

ORDINARY MEETING



Where People Make the Difference!

BUSINESS PAPER MINUTES

DATE OF MEETING: 12 November 1996

LOCATION: Council Chambers

TIME: 7.30pm

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Minutes of the Meeting of the Council of the City of Hawkesbury held at the Council Chambers, Windsor, on 12 November 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 Sahasrabuddhe, R D Searle and L C Sheather.

Councillors Calvert & Paine arrived at the meeting at 7.35pm.

SECTION 1 - MINUTES OF MEETINGS

CONFIRMATION OF MINUTES

- 198 RESOLVED on the motion of Councillor Books and seconded by Councillor Sheather that the Minutes of the Ordinary Meeting of Council held on 8 October 1996, having been circulated amongst the members of Council, be confirmed.

MAYORAL MINUTES

1 FLOODPLAIN MANAGEMENT GC180/006 PT04

- 199 RESOLVED on the motion of Councillor Stubbs seconded by Councillor Sheather that Council reaffirm the need for adequate flood mitigation works for the protection of life, property and the environment downstream of Warragamba Dam in addition to promotion of flood management planning.

2. DEVELOPMENT APPLICATIONS BY COUNCILLORS AND DESIGNATED STAFF. GT090/001 PT02

Moved on the motion of Councillor Stubbs seconded by Councillor Minturn that all development applications by Councillors and designated staff be reported to the Council.

- 200 AN AMENDMENT was moved by Councillor Calvert seconded by Councillor Mackay that the information be received and that Council endorse the current policy.

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The amendment was carried.

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

3. PROPOSED EXTENSION TO COLES - RICHMOND DA215/96

- 201 RESOLVED on the motion of Councillor Stubbs seconded by Councillor Allan that the Council clearly indicate that its position is that it does not support the proposal submitted to the October Ordinary Meeting, however it does support the principle of extending the supermarket operation in a modified form.

4. LOCAL GOVERNMENT WASTE REFORMS GW010/022 PT03

- 202 RESOLVED on the motion of Councillor Stubbs seconded by Councillor Sheather that Council write to the Minister and express its concern and opposition to the proposed wholesale devolution of responsibility from the duty which clearly lies with a properly resourced Environment Protection Authority and to seek advice on what is to occur with the waste levy funds to be collected.

SECTION 2 - NOTICES OF MOTION

NOTICES OF MOTION

- 203 RESOLVED on the motion of Councillor Searle seconded by Councillor Calvert that all future reference to the parks on the western side of the Hawkesbury River at North Richmond be specific in relation to their adopted names, ie the upstream side of the bridge "Hawkesbury Park" and downstream - "Hanna Park", and no further reference be made to the parks by this organisation as "Heritage Park".

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SECTION 3 - REPORT OF THE GENERAL PURPOSE COMMITTEE

SECTION 1 - ENVIRONMENT

43: 5 SHORTLAND CLOSE, NORTH RICHMOND - PROPOSED REZONING TO PERMIT MOTEL, FUNCTION/CONFERENCE CENTRE AND RESTAURANT (P1963/30 PT02/EVD)

Councillor Allan declared an interest in this matter as her parents live in Shortland Close.

- 204 RESOLVED on the motion of Councillor Searle seconded by Councillor Paine that the application not be supported.

Councillor Books asked that his name be recorded as being against the resolution.

44: COMMUNITY TITLE SUBDIVISION - 6 LOTS PLUS 1 COMMUNITY LOT - LOT 1 DP 535591 AND LOT B DP 388690 - 371 EAST KURRAJONG ROAD, EAST KURRAJONG (SA88/96/EVD)

- 205 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

- A. THE SEPP1 objection be supported.
- B. The concurrence of the Department of Urban Affairs and Planning to the subdivision be requested.
- C. Subject to the Department of Urban Affairs and Planning's concurrence, the application to subdivide be approved subject to:
 - 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 Integral Energy that satisfactory arrangements have been made for the provision of electricity to each of the resultant lots of the subdivision.

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3. Submission of a Certificate from Telstra that satisfactory arrangements have been made for the provision of cables for telephones through the subdivision.
4. Payment of a cash contribution of \$13,325 (thirteen thousand three hundred and twenty five) 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. Construction of full width sealed pavement, shoulders, table drains and any necessary drainage for the full length of the neighbourhood lot from the edge of Seal in East Kurrajong Road.
6. Construction of a 3.5m (three point five) wide compacted crushed rock pavement and any necessary drainage along the access strip to Lot 7.
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 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 and Development.
9. The submission of a plan showing all existing services on the lots including septic tank and effluent disposal area, sewer connections, water connections and stormwater disposal, where applicable, and the correction of any encroachments or defects to the requirements of the Director Environment and Development.
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 \$380 (three hundred and eighty). This amount is valid until 30 June 1997.
12. The subdivision shall be in general accordance with the submitted plan dated 12 April 1996, plan no 88916:DA:3 except where amended by conditions of this consent.

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13. The area of Lot 7 to be reduced to a maximum of 7.55 (seven point five five) ha.
14. The creation of a restriction on use of the land prohibiting the subdivision of Lots 5 and 7 which would reduce the area of the lot.
15. The creation of a restriction on use of land pursuant to Section 88B of the Conveyancing Act requiring the road severed parts of each lot created to be capable of development only as part of the whole lot, and not capable of separate disposition or development.
16. The separate sections of Lots 5 and 7 to be joined by a vinculum.
17. The second (i.e. the eastern most) dwelling on lot 2 to be demolished and the material correctly disposed of in accordance with WorkCover requirements.
18. The large dilapidated shed on lot 3 to be demolished and the material correctly disposed of in accordance with WorkCover requirements.
19. The creation of a positive covenant requiring that any dwelling or structure to be erected on the lots be located within the cleared area a minimum of 30 (thirty) metres from the densely treed areas.
20. The creation of a positive covenant requiring that any dwelling erected on the lot be connected to an aerated treatment system with the disposal area located within the cleared area such that no run-off occurs into the treed areas or gullies on the site.
21. A management statement complying with Schedule III of the Community Land Development Act 1989 shall be lodged and approved by Council prior to issue of the final plan of subdivision. This statement is to include a provision that Lot 1 is not to be used for the purpose of erecting a dwelling or any building structure.
22. A Development Contract complying with Schedule II of the Community Land Development Act 1989 shall be lodged with and approved by Council prior to issue of the final plan of subdivision.

The applicant be informed that the land has been subdivided on the basis of lot averaging and no additional subdivision potential is to be created or will be recognised as a result of the averaging.

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23. The area of Lot 7 is to be reduced below 7.5 (seven point five) hectares to ensure that no additional lots are created.

45: SUBDIVISION INTO THREE ALLOTMENTS - LOT 21 DP 759090 - POLICE STATION, 534 WILBERFORCE ROAD, WILBERFORCE (SA041/96/PT01/EVD)

Item 106 of the Supplementary Report was considered in conjunction with Item 45.

206 RESOLVED on the motion of Councillor Books seconded by Councillor Calvert that

DEVELOPMENT CONSENT BE issued for the three (3) lot subdivision with access to Wilberforce Road, subject to the following conditions:

Approved Plans

1. The development shall be carried out in accordance with the plan submitted with the application on 27 March 1996, a stamped copy of which is attached, except where amended by conditions.

Services

2. Submission of a Certificate from Telstra that satisfactory arrangements have been made for the provision of cables for telephones through the subdivision.
3. Submission of a Certificate from Integral Energy that satisfactory arrangements have been made for the provision of electricity to each of the resultant lots of the subdivision.
4. The submission of a plan showing all existing services on the lots including septic tank and effluent disposal area, sewer connections, water connections and stormwater disposal, where applicable, and the correction of any encroachments or defects to the requirements of the Director Environment and Development. Details to be submitted with the Engineering details.
5. The submission of a Compliance Certificate under Section 73 of the Water Board (Corporatisation) Act 1994 prior to the release of the linen plan.

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Contributions

6. Payment of a cash contribution of \$7,719 (seven thousand seven hundred and nineteen 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.

Access

7. The construction of concrete kerb and gutter, 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 Lot 61 where not already constructed together with any such works as are necessary to make this construction effective. The footway is to be cleared and reshaped to provide adequate sight distance to the north.
8. The access handles to lots 62 and 63 to be widened to 2.5 (two point five) metres each.
9. The creation of reciprocal rights of way over the access handles to Lots 62 and 63 and the construction of a centrally located concrete driveway a minimum of 2.5 (two point five) metres wide, 150mm thick, reinforced with F82 mesh over the full length of the reciprocal rights of way to levels approved by the Director Environment and Development together with the construction of Council's standard residential footway and layback crossing also 150mm thick, and reinforced with F82 mesh. The concrete to be finished with a stencilled brick pattern or similar.
10. Construction of road and access 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 and Development.

Erosion and Sedimentation Control

11. 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.

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Engineering Details

12. A design checking and inspection fee calculated at \$40 per hour must be paid prior to release of the linen plan. This rate is valid until 30 June 1997.
13. The submission of the plan of subdivision, together with 4 (four) exact copies thereof, suitable for lodgement with the Registrar General.
14. Payment of a linen release fee of \$220.00 (two hundred and twenty). This amount is valid until 30 June 1997.
15. The existing dam on Lot 63 is to be desilted and back filled. All fill including existing fill must be compacted to 98% standard compaction and verified by the submission of test results accompanied by a contoured depth of fill plan. Details are to be submitted with the engineering details and work is to be completed prior to the release of the linen plan.
16. Details of any fill material to be removed from or imported to the site to be submitted with the engineering plans. Details to include quantities, borrow sites or disposal sites. A contribution based on 3¢ (three) per tonne per kilometre shall be paid to Council prior to release of the engineering plans.
17. No spoil, excavated or demolition material from the site being deposited on any public road, footpath, public place or Council owned property without Council's approval.

Heritage Item

18. The construction of a post and rail fence compatible with the heritage building along the southern boundary of Lot 61.
19. All construction and associated work necessary for the carrying out of the development being restricted to between the hours of 7.00am and 6.00pm on Mondays to Fridays and between 8.00am and 4.00pm on Saturdays.

Section 88B Instrument

20. Creation of a Restriction as to User pursuant to Section 88B of the Conveyancing Law restricting the development of each allotment and the design and installation of on-site wastewater systems for all lots so they are consistent with Report No. 1718/01 prepared by Toby Fiander and Associates dated 2/7/96.

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46: PROPOSED 24-HOUR TRADING FOR ROYAL HOTEL, 167 WINDSOR ROAD, RICHMOND (DA430/83/EVD)

Councillor Minturn declared an interest in this matter as the owner of a bottle shop at Kurrajong.

207 RESOLVED on the motion of Councillor Allan seconded by Councillor Searle

THAT THE SECTION 102 amendment be refused for the following reasons:

1. It is not in the greater public interest.
2. It would create an undesirable precedent and will have an adverse impact on locality.

47: PROPOSED TOURIST DEVELOPMENT - LOT 1 DP75788 NO. 561 LAWS FARM ROAD, LOWER PORTLAND (DA0173/96 PT01; P1202/120/EVD)

208 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

THAT THE APPLICANT be advised that the land has potential for the proposed development subject to detailed investigation in an Environmental Impact Statement.

48: AMENDED PLANS - SUBDIVISION OF 1 LOT - PORTION 57 IRWINS ROAD, EAST KURRAJONG (SA026/96 PT01/EVD)

209 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

- A. THAT COUNCIL advise the applicant that it has severe reservations regarding the proposed 64 lot subdivision of the entire area and that if they wish to pursue development, the applicant will be required to prepare the necessary environmental studies to support the development in terms of the zoning. Further that Council may seek funding of an independent consultant to assess the relevant studies.

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- B. That Council issue Deferred Commencement for the 1 (one) lot subdivision only, being excised from Portion 57 Irwins Road, East Kurrajong, of an area no less than 4 (four) ha. Submission and approval by Council of the following information will be required:-
1. The location of a principal development area and building envelope on the site.
 2. A full geotechnical and water balance report showing that on-site effluent disposal can be achieved which will not affect the natural environment of the site, adjoining properties and the Roberts Creek catchment.
 3. A Plan of Management and Bushfire Management Plan for the site.
- C. That suitable operational consent conditions for the 1 (one) lot subdivision be attached to the notice of determination under delegated authority.

49: THREATENED SPECIES CONSERVATION ACT 1995 - NEW SOUTH WALES SCIENTIFIC COMMITTEE'S NOTICE OF PRELIMINARY DETERMINATION OF CUMBERLAND PLAIN WOODLANDS AS AN ENDANGERED ECOLOGICAL COMMUNITY (GP025/031 PT02/EVD)

210 **MOVED** on the motion of Councillor Mackay seconded by Councillor Calvert that

1. The Director General, National Parks and Wildlife Service be advised of Council's concern about the lack of notification of the notice of preliminary determination - Cumberland Plain Woodlands and that, in future, the Scientific Committee be requested to provide notice directly to Council in addition to its statutory advertising.
2. The Scientific Committee be advised that Council supports, in principle, the listing of the Cumberland Plain Woodlands (vegetation types 10c and 10d) as defined by Benson as an endangered ecological community under the Threatened Species Conservation Act 1995 subject to more precise location of the communities being provided.

An amendment was moved by Councillor Baczynskyj seconded by Councillor Lawson that:-

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The Scientific Committee be advised that Council supports the listing of the Cumberland Plain Woodlands (vegetation types 10c and 10d) as defined by Benson as an endangered ecological community under the Threatened Species Conservation Act 1995 subject to more precise location of the communities being provided.

The amendment was lost.

The motion was then put and carried.

50: SUNDAY TRADING - FRANKLINS & COLES, WINDSOR; COLES, RICHMOND AND BI-LO, NORTH RICHMOND (P1117/55 PT2, P2343/650 PT2, P731/3195, P243/90/EVD)

211 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

THAT THE Department of Industrial Relations be advised that Council raises no objection to the proposed trade on Sundays between the hours of 8.00am and 10.00pm for Franklins, Kable Street, Windsor; Coles, Windsor Street, Richmond; Bi-Lo, Bells Line of Road, North Richmond and Coles, George Street, Windsor.

51: DRAFT LOCAL ENVIRONMENTAL PLAN - LOT 1 DP789666 NO. 154 BOUNDARY ROAD, OAKVILLE (LEP8/96 PT01/EVD)

212 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

THAT COUNCIL:

1. Exercise its delegation under Section 69 of the Environmental Planning and Assessment Act 1979.
2. Refer to the draft local environmental plan, Hawkesbury Local Environmental Plan 1989 (Amendment No. 78) to the Department of Urban Affairs and Planning for final gazettal.

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52: DRAFT LOCAL ENVIRONMENTAL PLAN - DELETION OF DEVELOPMENT CONSENT FOR DWELLING HOUSES IN ENVIRONMENTAL PROTECTION (SCENIC) 7(d) AND 7(d1) ZONES (LEP015/95 PT01/EVD)

213 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

THAT THE INFORMATION be received and that the preparation of the draft Local Environmental Plan to delete the requirement for development consent for dwellings in Environmental Protection (Scenic) 7(d) and 7(d1) zones not continue.

53: DRAFT DEVELOPMENT CONTROL PLAN FOR DAMS (DCP1/96/01/EVD)

214 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

1. THAT COUNCIL RESOLVE to prepare and exhibit a draft Development Control Plans for Dams.
2. That Council resolve to call for nominations from suitably qualified and experienced contractors to be placed on Council's Register of Dam Building Contractors.

54: ADDITIONS TO EXISTING SCHOOL AND USE AS YOGA CENTRE - LOT 1 DP204940 NO. 105 MOUNTAIN AVENUE, YARRAMUNDI (DA152/96/EVD)

Item 108 of the Supplementary Report was considered in conjunction with Item 54.

215 RESOLVED on the motion of Councillor Searle seconded by Councillor Paine

THE APPLICATION NOT be supported, for the following reasons :-

1. The proposed development will have an undesirable effect on adjoining properties.
2. The proposed development will have a noise impact and affect the amenity of adjoining residents.

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55: HAWKESBURY SUSTAINABLE AGRICULTURAL DEVELOPMENT STRATEGY (GT150/015 PT02/EVD)

Item 105 of the Supplementary Report was considered in conjunction with Item 55.

216 RESOLVED on the motion of Councillor Books seconded by Councillor Sheather

THAT:

- A. Council resolve to undertake the investigations into its rural areas and agricultural industry in three stages as outlined in this report.
- B. Council resolve to adopt the brief for the consultant for the Hawkesbury Sustainable Agriculture Development Strategy including any changes that need to be made as a result of negotiations with UWS-Hawkesbury.
- C. Council resolve to adopt the process for selecting consultants and timing of this project as outlined in this report.
- D. That Council resolve to combine the brief for the Hawkesbury Sustainable Agriculture Development Strategy with the REDO's brief for the Agriculture Export Centre project.

56: REZONING OF COUNCIL'S CAR PARKS FROM 5(a) SPECIAL USES TO 3(a) BUSINESS GENERAL (LEP006/96 PT01/EVD)

217 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

- 1. THE DRAFT LOCAL Environmental Plan - Amendment No. 12 be submitted to the Department of Urban Affairs and Planning for final determination and gazettal.
- 2. Council prepare a draft development control plan for the car parks affected by this draft local environmental plan.

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57: FURTHER REPORT REQUEST TO REZONE TO OPEN SPACE PARK, RURAL/RESIDENTIAL, SUBDIVISION & CONTINUED EXTRACTIVE INDUSTRY APPLICATION - LOT 1 D SPRINGWOOD ROAD, YARRAMUNDI - TILMUNDA PASTORAL CO PTY LTD (P825/545, DA144/93, LEP012/90/EVD)

The Director Environment & Development advised that the applicant wishes to withdraw the subdivision proposal, however he still wishes to continue with the extraction.

218 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay

1. THAT THE REQUEST for support in principle for rural residential subdivision and open space not be supported for the reasons outlined in the previous report.
2. Should Tilmunda seek to continue extraction operations an agreement should be endorsed which sets out the terms of the period and rehabilitation of the land.
3. That the agreement be brought to Council for endorsement following discussions with the adjoining owner and that in the interim Mr Graham be allowed to continue with his extractive operations.

58: APPEAL AGAINST REFUSAL OF DEVELOPMENT APPLICATION - WOOLWORTHS SUPERMARKET - GEORGE & MACQUARIE STREETS, SOUTH WINDSOR (DA0096/96 PT01/EVD)

219 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

COUNCIL RESOLVE TO defend the appeal.

59: LATE TRADING OF LICENSED PREMISES AND REGISTERED CLUBS REVIEW - DEPARTMENT OF GAMING AND RACING (GE020/029 PT02/EVD)

Councillor Minturn declared an interest in this matter as the owner of a bottle shop at Kurrajong.

220 RESOLVED on the motion of Councillor Sheather seconded by Councillor Searle
COUNCIL MAKE A submission to the Department of Gaming and Racing on the review of late trading of licensed premises and registered clubs as outlined in this report.

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60: REQUEST FOR SUPPORT - PROPOSED RESORT - LOT 3 DP771370 AND LOT 35 DP834488 NO. 228 GREENS ROAD, LOWER PORTLAND (P717/110 PT02/EVD)

221 RESOLVED on the motion of Councillor Baczynskyj seconded by Councillor Allan

THAT THE APPLICANT be advised that the development concept is not supported for the following reasons:

1. It is an overdevelopment of the site
2. The excessive slope of the proposed building site.
3. The potential impact on the adjoining wetland.
4. General unsuitable nature of the topography.

61: DRAFT LOCAL ENVIRONMENTAL PLAN TO CREATE SEVEN RURAL RESIDENTIAL ALLOTMENTS WITH AREAS BETWEEN 1HA AND 2.4HA AND A SINGLE RESIDUE ALLOTMENT WITH AN AREA OF APPROXIMATELY 33HA - LOT 2 DP501880 NO. 242 BELLS LINE OF ROAD (K & B JOHNSTON) & LOT 18 DP793094 NO. 83 SLOPES ROAD (O MILLER) APPLICANT: TEERMAN NEWTON PTY LTD (LEP016/96 PT01/EVD)

222 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

- A. THAT A Draft Local Environmental Plan be prepared to permit the subdivision of the land generally in accordance with the plan prepared by Teerman Newton Pty Ltd, reference No.10733 and dated 26 September 1996, being the creation of 7 (seven) rural residential lots and a single residue of 32.8 (thirty two point eight) hectares. Further, the Draft Local Environmental Plan is to prohibit the further subdivision of the large residue allotment.
- B. Delegated authority be provided to the Director Environment and Development to determine the Draft Local Environmental Plan following its exhibition and to refer the draft plan for final gazettal under Section 68 of the Environmental Planning and Assessment Act.

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- C. An environmental study not be required but the applicant be advised that a water cycle management plan is to be submitted following receipt of the Section 65 Certificate from the Department of Urban Affairs and Planning.
- D. The applicant be advised that Council will require the creation of a Section 88b Restriction as to User under the Conveyancing Act on all of the lots preventing the owners of the land from objecting to any nuisance arising from any existing or approved agricultural or livestock activity on nearby land.

QUESTIONS FROM THE GALLERY

The Mayor then invited Questions from the Gallery.

- 1. Mr Geoff Farrance asked if it is possible to speak to the proprietor of the new liquor outlet at Pitt Town warning him that he is contravening the Alcohol Free Zone by selling alcohol to customers using the alcohol free zone.

The Mayor said yes, this can be done.

- 2. Mr Farrance referred to Item 53 and asked what qualifications does a dam contractor need.

The Director Environment & Development advised that there is no formal qualifications, the purpose of the register is to provide people that may come to the Council seeking enquiries about the names of contractors who Council has had experience with and who Council knows are reputable.

- 3. Mr Farrance referred to an item in the Local Economic Development Board report which refers to a report obtained by Paul Rasmussen on Australian Government Airport Privatisation Briefing. He asked if this report will be available to the public for perusal.

The General Manager undertook to ascertain the position and let Mr Farrance know.

- 4. Mr Farrance referred to the terminology in the Local Economic Development Board's report - AWAK and AWEC and asked what do they mean.

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The Mayor advised that AWAK is the American terminology and AWEC is the Australian terminology which relates to Early Aircraft Warning Systems.

5. Mr Farrance referred to Item 55 which was linked to the Hawkesbury Sustainable Agricultural Development Strategy and the definition of stakeholders and asked what opportunity does the community have to input as stakeholders.

The Mayor advised that when the time comes there will be opportunities for general community input.

6. Mr Farrance asked in regard to the brief adopted by the Hawkesbury Sustainable Agriculture Development Strategy, will that be available for the community to read.

The Mayor advised that was reported in the General Purpose Committee Business Paper. It is available to the public.

7. Mr Neville Diamond referred to the Woolworth's site and asked was the appropriate paper work put in for the 100 year old trees that were cut down.

The Director Environment & Development stated "Yes".

8. Mr Diamond referred to the house that was demolished at 44 East Market Street and the asbestos on the site. He asked if an application was put in to demolish the building and was it taken to the right tips.

The Director Environment & Development stated that he could not speak for the asbestos and the tips, but in terms of the demolition - yes.

9. Mr Diamond referred to the Irwins Road subdivision and stated that he has legal information regarding the Impact Statement. He stated that it should be done before that one block is cut off.

The Branch Manager Building & Development advised that the flora and fauna report clearly states that the one lot was not affected by endangered flora and fauna.

10. Mr Pat Clerke referred to the Richmond Marketown Shopping Centre and stated that the developers have now blocked off the footpath completely and there is a partial restriction on the cycleway. He asked if this has been allowed by Council and are the builders paying rent for that piece of ground.

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The Branch Manager Building & Development stated that they are laying electrical cable on the Lennox Street frontage and they need to have the footpath closed off. The footpath has been temporarily relocated and pedestrians can move along Lennox Street in safety behind the defined safety barrier. There is no fee involved.

11. Mr Clerke asked if Council has a policy on checking the street lights. He stated that a number of lights are broken and have been broken for a long period of time. He referred in particular to Woodhills Carpark and wires that hanging down.

The General Manager advised that the matter has been taken up with Integral Electricity about the maintenance of street lighting generally and asking that a higher level of service be provided.

12. Mr Phil Donnelly asked if an EIS had been down on the site in Stewart Street - Lot 16 and if not why was it not done.

The Director Environment & Development stated "No". It is not legally required.

13. Mr Donnelly asked is it not the duty of Council to provide an environment that people can live with.

The Director Environment & Development said "Yes".

14. Mr Donnelly asked if he could be advised that there are Council's figures that 4,000 vehicles go into the Stadium per week and he has 8,000 headlights going through his home every week - why does that not come under the consideration of light spillage.

The Mayor stated that the matter has been reported to Council on a number of occasions.

62: RESTRICTION REMOVAL REQUEST ON TITLE - LOTS 1 & 8 D BELLS LINE OF ROAD, BILPIN (SA0028/95 PT01/EVD)

- 223 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

THAT COUNCIL'S SEAL be attached to all necessary documents to allow the extinguishing of the restriction on the separate disposition of Lots 1 & 8 D and the matter be actioned before the Ordinary meeting.

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63: PROPOSED REZONING TO ALLOW SUBDIVISION - SACKVILLE ROAD, EBENEZER - LOTS 1 & 2 DP744032 - OWNER: SOWELI PTY LTD (SA0068/96 PT01/EVD)

Item 107 of the Supplementary Report was dealt with in conjunction with Item 63.

224 RESOLVED on the motion of Councillor Mackay seconded by Councillor Sheather:

That Council resolve to prepare a draft local environmental plan to permit a 7 (seven) lot subdivision of the land with one lot to be a large residue lot generally as shown on the plan prepared by Falson and Associates which is to be rezoned so as to prevent further subdivision. Further each lot is to be provided with a building site above the 1 in 100 year flood frequency level and a rear building line is to be fixed to require any buildings or out buildings to be located towards the Wymark lane frontage of the land.

64: CONSTRUCTION DRAINAGE AND SEWER LINES - NO. 622 TO 626 GEORGE STREET, SOUTH WINDSOR (DA0095/91 PT01, GT200/001 PT7/EVD)

225 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

THE DRAINAGE LINE from 4 to 7 and the sewer line from D to F be constructed immediately.

1. The drainage works costing \$39,500 be funded from the drainage reserve and recovered from Section 94 contributions for the area when further development proceeds.
2. The sewer works at a cost of \$11,000 be funded from the treatment works reserve.
3. The construction of the drainage line from 8 to 10 be considered in future estimates.

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65: DEVELOPMENT CONTROL PLAN ADOPTION - SIGN POLICY (DCP002/94 PT01/EVD)

226 **RESOLVED** on the motion of Councillor Calvert seconded by Councillor Mackay

1. COUNCIL ADOPT THE exhibited Sign Policy as a DCP and give notice of the plan coming into force.
2. Council advertise a moratorium period of 3 (three) months to permit the unauthorised signs in the City to be issued notices by Council Officers. Following such period, appropriate action would be taken to ensure the unauthorised signs are removed.

66: RESIDENTIAL DEVELOPMENT - VERMONT AREA (LEP012/95 PT01/EVD)

227 **MOVED** on the motion of Councillor Books seconded by Councillor Mackay

That this item be deferred to the next General Purpose Committee Meeting and that all property owners be notified of the event to give them the opportunity to come and address the Committee, if they so wish, and also notification to the Pitt Town Progress Association.

An amendment was moved by Councillor Baczynskyj seconded by Councillor Paine that

COUNCIL NOT pursue urban development of the Vermont area as the rezoning would affect prime agricultural land and there is insufficient capacity for servicing.

The amendment was lost.

The motion was then put and carried.

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SECTION 2 - INFRASTRUCTURE

13: RICHMOND PARK AMENITIES - CONSTRUCTION OF AMENITIES BUILDINGS - RICHMOND PARK, MARCH STREET, RICHMOND (GT020/159 PT01/ENG)

228 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

1. THAT THE tender of Rapid Constructions Pty Ltd in the sum of \$119,400 (one hundred nineteen thousand four hundred) for the construction of an amenities building, Richmond Park, be accepted and the necessary documents be executed under Seal of Council as soon as possible following this General Purpose Committee meeting.
2. That the shortfall of \$36,167 (thirty six thousand one hundred and sixty seven) be funded from the 1996/97 Building Construction/Maintenance allocation.
3. That approval be granted for this matter to be actioned prior to the Ordinary Meeting.

14: BICENTENNIAL PARK - MAINTENANCE COSTS (PK/214 PT01/ENG)

229 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

THAT THE INFORMATION regarding maintenance costs on the Bicentennial Park be received.

15: FAIREY ROAD CLOSURE (606/R P/ENG)

230 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

1. THE SOUTHERN END of Fairey Road from the intersection of north-eastern and south-eastern boundaries of Lot 10, DP 821396 to its southern most end, just south of the Rifle Range Road/Sanctuary Drive intersection, be closed.

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2. The area of the closed road adjacent to Lot 10 DP 821396 be consolidated with that lot and the area of closed road through the Crown land be consolidated with the Crown land.
3. Application be made to have the area of Crown land north of Rifle Range Road and adjacent to the treatment works site incorporated into that site.
4. All necessary documents be completed under seal of Council.

SECTION 3 - ORGANISATION AND RESOURCES

19: MONTHLY FINANCIAL STATEMENTS - SEPTEMBER 1996 (GF011/005 PT04/FNC)

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

20: FUTURE MANAGEMENT - AUSTRALIAN PIONEER VILLAGE WILBERFORCE (GC283/107 P/CSV)

- 232 RESOLVED on the motion of Councillor Lawson seconded by Councillor Calvert:

THAT THE COUNCIL support in principle the leasing of Australian Pioneer Village to Chris Wells for an initial period of three (3) to five (5) years with a renewal period.

That a Committee of three (3) Councillors and appropriate staff discuss the proposed lease with the applicant and report to the Council at its next meeting on its final principal details with Councillors Allan, Lawson & Calvert being nominated on the Committee.

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21: LEASING OF SHOP 8 HOBARTVILLE SHOPPING CENTRE (GC283/012 P/CS)

233 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

1. THAT COUNCIL lease Shop 8 in Hobartville Shopping Centre, 28 Laurence Street, Richmond, to Mr Warren John Tuckwell for a term of 3 (three) years with an option for a further term of 3 (three) years at a rental of \$12,300.00 (twelve thousand three hundred dollars) plus outgoings for the first year of the lease agreement.
2. All necessary documents be completed under the Seal of Council.

22: EXTINGUISHMENT OF AN EASEMENT FOR DRAINAGE (P2003/2055 PT01/CSV)

234 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

1. THAT COUNCIL consent to the extinguishment of the easement for drainage 6ft (1.829m) wide affecting Lot 9 in Deposited Plan 202068, 528 Terrace Road, Freemans Reach.
2. That the owner of the subject property be responsible for all costs associated with the extinguishment of the easement.
3. All necessary documents be executed under the Seal of Council.

23: RATING STRUCTURE OF WINDSOR SEWERAGE SCHEME (GS045/006 PT03/FNC)

235 RESOLVED on the motion of Councillor Calvert seconded by Councillor Mackay

THAT THE INFORMATION be received.

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SECTION 4 - REPORTS FOR DETERMINATION

76: HAWKESBURY RURAL ACTION GROUP (GC280/003 PT02/GMA)

- 236 RESOLVED on the motion of Councillor Mackay seconded by Councillor Lawson
THAT the information be received.

**77: HAWKESBURY-NEPEAN CATCHMENT MANAGEMENT TRUST
(GM001/018 PT01/GMA)**

- 237 RESOLVED on the motion of Councillor Lawson seconded by Councillor Allan
THAT two/three Councillors be nominated for the workshop with Councillor Lawson
being nominated.

78: DONATION OF RATES - ROSE COTTAGE (P1812/105 PT01/CSV)

- 238 RESOLVED on the motion of Councillor Mackay seconded by Councillor Paine
That Council donate the cost of rates from August 1995 to the Thomas and Jane Rose
Family Society, being an amount totalling \$516.58.

**79: DOCUMENTS FOR EXECUTION UNDER SEAL (SA0047/96, SA0047/96,
P1358/600, P1830/225, GC283/027 PT01/CSV)**

- 239 RESOLVED on the motion of Councillor Paine seconded by Councillor Lawson
That the Council Seal be affixed to the documents as itemised.

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80: AGRICULTURE/HORTICULTURE TECHNOLOGY PARK (GM001/021 PT04/CSV)

240 RESOLVED on the motion of Councillor Allan seconded by Councillor Lawson

That the Council support in principle at this stage, the Concept Statement for Potential Development of an Agriculture/Horticulture/Food Technology Park within the University of Western Sydney - Hawkesbury's Yarramundi Paddocks.

81: WINDSOR MALL - BAZAAR (GR120/016 PT02/CSV)

241 RESOLVED on the motion of Councillor Sheather seconded by Councillor Allan:

That the proposal to conduct a festival/bazaar in Windsor Mall on Thursday afternoons not be supported.

82: WINDSOR AND DISTRICTS CHAMBER OF COMMERCE - CHRISTMAS PROMOTIONS (GC155/002 PT02/CSV)

Moved on the motion of Councillor Sheather seconded by Councillor Allan

1. That Council support the proposed Christmas promotions to be organised by the Windsor and Districts Chamber of Commerce in the townships of Wilberforce, McGraths Hill, South Windsor and Windsor, in an amount of \$3,000 with funding to be provided from the Donations section of the Public Relations Program within the current budget.
2. The Windsor and Districts Chamber of Commerce be advised of Council's decision and be asked to submit a full financial reconciliation at the conclusion of the promotion.

242 **AN AMENDMENT** was moved by Councillor Searle seconded by Councillor Allan that \$1,000 (one thousand) be allocated to the Richmond Chamber of Commerce, \$1,000 (one thousand) to the Windsor Chamber of Commerce, \$500 (five hundred) to the Wisemans

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Ferry Chamber of Commerce, \$500 (five hundred) to the North Richmond Chamber of Commerce, and \$500 (five hundred) to the Kurrajong Small Business Forum.

The amendment was carried.

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

83: THE HAWKESBURY CREATIVE ART CENTRE - 20 FITZGERALD STREET, WINDSOR (P610/155 PT02/CSV)

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

That rental in relation to the lease between Council and the Hawkesbury Creative Arts Centre Incorporated in respect to their occupation of 20 Fitzgerald Street, Windsor, be reviewed to an amount of \$100 per week with all other terms and conditions remaining.

84: QUARTERLY REVIEW AS AT 30 SEPTEMBER 1996 (GF4/3 PT1 A1-6/FNC)

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

That the quarterly review of the 1996/97 Management Plan and Financial Statement for period to 30 September 1996 be adopted.

85: SUPPLY & DELIVERY OF CRUSHED SHALE AND SANDSTONE (GT020/327 PT01/ENG)

Item 103 of the Supplementary Report was considered in conjunction with Item 85.

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

That the schedule of listed prices for the supply and delivery of crushed shale and sandstone for the period 1 December 1996 to 30 June 1998, omitting the tender by B Monaghan for the supply of 20mm (twenty) crushed shale, be adopted.

86: FORBES STREET, WINDSOR - PROPOSED CLOSURE (611/R PT02/ENG)

- 246 RESOLVED on the motion of Councillor Mackay seconded by Councillor Sahasrabuddhe

In accordance with the provisions of the Roads Act, 1993, that Forbes Street, Windsor be closed at its intersection with Macquarie Street by the placement of a physical barrier, subject to:

1. Physical closure being effected at time of construction of traffic signals; and
2. The Roads and Traffic Authority being requested to fund and undertake all works associated with closure of Forbes Street as part of installation of those traffic signals.

87: GOVERNOR PHILLIP RESERVE, WINDSOR - DRAG BOAT RACERS OF AUSTRALIA LTD - RACING CALENDAR 1997/1998 (PK/205 PT4/ENG)

Moved on the motion of Councillor Paine seconded by Councillor Allan that Council not approve this application for this year.

The motion was lost.

- 247 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay :

That approval be granted to the 1997 and 1998 racing calendar submitted by the Drag Boat Racers of Australia Ltd at Governor Phillip Reserve, subject to compliance with the following standard conditions:

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- A. The applicant is to submit a public liability policy indemnifying Hawkesbury City Council, in the amount of no less than \$10,000,000 (ten million dollars).
- B. The reserve being left clean and tidy with the applicants being responsible for the collection, removal and disposal of all rubbish from the area.
- C. The applicant obtaining all necessary permits/approvals in relation to any sale of hot food/amusement devices.
- D. Noise levels are to be kept to a reasonable level.
- E. The applicant paying to Council the contribution rate applicable for exclusive use at time of use.

**88: GOVERNOR PHILLIP RESERVE, WINDSOR - UPPER HAWKESBURY
POWER BOAT CLUB - RACING CALENDAR 1997 (PK/205 PT04/ENG)**

248 RESOLVED on the motion of Councillor Mackay seconded by Councillor Paine

That approval be granted to the Upper Hawkesbury Power Boat Club 1997 Calendar at Governor Phillip Reserve, subject to the following standard conditions:

- A. The applicant is to submit a public liability policy indemnifying Hawkesbury City Council in the amount of no less than \$10,000,000 (ten million dollars).
- B. The reserve being left clean and tidy with the applicants being responsible for the collection, removal and disposal of all rubbish from the area.
- C. The applicant obtaining all necessary permits/approvals in relation to any sale of hot food/amusement devices.
- D. Noise levels are to be kept to a reasonable level.

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89: TEMPORARY ROAD CLOSURE - WINDSOR STREET, RICHMOND - RICHMOND TOWN MAIN STREET COMMITTEE (2343/R PT04/ENG)

249 RESOLVED on the motion of Councillor Sheather seconded by Councillor Sahasrabuddhe

That approval be granted to Richmond Town Main Street Committee for the event to be transferred from Saturday 7 December 1996 to Sunday 15 December 1996, subject to the same conditions previously approved.

90: PROPOSED RAIL AMPLIFICATION - BLACKTOWN TO RICHMOND - REVIEW OF ENVIRONMENTAL FACTORS (GT240/002 PT02/EVD)

250 RESOLVED on the motion of Councillor Mackay seconded by Councillor Sheather

That:

1. Council advise State Rail Authority that it has no objections to the proposed rail amplification works between Blacktown and Richmond and encourages the positive benefit to the community.
2. Council welcomes continual input into the improvement of the Richmond line.
3. In respect of the demolition of the old racecourse platform at Clarendon, Council raises no objection subject to:
 - a. Historic statement and physical recording during demolition;
 - b. A measurement survey; and
 - c. Full copy of document records to be lodged with Council.
 - d. Consideration of impacts on the old station master's house on the racecourse land.
4. Council requests that Hawkesbury Racecourse be advised of the proposed works involving the demolition of the old racecourse station in the vicinity of Clarendon.

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91: DEVELOPMENT APPLICATION - PROPOSED SERVICE STATION WITH UNDERGROUND TANKS - RICHMOND MARKET PLACE - CNR EAST MARKET AND LENNOX STREETS, RICHMOND (DA193/96/EVD)

251 RESOLVED on the motion of Councillor Allan seconded by Councillor Paine that this application not be supported for the following reasons :

1. Unsatisfactory urban design.
2. Potential conflict with loading dock traffic.
3. Contrary to the original intention of the rezoning of the land.

92: NOTICE OF APPEAL - REFUSAL OF DEVELOPMENT APPLICATION - DUAL OCCUPANCY - 3 DEANE PLACE, BLIGH PARK (DA214/95/EVD)

252 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay

COUNCIL RESOLVE TO instruct Council's solicitors to defend the appeal and in the first instance attempt mediation including the residents who objected to the application.

1. Should mediation resolve the issues the matter would be reported back to Council to endorse.
2. Should mediation not be successful, the matter be listed for hearing with the Court.

253 RESOLVED on the motion of Councillor Calvert seconded by Councillor Paine that a report be submitted on Council amending its Development Control Plan on duplexes to prohibit their subdivision in line with the present Government's Medium Density Housing Policy.

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93: APPLICATION FOR EXTENSION OF HOURS - LICENSING COURT - COUGARS NIGHTCLUB, 10 WEST MARKET STREET, RICHMOND. (P2338/45Pt01/ED)

Councillor Minturn declared an interest in this matter as the owner of a bottle shop at Kurrajong.

254 RESOLVED on the motion of Councillor Searle seconded by Councillor Sheather

1. The applicant and the Licensing Court be advised that Council raises objection to the request to extend the trading hours of Cougars Nightclub to 6.00 am Monday to Sunday.
2. The reason being that Council is concerned with the anti-social behaviour of persons late at night leaving licensed premises in the Richmond area

94: DELETION OF RESTRICTION ON THE USE OF LAND - DP 849823 - COLONIAL DRIVE, BLIGH PARK (DA205/94/EVD)

255 RESOLVED on the motion of Councillor Mackay seconded by Councillor Sheather

1. Council agree to the lifting of the restriction on the use of land secondly referred to in DP 849823.
2. Council's seal be affixed to all documents necessary to lift the restriction.

SECTION 5 - REPORTS FOR INFORMATION

95: REPORTS REQUESTED BY COUNCIL - STATUS AS AT 12 NOVEMBER 1996 (GC280/005 PT03/GMA)

256 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay

That the information be received.

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96: HAWKESBURY LOCAL ECONOMIC DEVELOPMENT BOARD (GM001/021 PT01/CSV)

257 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay

That the information be received and noted.

97: RATING STRUCTURE OF WINDSOR SEWERAGE SCHEME (GS045/006 PT03/FNC)

258 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay

That the information be received and a further report on the rating structure of the Windsor sewerage scheme be submitted to the December Ordinary Meeting.

98: BUILDING MAINTENANCE AND IMPROVEMENT (GC305/072/ENG)

259 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay

That the information be received.

99: SECTION 94 CONTRIBUTION AND AUSTRALIAN PIONEER VILLAGE, WILBERFORCE. (GT200/001PT07/EVD)

260 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay that

The information be received.

100: OUTCOME OF INJUNCTIONS TO LAND AND ENVIRONMENT COURT - SULTANA AND PAPAGEORGIU (DA0154/89 P3465/122/EVD)

261 RESOLVED on the motion of Councillor Sheather seconded by Councillor Mackay that

The information be received.

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SECTION 6 - REPORTS OF COMMITTEES

HAWKESBURY LOCAL ECONOMIC DEVELOPMENT BOARD

- 262 **MOVED** on the motion of Councillor Allan seconded by Councillor Searle that the Minutes of the Hawkesbury Local Economic Development Board meeting held on 4 October 1996 as recorded on Pages 86 to 89 be received.

FRIENDS OF THE HAWKESBURY ART COLLECTION

- 263 **RESOLVED** on the motion of Councillor Sheather seconded by Councillor Allan that the Minutes of the Friends of the Hawkesbury Art Collection meeting held on 3 October 1996 as recorded on Pages 90 to 91 be received.

HAWKESBURY LOCAL ECONOMIC DEVELOPMENT BOARD

- 264 **RESOLVED** on the motion of Councillor Baczynskyj seconded by Councillor Lawson that the Minutes of the Hawkesbury Local Economic Development Board meeting held on 27 September 1996 as recorded on Pages 92 to 93 be received.

HAWKESBURY SUSTAINABLE AGRICULTURAL DEVELOPMENT STRATEGY COMMITTEE

- 265 **RESOLVED** on the motion of Councillor Allan seconded by Councillor Lawson that the Minutes of the Hawkesbury Sustainable Agricultural Development Strategy Committee meeting held on 14 October 1996 as recorded on Pages 94 to 96 be received.

LOCAL TRAFFIC COMMITTEE

Item 7 - Nos 40, 42 and 44 East Market Street, Richmond - Petrol Filling Station - Restifa and Partners. DA56/95

See Item 91 - Reports for Determination.

- 266 **RESOLVED** on the motion of Councillor Mackay seconded by Councillor Sahasrabuddhe that the Minutes of the Local Traffic Committee meeting held on 18 October 1996 as recorded on Pages 97 to 103 be adopted with the exception of Item 7.

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HERITAGE ADVISORY COMMITTEE

Moved on the motion of Councillor Books seconded by Councillor Allan that the Minutes of the Heritage Advisory Committee meeting held on 23 October 1996 as recorded on Pages 104 to 106 be received with the adoption of Items 1 and 2 on Page 106.

- 267 **AN AMENDMENT** was moved by Councillor Mackay seconded by Councillor Baczynskyj that Minutes of the Heritage Advisory Committee Meeting held on 23 October 1996 as recorded on Pages 104 to 106 be received with the adoption of Item 1 on Page 106 and not Item 2.

The amendment was carried.

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

HAWKESBURY LOCAL ECONOMIC DEVELOPMENT BOARD

- 268 **RESOLVED** on the motion of Councillor Lawson seconded by Councillor Sahasrabuddhe that the Minutes of the Hawkesbury Local Economic Development Board meeting held on 1 November 1996 as recorded on Pages 107 to 109 be received.

SUPPLEMENTARY REPORTS

101: NORTH BLIGH PARK (LEP016/93 PT03/GMA)

Councillor Calvert declared an interest in this matter as his parents live in the area.

- 269 **RESOLVED** on the motion of Councillor Sheather seconded by Councillor Paine

That Council resolve to submit the draft local environmental plan for Bligh Park North to the Director General of the Department of Urban Affairs and Planning for final gazettal.

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102: DOCUMENTS FOR EXECUTION UNDER SEAL (GC283/026 PT02/CSV)

270 RESOLVED on the motion of Councillor Allan seconded by Councillor Searle

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

103: SUPPLY AND DELIVERY OF CRUSHED SHALE AND SANDSTONE (SGT020/327/ENG)

See Item 85 - Reports for Determination.

104: OLD EAST KURRAJONG ROAD - SUBDIVISION - McKINLAY MORGAN AND ASSOCIATES (SA80/96/ENG)

Councillor Books declared an interest in this matter as he is the contractor doing the work.

271 RESOLVED on the motion of Councillor Searle seconded by Councillor Mackay

That the temporary closure of Old East Kurrajong Road from Howes Creek for a distance of approximately 750 (seven hundred and fifty) metres to allow reconstruction works to be undertaken be approved conditional that all residents of Old East Kurrajong Road be consulted including notification in writing, the closure being advertised in both the Gazette and the Courier and signs being erected at each end of the proposed works advising of the closure, 2 (two) weeks prior to the works being undertaken and notification to all relevant authorities/emergency services.

105: HAWKESBURY SUSTAINABLE AGRICULTURAL DEVELOPMENT STRATEGY (GT150/015/EVD)

See Item 55 - Environment - General Purpose Committee

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106: SUBDIVISION INTO 3 ALLOTMENTS - LOT 21 DP 759090 - POLICE STATION, 534 WILBERFORCE ROAD, WILBERFORCE (SA41/96/EVD)

See Item 45 - Environment - General Purpose Committee.

107: PROPOSED REZONING TO ALLOW SUBDIVISION - SACKVILLE ROAD, EBENEZER - LOTS 1 & 2 DP 744032 - OWNER: SOWELI PTY LTD (SA0068/96PT01/EVD)

See Item 63 - Environment - General Purpose Committee.

QUESTIONS WITHOUT NOTICE

1. Councillor Mackay referred to faxes received from Mr Donnelly and asked why the faxes keep coming from the New South Wales Attorney General's Office and asked is this matter being investigated.

The General Manager advised that the matter has been referred appropriately.

2. Councillor Calvert referred to the adoption of the Dam Policy by Council this evening and as part of that policy Council provides a list of contractors. He asked if there is a conflict of interest whereby Council is actually having a policy recommending contractors and is also the consenting authority.

The General Manager agreed that it would be preferable to use a list prepared by some other agency.

Councillor Calvert asked if this could be looked into.

3. Councillor Calvert referred to the jumping castle in Thompson Square and asked if this has been approved and why is it in the park.

The Director Corporate Services & Community Relations advised that consent had been issued on the side where the decking is to be constructed, for a temporary period pending the construction of the facility.

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Councillor Calvert asked if this could be looked into as he felt it was not appropriate that the jumping castle goes into the park and the people are on the street.

4. Councillor Calvert stated that the RTA have changed the roadworks into the section of Macquarie Street and Windsor Road which is creating problems, as the traffic is backed up every day down Windsor Road. He stated that it seems to be that the Authority is trying to dedicate a slip lane around into Macquarie Street. He asked if this could be looked into.

5. Councillor Paine stated that she had received a fax from the Windsor RSL Swimming Club and they have some grave concerns with their Club. Some of the problems have been fixed but some are still waiting for attention.

The Mayor advised that he also received a fax and had passed it on to the Director of Community Management & Finance for attention.

6. Councillor Paine stated that there is a water tower in Fitzgerald Street with a very old rusty gutter, which could fall down and cause some damage. She asked if the Water Board could be requested to have this fixed up.

7. Councillor Sheather referred to the decision made this evening to lease the Village and stated that there is the issue of staff that needs to be addressed. He asked if this could be looked into to-morrow.

The General Manager stated that the steps that will have to be taken is that the group of Councillors that have been nominated will have to meet with the proposed lessee to see if there is in fact to be a lease which is acceptable to both parties. If there are principles and heads of agreement that can be reached that should include discussion about the current staff. There can be discussions with the staff to-morrow advising them of Council's resolution, and as soon as the matter is brought to a head, further discussions can take place with them.

8. Councillor Sheather asked if a site inspection could be carried out at the next General Purpose Committee meeting of the School of Arts at Wilberforce.

The Mayor advised that this can be considered.

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9. Councillor Sheather stated that he had received some phone calls from some residents opposite the tip, where an undertaking was given that Council would have some consultation with them in relation to the properties. He stated that he gave them an undertaking this evening that Council would contact them before the end of the week. He asked if this is possible. He advised that the resident was a Mr Vella and he believed that there are other people there to be approached personally.

10. Councillor Sheather asked if any Councillors had received an invitation to the Air Show on Sunday.

The Mayor advised that he had received an invitation. The invitations were issued from Glenbrook rather than from Richmond. He did not know if any other Councillors or the staff had received an invitation.

11. Councillor Books asked what is happening about the Informal Christmas Party. He stated that he had numbers somewhere in the vicinity of 30 but if the figure is under 20 it would not be viable.

The Mayor undertook to provide a list of names to Councillor Books.

12. Councillor Allan asked if Councillor Lawson could provide advice on whether Council was getting any funding from WSAAS.

Councillor Lawson advised that it is up to Ministerial approval. However for six years there would be a bus service for young people which is worth about \$72,000 a year for the next six years. \$138,000 would be provided next year and it varies after that.

13. Councillor Allan referred to a truck which starts up at 3.00 am in the morning on the corner of East Market and March Streets, Richmond - apparently it has to run for some time to get the pressure into the truck. She asked if there are any guidelines in this regard.

The Director Environment & Development undertook to have the matter looked into.

The Director Asset Services & Recreation advised that trucks are not allowed to park on the street overnight and the matter could be referred to the Police for attention.

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14. Councillor Lawson asked if it is possible for the Supplementary Business Paper to be faxed earlier. She asked if there are late items could they be sent out on Monday.

The General Manager advised the normal policy is for the business paper to be faxed to the Councillors on Monday. What will be done is that if there are any late items they will be put out as late items of correspondence or they will be read out at the meeting.

15. Councillor Sahasrabuddhe referred to complaints received about the ante natal clinic at the new hospital. Patients go there to register and they are told that there is no one there and to go back to one of the specialists. When they go there they are told to go to their own doctor and get a referral. Apparently the General Manager is not even responding to any of the questions asked about the clinic. He asked if Council could get some response from Catholic Care, and if they are meeting the contractual obligations when they signed the contract.

The General Manager undertook to ring the General Manager at the Hospital in the morning and also to write to her and ask her what the position is.

The Mayor stated that within the last week the Board of the Hawkesbury District Health Service was elected and he had to declare an interest in the matter.

16. Councillor Searle asked, as he is on the Board of Tourism Hawkesbury, and a question is asked about Tourism Hawkesbury, should he then declare an interest and not make a comment.

The Mayor stated that Councillor Searle has been elected as Council's representative on the Board.

The General Manager advised that he agreed that the Mayor is not only a medical practitioner, but also has been elected by the Catholic Health Care to the Board and that he does have an interest.

17. Councillor Sahasrabuddhe asked for an update on the Orange Grove Mall lighting.

The Director of Asset Services & Recreation advised that he had spoken to Integral Energy last week and it is the current project on the drawing board.

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18. Councillor Sahasrabuddhe stated that now there is an open market policy, people should get tenders from other suppliers. He asked if Council is planning to do this.

The General Manager advised that the open market does not apply to everything as yet. It does not apply to street lighting, but will eventually. However Council is having an assessment done about our power needs. Council's biggest users are the pumping stations and the sewerage treatment plants. As the market is opened up further, further assessments will be made. Bulk purchasing is something that WSROC could probably look into.

19. Councillor Baczynskyj stated that now that we have a Catholic Hospital with public access, why does it cost public patients more to have a pregnancy. A lady went to a GP and received her normal referral, went to the Hospital and was told that a GP's referral was not good enough and that she needed to go to a particular Specialist, who is the only one left, at a cost of \$77, some of which would be returned through medical benefits, and she would have to return to that particular Specialist a number of times during the pregnancy for the same charge.

20. Councillor Baczynskyj asked if the unofficial Bligh Park car saleyard could be removed.

The General Manager advised that the car saleyards throughout the area have been looked at. It will probably be a matter for legislation. If there is no kerbing and guttering, the vehicles are parked on a public road.

21. Councillor Searle asked what is the timeframe as to when the leasing committee will actually sit down and deal with the issue of the Australian Pioneer Village.

The Mayor advised that Council's resolution was that it would be reported to the next Ordinary meeting of council.

Councillor Searle stated that he had been told by someone outside that the word is that Mr Wells will be in there by Wednesday and asked if that is possible.

The General Manager advised that Mr Wells cannot move in there until at least after the next Ordinary Meeting of Council when it has to be reported.

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The meeting terminated at 12.43am.

Submitted to and confirmed at the meeting of Council on 10 December 1996.

.....Mayor

This is Page of the Minutes of the ORDINARY No 4 MEETING of the HAWKESBURY CITY COUNCIL held at the Council Chambers, Windsor, on 12 November 1996.

General Manager

Mayor