



Hawkesbury City Council

ordinary meeting business paper minutes

date of meeting: 11 September 2001

location: Council Chambers

time: 7:30pm

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 2

Minutes of the Meeting of the Council of the City of Hawkesbury held at the Council Chambers, Windsor, on 11 September 2001, commencing at 7.30 pm.

PRESENT: Councillor R P Stubbs, Mayor and Councillor L Allan, B J Calvert, K F Conolly, P F Davies, D Finch, G J Gilling, C A Paine, P R Rasmussen, L C Sheather, L A Williams, and C J Woods.

Andrew Lamb, pastor from the Hawkesbury Christian Centre, representing the Hawkesbury Minister Association, gave the opening prayer at the commencement of the meeting.

SECTION 1 - CONFIRMATION OF MINUTES

- 415 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Sheather that the Minutes of the Ordinary Meeting of Council held on 14 August 2001 which have been circulated amongst members of Council be confirmed.

SECTION 3 - REPORT OF GENERAL PURPOSE COMMITTEE

Mayoral Minute

Visit by Grose View Primary School

- 416 RESOLVED on the motion of Councillor Stubbs seconded by Councillor Rasmussen
That Council welcome the students from Grose View Primary School.

Environment

81: **Application for a Two (2) lot subdivision - Lot 36 DP250171, No. 5 Glenn Place, North Richmond** (MA582/01/EVD/ENH28NAX.V01)

- 417 RESOLVED on the motion of Councillor Conolly seconded by Councillor Gilling
That the application for subdivision of Lot 95 DP 242486, No. 5 Glenn Place, North Richmond be approved subject to the following conditions:

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 3

General

1. To confirm and clarify the terms of this approval, the development shall be carried out in accordance with the approved stamped plans (prepared by McKinlay Morgan & Associates Pty Ltd numbered 906298:DA:1 dated 9 May 2001) submitted with the application and any supportive documentation, except as otherwise provided by the conditions of this consent.
2. Compliance with the provisions of the Environmental Planning and Assessment (Amendment) Act 1979.
3. No excavation or site works shall be commenced prior to the issue of the Construction Certificate.

Prior to Issue of Construction Certificate

The following conditions in this section of the consent must be complied with or addressed prior to the issue of any Construction Certificate relating to the approved development, whether by Council or an appropriately accredited certifier. In many cases the conditions require certain details to be included with or incorporated in the detailed plans and specifications which accompany the Construction Certificate. **The Construction Certificate shall be obtained prior to the commencement of work of any earth works or building works.**

4. Payment of a design checking and inspection fee of \$200 when submitting Engineering plans for approval. This amount is valid until 30 June 2002. Fees required if an accredited certifier is used will be provided upon request.
5. The submission of engineering designs and calculations covering all works required by this consent.

Prior to Commencement of Works

6. Erosion and sediment control devices are to be installed and maintained until the site is fully stabilised in accordance with the approved ESCP or SWMP. In the absence of any approved plan the work is to be in accordance with Council's Development Control Plan 1/94 - Soil Erosion and Sedimentation.

Note: Measures may include the installation of geofabric fencing, staked straw bale walls located on the contour down-slope of the construction, sediment detention basins, earthen contour banks and the like. The enclosed warning sign shall be affixed to the sediment fence/erosion control device at all times.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 4

7. The applicant or person having the benefit of this development consent must give at least two days notice prior to commencement of works to Council of the intention to commence works. This notice is to be given in accordance with form 7 of the Environmental Planning and Assessment Regulation 1998.
8. The applicant shall advise Council of the name, address and contract number of the principle certifier, in accordance with Section 81A 4(b) of the Environmental Planning and Assessment Act, 1997.
9. The developer is responsible for full costs associated with any alteration, relocation or enlargement to public utilities whether caused directly or indirectly by this proposed subdivision. Such utilities include, but are not limited to, water, sewerage, drainage, power, communication, footways, kerb and gutter.

During Construction

10. All work must be carried out in accordance with the provisions of Council's Subdivision Construction Specification.
11. The developer is responsible for full costs associated with any alteration, relocation or enlargement to public utilities whether caused directly or indirectly by this proposed subdivision. Such utilities include, but are not limited to, water, sewerage, drainage, power, communication, footways, kerb and gutter.

Prior to Issue of Subdivision Certificate

12. A section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained. Application must be made through an authorised Water Servicing Coordinator, for details see the Sydney Water web site www.sydneywater.com.au/customer/urban/index or telephone 13 20 92.

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

The Section 73 Certificate must be submitted to the Principle Certifying Authority prior to release of the linen plan/occupation of development.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 5

13. 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.
14. Submission of a Certificate from an approved telecommunications provider that satisfactory arrangements have been made for the provision of cables for telephones through the subdivision.
15. A monetary contribution is to be paid to Council, pursuant to Section 94 of the Environmental Planning and Assessment Act 1979, towards the provision of the following public facilities in the locality:

- (a) Open Space and Recreation \$1967.00
- (b) Community Facilities \$3009.00

The above contributions have been determined in accordance with Hawkesbury Section 94 Contribution Plan. A copy of the Contributions Plan may be inspected at Council's Offices, George Street, Windsor.

The amount of contribution payable under this condition has been calculated on the basis of costs as at the date of consent. In accordance with the provisions of the Contributions Plan, this amount shall be INDEXED at the time of actual payment in accordance with movement in the Consumer Price Index as published by the Australian Bureau of Statistics. In this respect the attached fee schedule is valid for 3 (three) months.

16. The construction of Council's standard layback vehicular crossing to Lot 382 in accordance with Council's standard plan.
17. The provision of inter-allotment drainage covering all lots not draining directly to a public road and the creation of necessary easements free of cost to Council.
18. 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 Divisional Manager Environment and Development.
19. The submission of the plan of subdivision, together with 4 (four) exact copies thereof, suitable for lodgement with the Registrar General.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 6

20. The submission of a Surveyor's Certificate stating that all buildings on the lots comply with the Building Code of Australia in relation to boundary setbacks.
21. Payment of a linen release fee of \$250.00. This amount is valid until 30 June 2002.
22. In order to enhance the amenity of the development, new boundary fences shall be provided at the applicant's expense for proposed Lot 362. Such fencing shall be to a height of 1.8m and at least lapped and capped.
23. Removal of the existing redundant layback crossing and replacement with concrete kerb and gutter and the restoration of the footway area.
24. Construction of a centrally located concrete driveway a minimum of 2.5 metres wide and 150mm thick reinforced with F82 mesh over the full length of the access handle to Lots 362 together with the construction of Council's standard residential footway and layback crossing also 150mm thick reinforced with F82 mesh. All services or suitable conduits are to be placed prior to the placing of concrete. The footway crossing is to be located at avoid the existing drainage pit. Where the access encroaches on Lot 361, a right of carriageway in favour of Lot 362 is to be created.
25. The inground pool is to be removed and backfilled. All fill must be compacted to 98% standard compaction and verified by the submission of test results. A plan is to be submitted showing the location of the fill and the depth thereof.

82: Application for Two (2) Lot Re-Subdivision - Lot 1 DP 1028127, No. 368 Sackville Road, Ebenezer and Lot 1 DP 576358, No. 6 Ebenezer Wharf Road, Wilberforce (MA0656/01 PT 1/EVD/ENH28NAX.V06)

418 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That:

- A. The variation to clause 11(2) of Hawkesbury Local Environmental Plan 1989 under SEPP No. 1 be supported; and
- B. The application for re-subdivision of Lot 1 DP 1028127 Sackville Road and Lot 1 DP 576358 Ebenezer Wharf Road be approved subject to the following conditions:

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 7

General

1. To confirm and clarify the terms of this approval, the development shall be carried out in accordance with the approved stamped plans (prepared by Monaghan & Associates Pty Limited numbered 98224-1a and 98224-2a dated 8 June 2001) submitted with the application and any supportive documentation, except as otherwise provided by the conditions of this consent.
2. Compliance with the provisions of the Environmental Planning and Assessment (Amendment) Act 1979.

Prior to Issue of Subdivision Certificate

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. Submission of a Certificate from an approved telecommunications provider that satisfactory arrangements have been made for the provision of cables for telephones through the subdivision.
5. The submission of the plan of subdivision, together with 4 (four) exact copies thereof, suitable for lodgement with the Registrar General.
6. Payment of a linen release fee of \$206.60. This amount is valid until 30 June 2002.
7. The creation of a restriction on the use of the land under section 88b of the Conveyancing Act requiring Council consent for any clearing of native vegetation on the lots.

83: [Application to Demolish Existing Cottage and Construct Detached Dual Occupancy Dwelling House - Lot 8 DP1011475 36 Bosworth Street, Richmond \(M174/01/EVD/ENH28NAX.V05\)](#)

This item was dealt with in conjunction with Item 116 of Supplementary Report for Determination.

419 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Finch

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 8

That the application for the demolition of the existing cottage and construction of detached dual occupancy dwellings be refused for the following reasons:

1. The existing cottage is of heritage significance and options should be investigated for retention of the building.
2. Demolition of the cottage is prohibited under the Interim Heritage Order gazetted on 7 September 2001, without prior approval for the State Heritage Council.

84: Residential Development and Proposed Multi Unit Housing Zone
(LEP1/01/EVD/ENH28NBX.V04)

420 RESOLVED on the motion of Councillor Sheather seconded by Councillor Gilling

That a Councillor workshop be held on this issue on the next available Tuesday and a draft strategy be prepared for consideration at this workshop.

An **amendment** was moved by Councillor Conolly seconded by Councillor Calvert

That:

1. A revised Housing Strategy Submission be prepared and forwarded to the Department of Urban Affairs and Planning for approval.
2. Upon approval of the revised Housing Strategy Submission, Council proceed with the preparation of the draft local environmental plan to introduce a Multi Unit Housing Zone.

The amendment was lost

The motion was put and carried.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page **9**

85: Preparation of Local Environmental Study for Pitt Town
(LEP3/00/EVD/ENH28NBX.V09)

407 RESOLVED by the Committee exercising its delegation as Whole Council on the motion of Councillor Calvert seconded by Councillor Finch

That:

1. The information be received.
2. The quotation of \$88,473.00 (eighty eight thousand four hundred and seventy three dollars) from Connell Wager be accepted.
3. Connell Wagner be appointed to carry out the Project Brief for the Local Environmental Study for Pitt Town.
4. Council accept the offer of the developer to fund the study.

An **amendment** was moved by Councillor Williams seconded by Councillor Paine

That:

1. The information be received.
2. The quotation of \$88,473.00 (eighty eight thousand four hundred and seventy three dollars) from Connell Wager be accepted.
3. Connell Wagner be appointed to carry out the Project Brief for the Local Environmental Study for Pitt Town.
4. Council accept the offer of the developer to fund the study.
5. This matter be further reported to the Ordinary Meeting.

The amendment was lost

The motion was put and carried.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 10

86: Hawkesbury Development Control Plan (DCP1/99/EVD/ENH28NBX.V11)

421 RESOLVED on the motion of Councillor Paine seconded by Councillor Rasmussen
That this matter be deferred to the next General Purpose Committee.

87: Toxic and hazardous waste disposal within the Hawkesbury City area
(GW10/22 PT16/EVD/ENH28NCX.V12)

422 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen
That the information be received.

88: Existing Poultry Farm - 412 Stannix Park Road, Ebenezer (DA
906/99/EVD/ENH28NCX.V08)

423 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen
That the site inspection be deferred until the next General Purpose Committee meeting.

89: Presentation - Heritage Curtilages (GH020/042Pt01/EVD/ENH28LCX.V14)

424 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen
That the information be received.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 11

Infrastructure

44: Tender for Contract for the caretaking and operating of Lower Portland Ferry (GT020/412/ENG/INH28NBX.E01)

A motion was moved by Councillor Paine seconded by Councillor Allan

That:

1. The revised tender in the amount of \$613,869.00 (six hundred and thirteen thousand eight hundred and sixty nine dollars) received from Macca's Ferry Services Pty Ltd for the operation of the Lower Portland Ferry between 6am to 10pm Monday to Sunday for a three year term be accepted subject to the concurrence of Baulkham Hills Shire Council. Further, that the Seal of Council be affixed to all associated documents.
2. This matter be deferred to allow consultation, as soon as practical, to be undertaken with the residents of Lower Portland.

425 An AMENDMENT was moved by Councillor Gilling and seconded by Councillor Williams

That this matter be deferred to allow consultation, as soon as practical, to be undertaken with the residents of Lower Portland.

The amendment was carried

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

45: Skatepark facility - North Richmond (GR030/011/ENG/INH28NBX.E02)

Councillor Allan declared an interest as she is a resident of Flinders Place, North Richmond

A motion was moved by Councillor Sheather seconded by Councillor Gilling

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 12

That:

1. Council progress with a smaller skateboard facility at North Richmond to the cost of approximately \$50,000.00 (fifty thousand dollars) located on the DA site in Hawkesbury Park.
2. A Management Committee be established, at an early stage, to have responsibility for planning and ongoing management, with this Committee to be made up of representatives of the youth of the area, residents, Hawkesbury City Chamber of Commerce, Hanna Match Group and a representative of Council.
3. A further report be provided to Council including costs associated with construction of this facility as soon as possible. Further, that this report also indicate details for a 12 x 20m skateboard ramp for a smaller skateboard facility to provide options to allow Council to make a decision.
4. The William Street site not be considered for any further extension of the skateboard facilities.
5. Council proceed as soon as practical with the regional complex at Ham Common.

An **amendment** was moved by Councillor Conolly seconded by Councillor Finch

That:

1. The William Street site not be considered for any further extension of the skateboard facilities.
2. A Management Committee be established, at an early stage, to have responsibility for planning with the composition of this Committee to be the subject of a later report to Council.

The amendment was lost

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 13

- 426 RESOLVED on the FORESHADOWED AMENDMENT moved by Councillor Calvert seconded by Councillor Williams

That:

1. Council progress with a smaller skateboard facility at Lot 32 in DP841742 Hanna Park to the cost of approximately \$50,000.00 (fifty thousand dollars).
2. A Management Committee be established, at an early stage, to have responsibility for planning and ongoing management, with this Committee to be made up of representatives of the youth of the area, residents, Hawkesbury City Chamber of Commerce, Hanna Match Group and a representative of Council.

The foreshadowed amendment was carried

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

Organisation and Resources

75: [Monthly Financial Report - July 2001](#) (GF011/005/FNC/OGH28NAX.F07)

- 427 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That the information be received.

76: [Section 94 Contributions Plan](#) (GP200/001 PT 8/CSV/OGH28NBX.C10)

- 428 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That the Section 94 Contribution Plan 2001 be adopted with the following alterations:

1. Page 11 - Richmond Senior Citizens Centre, Catchment 4, be amended to reflect 2001/2002 instead of 2002/2003.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 14

2. Page 15 - Yarramundi Bush Regeneration trail construction and fencing to be amended from Catchment 1 to Catchment 4 and moved to Page 16 between Pughs Lagoon and Richmond Park.

**77: [Inquiry into the Hawkesbury-Nepean Catchment Management Trust](#)
(GR060/075 Pt4/GMA/OGH28NAX.G08)**

429 RESOLVED on the motion of Councillor Allan seconded by Councillor Williams

That:

1. The Legislative Council's General Purpose Standing Committee inquiry into the Hawkesbury-Nepean Catchment Management Trust be advised that the Council saw the Trust undertook an advocacy role for the river that was not and is not undertaken by other agencies, and that it was the basis for providing a number of localised on-ground volunteer programs that will be difficult to replace.
2. Council submit to the Legislative Council's General Purpose Standing Committee, regarding the manner, method and quantum, to which the former Trust made funding available to landcare groups.
3. Council write to the working party acknowledging our support of the Hawkesbury-Nepean Catchment Foundation.

An amendment was moved by Councillor Sheather seconded by Councillor Gilling

That:

1. The Legislative Council's General Purpose Standing Committee inquiry into the Hawkesbury-Nepean Catchment Management Trust be advised that the Council saw the Trust undertook an advocacy role for the river that was not and is not undertaken by other agencies, and that it was the basis for providing a number of localised on-ground volunteer programs that will be difficult to replace.
2. Council submit to the Legislative Council's General Purpose Standing Committee, regarding the manner, method and quantum, to which the former Trust made funding available to landcare groups.

The amendment was lost

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 15

A foreshadowed amendment was moved by Councillor Calvert seconded by Councillor Gilling

That Council approves of the recent restructure of the Hawkesbury-Nepean Catchment Management Trust and believes that the services provided by the Department of Land and Water Conservation will now give the State Government the powers it requires to improve the environmental standing of the river.

The foreshadowed amendment was lost

The motion was put and carried.

78: Code of Meeting Practice (GC 070/005 PT 12, GR020/008/CSV/OGH28NBX.C06)

430 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That:

1. The information be received and noted.
2. Tapes of the General Purpose Committee and Council Meetings be kept for a minimum of 36 (thirty six) months after the minutes of meetings are ratified.

79: Application for Sponsorship of Kurrajong Scarecrow Festival to be held 12 October to 27 October 2001 (GC030/007 PT7/CSV/OGH28NBX.C01)

431 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That assistance in cash and in-kind to the value of \$1,600.00 (one thousand six hundred dollars) be provided to the organisers of the Kurrajong Scarecrow Festival, such funds to be appropriated from the existing Art and Historical budget.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 16

80: Juleve's Cafe - 22 Fitzgerald Street, Windsor (GC283/031
PT3/CSV/OGH28NBX.C04)

432 RESOLVED on the motion of Councillor Conolly seconded by Councillor Allan

That Council advise the tenants of 22 Fitzgerald Street, Windsor that in recognition of their role in the cleaning of the public amenities facilities available within the premises, Council is prepared to reduce the rental by \$50.00 (fifty dollars) per week.

An **amendment** was moved by Councillor Rasmussen seconded by Councillor Sheather

That Council advise the tenants of 22 Fitzgerald Street, Windsor that in recognition of their role in the cleaning of the public amenities facilities available within the premises, Council is prepared to reduce the rental by \$100.00 (one hundred dollars) per week.

The amendment was lost

The motion was put and carried.

81: Review of Fees and Charges - Hawkesbury Community Transport Service
(GC200/002/CSV/OGH28NBX.C02)

433 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That the proposed revised schedule of fees and charges for the Hawkesbury Community Transport Service be advertised.

82: Temporary Road Closure - Freedom of the City Parade (GC030/008 PT
2/CSV/OGH28NBX.C12)

408 RESOLVED by the Committee exercising its delegation as Whole Council on the motion of Councillor Allan seconded by Councillor Rasmussen

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 17

That:

1. The following temporary road closures be permitted in Windsor on Saturday 1 September 2001 between 10.20am and 11.15am:
 - The Terrace between Johnson and Fitzgerald Street
 - Fitzgerald Street between The Terrace and George Street
 - George Street between Fitzgerald Street and midway between Richmond Road and Dight Streets
2. Special Event Clearways be approved to be implemented between 7.00am and 11.15am on the eastern side of George Street between Fitzgerald Street and Richmond Road and on the Western side of George Street between Catherine Street and midway between Tebbutt and Richmond Road.

83: Hawkesbury Heritage Farm (formerly Australian Pioneer Village) (GC283/107 PT7/CSV/OGH28NBX.C05)

434 RESOLVED on the motion of Councillor Conolly seconded by Councillor Allan

That prior to a decision being made in relation to renewal of the Lease of Hawkesbury Heritage Farm to Mr Chris Wells, other options for the future of the facility be investigated and reported for Council's consideration.

84: Application for Sponsorship of a Jazz Concert to be held in Richmond Park on 18 November 2001 (GR030/003 PT2/CSV/OGH28NBX.C14)

435 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That \$7,000 (seven thousand dollars) be made available to the Hawkesbury Jazz Club to assist with the staging of the second Hawkesbury Jazz Festival.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 18

**85: General Purpose Financial Report and Special Purpose Financial Report for
2000/2001** (GF001/001 PT3, GF001/007 PT1/FNC/OGH28NBX.F03)

409 RESOLVED by the Committee exercising its delegation as Whole Council on the motion of
Councillor Rasmussen seconded by Councillor Sheather

That the Statement in the approved form on the General Purpose Financial Report and the
Special Purpose Financial Report for the period ended 30 June 2001, be endorsed in
accordance with Section 413 of the Local Government Act and the Local Government Code
of Accounting Practice and Financial Reporting.

86: Payment of External Organisations (GC210/014 PT3, GC155/001 PT3,
GM001/021 PT14/FNC/OGH28NBX.F09)

436 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That:

1. The information be received.
2. Hawkesbury Skills Incorporated (HSI) be advised that Council will grant an
extension for the completion of the directory project and, on completion of the
project, HSI provide Council with a final report and a refund of any unexpended
economic development funding.
3. Any unexpended funds from HSI be reallocated to Hawkesbury Harvest Inc., to carry
on the directory and facilitate its evolution.

87: Fruits of the Hawkesbury Festival (GC030/007/CSV/OGH28NCX.C13)

437 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That the information be received.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 19

88: Organisational Matters (GM001/003 Pt2/GMA/OGH28NAX.G11)

438 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That:

1. Provision be made for 1 (one) additional administrative staff person, in lieu of the significant increase in work emanating from the community through the Council, in seeking information.
2. Payment be made for maternity leave on the basis of 3 (three) weeks for each year of service to a maximum of 12 (twelve) weeks.

89: Leave of Absence (GA030/014 PT5/GMA/OGH28LAX.G15)

439 RESOLVED on the motion of Councillor Sheather seconded by Councillor Rasmussen

That leave of absence for Councillor Joan Woods for the General Purpose Committee meeting on 28 August 2001 be granted.

SECTION 4 - REPORTS FOR DETERMINATION

108: Documents for Execution Under Seal (GC283/157 PT 01, P731/3005 PT 08, GC283/152 PT 01/CSV/ORI11NBX.C08)

440 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Sheather

That the Seal of Council be affixed to the following documents:

1. Commercial Lease for Shop 11, Glossodia Shopping Centre to David and Melanie Hanson.
2. Hawkesbury District Hospital Site be converted to Torrens Title land and the lots consolidated.
3. Commercial Lease for Shop 6, Glossodia Shopping Centre to Annemarie and Matthew Betteridge.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 20

109: Construction of Kerb & Gutter in Terrace Road, North Richmond - Tender Number 0132001 (GT020/417 Pt1/ENG/ORI11NBX.E02)

441 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Sheather

That the tender submitted by Hawkesbury Excavations Pty Ltd in the amount of \$156,148.70 (one hundred and fifty six thousand one hundred and forty eight dollars and seventy cents) for the construction of kerb and gutter in Terrace Road, North Richmond be accepted and be executed under seal of Council.

110: Construction of Kerb & Gutter in Pecks Road, Kurrajong Heights - Tender Number 0112001 (GT020/416 Pt1/ENG/ORI11NBX.E03)

442 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Sheather

That the tender submitted by Hawkesbury Excavations Pty Ltd in the amount of \$128,222.60 (one hundred and twenty eight thousand two hundred and twenty two dollars and sixty cents) for the construction of kerb and gutter in Pecks Road, Kurrajong Heights be accepted and be executed under seal of Council.

111: Construction of Kerb & Gutter in Old Bells Line of Road, Kurrajong - Tender Number 0102001 (GT020/415 Pt1/ENG/ORI11NBX.E04)

443 RESOLVED on the motion of Councillor Finch seconded by Councillor Rasmussen

That the tender in the amount of \$240,622.80 (two hundred and forty thousand six hundred and twenty two dollars and eighty cents) submitted by M J & M D Skinner Earthmoving P/L for the construction of kerb and gutter and associated roadworks in Old Bells Line of Road be accepted and be executed under the seal of Council.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 21

SECTION 5 - REPORTS FOR INFORMATION

112: Reports Requested by Council - Status as at 11 September 2001 (GC280/005
PT03/CSV/ORI11NCX.C07)

444 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Sheather

That the information be received.

113: Book Week and the Role of Hawkesbury City Council Library
(GL020/017/CSV/ORI11NCX.C11)

445 RESOLVED on the motion of Councillor Finch seconded by Councillor Rasmussen

That the information be received.

114: Western Sydney Area Assistance Scheme - 2001/2002 Funding Round
(GG021/005/CSV/ORI11NCX.C09)

446 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Conolly

That the information be received.

115: Windsor Leagues Club - Appeal Against Prosecution for Unauthorised Rodeo
(M1388/00/EVD/ORI11NCX.V01)

447 RESOLVED on the motion of Councillor Paine seconded by Councillor Finch

That the information be received.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 22

SECTION 6 - REPORTS OF COMMITTEES

Hawkesbury Healthy City - 9 August 2001

- 448 RESOLVED on the motion of Councillor Finch and seconded by Councillor Rasmussen that the Minutes of the Hawkesbury Healthy City meeting held on 9 August 2001 as recorded on Pages 42 to 44 be received.

Hawkesbury Cultural Committee - 15 August 2001

- 449 RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Calvert that the Minutes of the Hawkesbury Cultural Committee meeting held on 15 August 2001 as recorded on Pages 45 to 47 be received.

Hawkesbury Equity and Access Planning Committee - 16 August 2001

- 450 RESOLVED on the motion of Councillor Paine and seconded by Councillor Rasmussen that the Minutes of the Hawkesbury Equity and Access Planning Committee meeting held on 16 August 2001 as recorded on Pages 48 to 52 be received.

Local Traffic Committee - 17 August 2001

- 451 RESOLVED on the motion of Councillor Davies and seconded by Councillor Rasmussen that the Minutes of the Local Traffic Committee meeting held on 17 August 2001 as recorded on Pages 53 to 59 be adopted.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 23

SUPPLEMENTARY REPORTS

- 116:** **[Application to Demolish Detached Dual Occupancy Dwelling and Construct Detached Dual Occupancy Dwelling House, 36 Bosworth Street, Richmond](#)**
(M174/01/EVD/ORI11LBX.V13)

This item was dealt with in conjunction with Item 83 Report of General Purpose Committee, Environment section.

QUESTIONS WITHOUT NOTICE

1. Councillor Gilling referred to the Report of the General Purpose Committee concerning Preparation of the Local Environmental Study for Pitt Town and enquired if Council received \$50,000.00 last year from Mr Johnson to conduct a study in regard to water.

The Director of Environment and Development confirmed that funds were received and advised they had since been refunded to Mr Johnson as Sydney Water funded the study.

2. Councillor Gilling referred to Section 94 funds, and legislation requiring Council to record details in a register, and requested a copy of the record of register from 1989 to 1995.

The General Manager advised this could not be provided as there was no register before 1993.

Councillor Gilling asked to be provided with a copy of the register from 1993.

The General Manager advised this would be done.

3. Councillor Calvert tabled two letters from Powell Park Tennis Club relative to the condition of playing surfaces and improvements to the clubhouse.

The General Manager advised that a response would be provided.

4. Councillor Calvert referred to a request he had received to enquire about the status of a house in Pitt Town Road, Pitt Town that had burnt down many years ago and to find out if it was being repaired.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 24

The Mayor advised that he believed the house was “Linwood” on Pitt Town Road which was a heritage listed building. He advised that a written reply would be forwarded.

5. Councillor Davies referred to correspondence in relation to 21 Little Church Street, Windsor, and enquired if a development application and/or a construction certificate was to come to Council.

The Director of Environment and Development advised he believed it was a development application to construct or extend a house and as it was a Class 1 building it would not normally come to Council. He further advised that if there were significant objections then it would be reported to Council.

6. Councillor Davies enquired about a truck parked in the front yard of a property at Bosworth and March Street, Richmond and asked to be provided with an update.

The Director of Environment and Development advised that a written response would be provided to Councillor Davies on the matter.

7. Councillor Davies enquired if the Grose Vale Yabby Farm matter was to be an item coming to the next General Purpose Committee.

The Director of Environment and Development advised that clarification has been sought from the Department of Land and Water Conservation on the details of consent or otherwise.

8. Councillor Davies referred to filling at the race course and enquired if a development application was received.

The General Manager advised that there was a development application and recently during discussions with the Environmental Protection Authority they indicated that they were were considering whether to take action.

Councillor Davies enquired if it was flood plain filling.

The Director of Environment and Development advised that the consent was brought to Council some time ago and it was an extension to the straight area in front of the grandstand to allow sprint races to run in a straight line. He advised that, in that respect, it was in the flood plain. He clarified that the action the General Manager spoke about, was in respect of alleged unpaid taxes for filling.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 25

The General Manager advised that Council approval was for clean fill however, it had been indicated that there was inert building material used as part of the fill and the EPA were considering whether they should take action.

Councillor Davies enquired which Council dealt with the matter.

The Director of Environment and Development advised that it was approximately two or two and a half years ago.

9. Councillor Rasmussen requested an update on Council's software upgrade.

The General Manager advised that the software update was proceeding very well with the finance, property and geographical information systems going live on 1 December 2001. He advised that a written report would be provided to all Councillors.

Councillor Rasmussen enquired if the system would include Councillor access to Business Papers.

The General Manager advised that this would occur early in 2002.

10. Councillor Rasmussen enquired if Council's network had been affected by the "Code Red" virus and if any damage had been sustained.

The General Manager advised that Council was not affected by the virus. He also advised that due to a strict firewall and the work of IT staff, Council was rarely subjected to viruses.

11. Councillor Rasmussen enquired as to the date donation applications close.

The General Manager advised that if not already closed, it was very close to being closed as the applications were going to the next General Purpose Committee meeting. He advised that he would investigate this matter.

12. Councillor Rasmussen advised that some residents near Hanna Park had photos that showed fill consisting of building materials such as concrete, and he enquired if there had been a development application or awareness that inert material had been dumped there.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 26

The General Manager advised that there was a medium depression that was filled, that was not filled with building material to his knowledge and that the residents may wish to make enquiries with the developer of the land. He also advised that he would be happy to see photographs.

13. Councillor Woods advised that she had received complaints about the odour from the mushroom compost and enquired if there was a contact number so that the complaints could be recorded after Council business hours.

The General Manager advised that it would be best for the complaints to be reported to the 24 hour a day EPA hotline.

The Director of Environment and Development advised the number was 131 555.

14. Councillor Allan referred to tabled correspondence received from the Richmond School of Arts relating to correspondence that had been forwarded to Council on 10 April 2001 and 25 June 2001 to which no response had been received. Councillor Allan requested a copy of the response.

The General Manager advised this would be done.

15. Councillor Paine referred to the issue of jet skis on the Hawkesbury River and enquired if the General Manager had received a response from the Waterways in relation to the situation.

The General Manager advised that correspondence had been received acknowledging our correspondence and he would make further enquiries.

16. Councillor Paine requested a report on the signing of the lease of the old hospital site.

The General Manager advised that there had been a number of meetings and correspondence between Council and Foundation Medical Services and there was a firm letter of offer from Foundation Medical Services and a firm letter of agreement from Council's resolution. He advised that the lease had not been signed at this stage and Council had negotiated the fitout. Council is aware that in the last two weeks there has been a drop in the share prices of Foundation Medical Services, probably part of which is a result of an impending Federal election where there are two different views within the Federal Government and the opposition about corporatisation of medicine. He advised that Council are proceeding with the calling of tenders for the restoration of the building and that he would be re-reporting to

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 27

Council with the result of the tenders and the position regarding the lease. He also advised that if there is no firm position at that stage, the Council would have to consider its position and that position had been advised to Foundation Medical Services.

Councillor Paine enquired as to the time frame.

The Director of Asset Services and Recreation advised that the tender would be advertised Tuesday 18 September 2001 for a period of three weeks.

Councillor Paine requested that any costs involved be reported back to Council and enquired if attempts would be made to recover those costs and suggestions made for another plan as to the future of the building.

The General Manager advised this would be done.

17. Councillor Paine commented that Hawkesbury Council had some outstanding staff and wished to thank the Acting Director of Asset Services and Recreation for his efforts, particularly the support and assistance, during the month in which the Director of Asset Services and Recreation was on leave.

The Mayor thanked Councillor Paine and noted this information.

18. Councillor Finch tabled a letter from Ken Bennett relative to Section 94 and requested a copy of the record of register that was being provided to Councillor Gilling.

The General Manager advised this would be done.

19. Councillor Finch referred to a telephone call from Kurrajong/North Richmond Rotary relative to a fund raising dinner they were organising at Mr Radonovics Winery on a Tuesday night. However, they had been informed by Mr Radonovic that he was only allowed to operate Thursday nights through to Sunday. Councillor Finch enquired if it was correct that the hours of operation were restricted to certain nights of the week.

The Director of Environment and Development advised that he would investigate what the hours of operation were and would advise Councillor Finch.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 28

20. Councillor Finch tabled correspondence from constituents.

The General Manager advised that responses would be provided.

21. Councillor Finch tabled a letter seeking leave of absence from the General Purpose Committee meeting on 25 September 2001.

The General Manager thanked Councillor Finch and noted this information.

22. Councillor Gilling referred to a notice prepared by the Director of Environment and Development relative to a meeting about Elf Farms and an alleged odour problem and enquired if Elf Farms were to be invited to attend the meeting with residents on 20 September 2001 in the Council Chambers.

The Director of Environment and Development advised that the meeting was to discuss the proposal by Elf Farm to modify the orders the Council wishes to issue and they had made a proposition to Council and we explained that proposition to the respondents.

Councillor Gilling enquired if Elf Farms were going to be present at that meeting.

The Director of Environment and Development advised that Elf Farms did not want to be present and wished Council to respond to the proposal and the meeting was to discuss, with the people objecting, the current operations.

23. Councillor Gilling requested an update on a Question Without Notice on 14 August 2001 relating to the illegal dumping off Powells Road in the National Park.

The Director of Environment and Development advised that the matter had been referred to the RID Squad.

24. Councillor Stubbs tabled correspondence received from The National Trust of Australia (New South Wales) relative to an item in the Report of the General Purpose Committee relating to the demolition of existing cottage and construction of dual occupancy dwelling house at 36 Bosworth Street, Richmond.

The General Manager thanked the Mayor for this information.

The meeting terminated at 11.30pm.

**ORDINARY
Meeting Minutes**

Meeting Date: 11 September 2001

Page 29

Submitted to and confirmed at the meeting of Council on 9 October 2001.

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Mayor

This is Page of the Minutes of the ORDINARY No 8 MEETING of the HAWKESBURY CITY COUNCIL held at the Council Chambers, Windsor, on 11 September 2001.

General Manager

Mayor