature of the proposal, an environmental study is not required,
4. Council exercise its delegation under Section 65 and 69 of the Environmental Planning and Assessment Act, 1979.

SECTION 2 - INFRASTRUCTURE

14: MAJOR RESCUE EXERCISE - 4 FEBRUARY 1996 - MR R BOTTLES - ST JOHN AMBULANCE OF AUSTRALIA - HAWKESBURY DIVISION (1652/R/PT01/ENG)

507 RESOLVED on the motion of Councillor Mackay seconded by Councillor Minturn

THAT THE ACTION be endorsed.

15: ADVERTISING ON BUS SHELTER (0207/R PT02/ENG)

508 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather

THAT APPROVAL BE given to "The Outstretched Hand Foundation" to utilise the bus shelter at the intersection of Bells Line of Road and Berambing Crescent, Berambing for advertising purposes, subject to the Foundation undertaking the landscaping and maintenance of the shelter and immediate surrounds.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 19

SECTION 3 - ORGANISATION AND RESOURCES

20: MONTHLY FINANCIAL STATEMENTS - NOVEMBER 1995 (GF011/005 PT04/FNC)

- 509 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather
THAT THE INFORMATION be received.

21: MONTHLY FINANCIAL STATEMENTS - DECEMBER 1995 (GF011/005 PT04/FNC)

- 510 RESOLVED on the motion of Councillor Calvert seconded by Councillor Sheather
THAT THE INFORMATION be received.

22: ALCOHOL-FREE ZONES (GP 070/001 PT04/CSV)

- 511 RESOLVED on the motion of Councillor Paine seconded by Councillor Sheather
THAT THE OPERATION of the following Alcohol-free Zones be extended, in accordance with the Local Government Amendment (Alcohol-free Zones) Act 1995, until December 1997.
1. The block having as its boundaries Francis Street West Market Street, Windsor Street and Bosworth Street, Richmond including the Coles car park.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 20

2. East Market Street, Richmond between Francis Street and Windsor Street.
3. Toxana Street, Richmond between Francis Street and Windsor Street.
4. Windsor Street, Richmond between East Market Street and Windsor Street.
5. West Market Street, Richmond between Lennox Street and March Street.
6. The block having its boundaries East Market Street, Windsor Street, West Market Street, and March Street Richmond.
7. East Market Street, Richmond between March Street and Lennox Street.
8. Woodhills car park, Richmond.
9. Bells Line of Road, North Richmond - area known as State Bank Plaza car park adjoining Pitt Lane.
10. Windsor Mall, Windsor.
11. Golden Valley Drive, Glossodia in front of the Shopping Centre including carpark and access road.
12. Eldon Street, Pitt Town between Grenville Street and Chatham Street.

23: LEASING OF WILBERFORCE SHOPPING CENTRE (GC283/066 PT02/CSV)

Councillor Minturn declared an interest in this matter.

512 RESOLVED on the motion of Councillor Books seconded by Councillor Allan that
513

1. Council lease Shop 11 - Wilberforce Shopping Centre to Messrs T and S Khan, as a Takeaway, for a lease period of 2 (two) x 3 (three) years at a rental of \$13, 560 (thirteen thousand five hundred and sixty) for the first year of the term to be reviewed annually in accordance with the CPI for Sydney and to include a contribution of 6.7% to Council rates and 8.4% to Centre outgoings.
2. All necessary documents be completed under the Seal of Council.

This is Page of the Minutes of the ORDINARY No 7 MEETING of the HAWKESBURY CITY COUNCIL held at the Council Chambers, Windsor, on 13 February 1996.

General Manager

Mayor

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 21

3. Council relook at the leasing of Shop 3 - Wilberforce Shopping Centre.

SECTION 4 - REPORTS FOR DETERMINATION

160: PROPOSED CHANGES TO OPENING HOURS OF THE LIBRARIES (G0030/003 PT02/CSV)

- 514 RESOLVED on the motion of Councillor Paine seconded by Councillor Allan

That the operating hours be adopted.

161: CONTRACTS FOR EXECUTION UNDER SEAL (GC283/001 PT02, GC283/004 PT02, GC283/017 PT02, GC283/019 PT02, GC283/020 PT02, GC283/018 PT02, GC283/024 PT03, DA0274/91 PT01, GG021/114 PT04/CSV)

- 515 RESOLVED on the motion of Councillor Mackay seconded by Councillor Sheather

That the Council Seal be affixed to the documents as itemised.

162: QUARTERLY REVIEW AS AT 31 DECEMBER 1995 (GF4/3 PT1, A1-6/FNC)

- 516 RESOLVED on the motion of Councillor Sheather seconded by Councillor Paine

That the quarterly review of the 1995/96 Management Plan and Financial Statement for period to 31 December 1995 be adopted.

163: 1996 FLOODPLAIN MANAGEMENT AUTHORITIES CONFERENCE (GR060/032 PT04/ENG)

This is Page of the Minutes of the ORDINARY No 7 MEETING of the HAWKESBURY CITY COUNCIL held at the Council Chambers, Windsor, on 13 February 1996.

General Manager

Mayor

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 22

517 RESOLVED on the motion of Councillor Sheather seconded by Councillor Calvert

That 3 (three) Delegates be nominated to attend the Conference with Councillors Sheather, Minturn and Lawson being declared elected.

164: GROSE WOLD ROAD - DEDICATION (0723/R PT02/ENG)

518 RESOLVED on the motion of Councillor Sheather seconded by Councillor Calvert

That the part of Grose Wold Road described as Lot 10, DP12952 be dedicated as public road by publication of a notice in accordance with the Roads Act, 1993.

165: "THE ISLANDS", HERMITAGE ROAD, KURRAJONG - PROPOSED 32 LOT COMMUNITY TITLE SUBDIVISION ON LITTLE ISLAND - PROPOSED LIMITS ON DEVELOPMENT OF MIDDLE ISLAND AND BIG ISLAND. (SA65/94PT01;DA65/95/EVD)

519 RESOLVED on the motion of Councillor Sheather seconded by Councillor Allan

Council nominate its representatives and chairperson on "The Islands" Consultative Committee with Councillor Sashasrabuddhe being declared elected as Council's representative and Chairperson on the Committee.

QUESTIONS FROM THE GALLERY.

1. Mr Caruna, dentist, referred to Item 101 - Environment - General Purpose Committee - Professional Chambers - and asked what conditions would apply to the parking requirements to allow this development to go ahead.
2. Mr Geoff Farrance referred to Item 107 - Environment - General Purpose Committee and the Industrial Waste Minimisation Program for the reduction to the 140 litre bins. Council had agreed that the rate could be reduced to 60% over a period and he had calculated it at 58.3%. He asked if this was the correct

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 23

figure.

The Mayor advised that the figure would vary to some extent on the proportion of ratepayers using that figure.

3. Mr Farrance asked if tenders would be invited for the signs in relation to Warragamba Dam.

The Director of Environment & Development advised that he would obtain three quotes from recognised and reputable signwriters.

4. Mr Farrance referred to the Mayoral Minute on Badgery's Creek and asked if the Draft Guidelines for the EIS, took into account the Airways Project.

The Mayor advised that Council's report considered all aspects of the EIS.

SECTION 5 - REPORTS FOR INFORMATION

166: COMLERoy PUBLIC SCHOOL - ROADWORKS (1311/R PT02/GMA)

- 520 RESOLVED on the motion of Councillor Mackay seconded by Councillor Lawson
That the information be received.

167: REPORTS REQUESTED BY COUNCIL - STATUS AS AT 13 FEBRUARY 1996 (C50/1/GMA)

- 521 RESOLVED on the motion of Councillor Mackay seconded by Councillor Lawson
That the information be received.

168: RICHMOND GOLF CLUB (P258/355 PT02 GC283/70 PT03/CSV)

- 522 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 24

COUNCIL SEEK THAT the funds are allocated to a similar purpose in the City of Hawkesbury and indicate to the Minister that it is the policy of the Council to encourage independence of sporting clubs and when that independence is achieved that any funds that are derived be redirected to any other sport in the City of Hawkesbury.

169: MCKENZIES CREEK BRIDGE REPLACEMENT - PITT TOWN ROAD (1641/R PT01, GR070/013 PT02/ENG)

Moved on the motion of Councillor Books seconded by Councillor Mackay that

COUNCIL RECONSIDER MCKENZIES Creek being raised by 1 (one) metre.

- 523 **AN AMENDMENT** was moved by Councillor Sheather seconded by Councillor Allan that
THE INFORMATION BE received.

The amendment was carried.

The amendment then became the motion which was put and carried.

170: HAWKESBURY SPORTS STADIUM (P1950/213 PT08, DA0233/94 PT01/ENG)

- 525 **RESOLVED** on the motion of Councillor Allan seconded by Councillor Paine

That the information be received.

An amendment was moved by Councillor Sheather that the road be located to the western side of the tennis courts excluding the roundabout and to join up to the carpark at the stadium.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 25

The amendment lapsed for the want of a seconder.

171: DRAFT GUIDELINES FOR AN ENVIRONMENTAL IMPACT STATEMENT - PROPOSED SYDNEY WEST AIRPORT (GA020/004PT03/EVD)

526 RESOLVED on the motion of Councillor Mackay seconded by Councillor Lawson

That the information concerning the Draft Guidelines for an Environmental Impact Statement on the Proposed Development of Sydney West Airport be received.

172: DEVELOPMENT OF THE VINEYARD AREA (LEP0017/90PT03/EVD)

527 RESOLVED on the motion of Councillor Calvert seconded by Councillor Paine

A. That the information concerning the final report for the Blacktown Scheduled Lands Development Feasibility Study be received.

B. 1. In light of Council's Strategic Workshop and the outcomes from that, Council proceed with putting forward a Development Control Strategy for this area.

2. That Council undertake consultation with the landowners.

3. That Council undertake consultation with the adjoining Council to the opportunities involved with either relocation of boundaries or a joint work force to accommodate a strategic plan over all that area.

SECTION 6 - REPORTS OF COMMITTEES

SCHAFFER QUARRY ENVIRONMENTAL MONITORING COMMITTEE

528 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay that the Minutes of the Schaffer Quarry Environmental Monitoring Committee meeting held on 2 March 1995 as recorded on Pages 58 to 61 be received.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 26

SCHAFFER QUARRY ENVIRONMENTAL MONITORING COMMITTEE

- 529 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay that the Minutes of the Schaffer Quarry Environmental Monitoring Committee meeting held on 1 April 1995 as recorded on Page 62 be received.

HAWKESBURY AUSTRALIA DAY AWARDS COMMITTEE

- 530 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay that the Minutes of the Hawkesbury Australia Day Awards Committee meeting held on 29 November 1995 as recorded on Pages 63 and 64 be received.

HAWKESBURY ACCESS FORUM COMMITTEE

- 531 RESOLVED on the motion of Councillor Sheather seconded by Councillor Lawson that the Minutes of the Hawkesbury Access Forum Committee meeting held on 5 December 1995 as recorded on Pages 65 and 66 be received.

HERITAGE ADVISORY COMMITTEE

- 532 RESOLVED on the motion of Councillor Mackay seconded by Councillor Sheather that the Minutes of the Heritage Advisory Committee meeting held on 6 December 1995 as recorded on Pages 67 to 71 received.

FLOOD PLAIN MANAGEMENT COMMITTEE MEETING

- 533 RESOLVED on the motion of Councillor Sheather seconded by Councillor Allan that the Minutes of the Flood Plain Management Committee Meeting meeting held on 20 December 1995 as recorded on Pages 72 and 73 be received.

LOCAL TRAFFIC COMMITTEE

- 534 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay that the Minutes of the Local Traffic Committee meeting held on 19 January 1996 as recorded on Pages 74 to 76 be adopted.

This is Page of the Minutes of the ORDINARY No 7 MEETING of the HAWKESBURY CITY COUNCIL held at the Council Chambers, Windsor, on 13 February 1996.

General Manager

Mayor

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 27

INAUGURAL CULTURAL COMMITTEE

- 535 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay that the Minutes of the Inaugural Cultural Committee meeting held on 31 January 1996 as recorded on Pages 77 and 78 be received.

FRIENDS OF THE HAWKESBURY ART COLLECTION COMMITTEE

- 536 RESOLVED on the motion of Councillor Mackay seconded by Councillor Allan that Council provide \$1,000 (one thousand dollars) to match the \$1,000 (one thousand dollars) provided by the Friends of the Hawkesbury Art Collection Committee for the purchase of suitable works in the Bridges and Byways expenditure.
- 537 RESOLVED on the motion of Councillor Sheather seconded by Councillor Allan that the remainder of the Minutes of the Friends of the Hawkesbury Art Collection Committee meeting held on 1 February 1996 as recorded on Pages 79 to 82 be received.

NORTH WEST SYDNEY REGIONAL DEVELOPMENT ORGANISATION INC.

- 538 RESOLVED on the motion of Councillor Sheather seconded by Councillor Allan that the Minutes of the North West Sydney Regional Development Organisation Inc. meeting held on 7 December 1995 as recorded on Pages 1 to 4 be received.

SUPPLEMENTARY REPORTS

173: FLOOD LEVEL SIGNS - WINDSOR & DISTRICT CHAMBER OF COMMERCE INC (GT150/002 PT02, GC180/006 PT02/GMA)

Councillor Mackay tabled a letter from Mr John Brann, which the General Manager read to the meeting.

- 539 RESOLVED on the motion of Councillor Mackay seconded by Councillor Sheather

That the information be received.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 28

174: GRAHAM PRICE PTY LTD - MUSHROOM COMPOSTING - 100 PITT TOWN ROAD, MCGRATHS HILL (CORNER WOLSELEY ROAD)
(P1641/700PT02;LEP015/94/PT01EVD)

Moved on the motion of Councillor Books seconded by Councillor Allan

THAT THE INFORMATION concerning the finalisation of the Deed of Agreement with Graham Price Pty Ltd be received.

- 540 **AN AMENDMENT** was moved by Councillor Sheather seconded by Councillor Calvert that Council and Graham Price Pty Ltd enter into a deed of agreement by the 25th March 1996 to the effect that all composting will cease on the property by 3rd February 1997 with a security of \$40,000 (forty thousand dollars) to be paid by 30th September 1996 which would be forfeited in the event that there is not cessation of composting by the 3rd February 1997.

The amendment was carried.

The amendment then became the motion which was put and carried.

QUESTIONS WITHOUT NOTICE

1. Councillor Searle advised that there would be a meeting of the Tourism Board this Thursday night and he would raise the question of providing copies of the minutes of the meeting for inclusion in Council's business paper.
2. Councillor Minturn tabled a copy of "The Impact and Recommendations for the Control of Alligator Weed and Senegal Tea Plant in the Hawkesbury/Nepean Basin" prepared by Mr David Karlson, Chief Weeds Officer of Hawkesbury River County Council and asked if a copy could be provided to all the Councillors.
3. Councillor Minturn advised that on Sunday next the Hawkesbury Zone Competition for the State Eliminations will be held at Bucketts Mill, Kurrajong

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 29

Heights and invited the Councillors to attend.

The Mayor asked Councillor Minturn to provide details which will be sent out to the Councillors.

4. Councillor Baczynskyj asked when is the next Public Meeting to be held on the Warragamba Dam issue and referred to the need to educate the people and for maximum attendance.

The Mayor advised that there would be a Working Party meeting held next Monday should any Councillor wish to attend.

5. Councillor Baczynskyj sought advice on the present position regarding lights for Bligh Park and the roundabout.

The Director Asset Services and Recreation advised that there is no further information at this stage.

6. Councillor Sahasrabuddhe referred to the untidy section of West Market Street between March and Windsor Street, Richmond - grass and weeds growing on the side of the road, and asked if this could be attended to.

7. Councillor Lawson advised that she had received representations for a wombat crossing in Francis Street near the Richmond School and asked if this is possible or on the agenda.

The Director Asset Services and Recreation advised not at this stage. The School Zone was installed to provide some traffic calming. The closest wombat crossing is in Bourke Street, Richmond.

Councillor Searle advised that if further representations were received the matter could be brought back to the Traffic Committee for further consideration.

8. Councillor Lawson referred to Council's Code of Conduct and in particular to Clause 5.1 - "Equitable Treatment of People and Situations" and asked how is this enforceable.

The General Manager advised of the Code of Conduct.

9. Councillor Sheather asked if the debris on the Richmond side of Windsor Bridge in close proximity to the bridge, could be removed.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 30

10. Councillor Books referred to the retirement from the area of Sergeant Graeme Thompson and asked if a letter of appreciation could be forwarded from Council.

541 RESOLVED on the motion of Councillor Books seconded by Councillor Paine that Council present a Certificate of Appreciation to Sergeant Graeme Thompson.

11. Councillor Books asked if the Local Traffic Committee could look at the speed limit on The Driftway. It is now 70kph and asked if it could be increased to 80 kph.

The Mayor advised that this would be referred to the Local Traffic Committee.

12. Councillor Books asked what is the status with the approval for the extensions for the Richmond Ex-Servicemen's Club and the bowling green.

The Mayor advised that details of Council's resolution would be provided to Councillor Books.

13. Councillor Books asked about bookings for the IMM Conference in Canberra.

The General Manager asked the Councillors to advise within the next 24 hours whether they wished to attend.

14. Councillor Allan referred to the number of election posters on telegraph poles and asked if these could be removed. She also referred to the hotels who use the poles for advertising.

The General Manager undertook to take the matter up with the Returning Officer and Integral Energy.

15. Councillor Paine provided a photograph of the Lions Club shed in Pound Paddock and asked if this could be cleaned up.

The Director Asset Services and Recreation undertook to take the matter up with the Lions Club.

16. Councillor Paine advised that she had received a complaint from residents in Wheelbarrow Ridge Road expressing concern about a road that is being bulldozed down to Greens Swamp. This road is close to some aboriginal paintings and they are concerned about their safety.

ORDINARY COUNCIL

Meeting Minutes

Meeting Date: 13 February 1996

Page 31

The Director Environment and Development advised that an application had been approved to provide alternative access. He undertook to seek more details from the National Park & Wildlife Service.

17. Councillor Mackay referred to the summary of development and subdivision applications being provided to Councillors and asked if the date of lodgement could be included.

The General Manager advised that the weekly summary came about as the result of discussions at the recent Planning Workshop so that Councillors may be aware of the applications as soon as possible. It is additional to the monthly report, which will still include the date of lodgement.

NOTICES OF RESCISSION MOTION

The General Manager advised that two Notices of Rescission Motion had been given to him during the meeting. One concerning Item 98 - Environment Section of the General Purpose Committee Meeting and the other concerning Item 109 of the Environment Section of the General Purpose Committee Meeting. Both these matters will be reported to the next Ordinary Meeting of the Council.

The meeting terminated at 11.15pm.

Submitted to and confirmed at the meeting of Council on 12 March 1996.

.....Mayor