Hawkesbury City Council

ordinary meeting business paper minutes

date of meeting: 8 October 2002

location: Council Chambers

time: 7.00pm

Minutes of the Meeting of the Council of the City of Hawkesbury held at the Council Chambers, Windsor, on 8 October 2002, commencing at 7.06pm.

PRESENT: Councillor R P Stubbs, Mayor and Councillor L Allan, 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.

Reverend John Gaunt, St James Church Pitt Town, representing Hawkesbury Ministers Association, gave the opening prayer at the commencement of the meeting.

An apology for absence was received from Councillor Calvert

398 RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Paine that the apology be accepted.

Councillor Calvert arrived at the meeting at 7.55pm
Councillor Paine left the meeting at 9.30pm

SECTION 1 - CONFIRMATION OF MINUTES

399 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Finch that the Minutes of the Special Meeting held on 9 September 2002 which have been circulated amongst members of the Council, be confirmed.

400 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Finch that the Minutes of the Ordinary Meeting held on 10 September 2002 which have been circulated amongst members of the Council, be confirmed.

SECTION 2 - NOTICES OF MOTION

Councillor Lorna Allan

Code of Meeting Practice (GC070/005 Pt12)

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

That the policy in Council's Code of Meeting Practice be altered to allow the transmission of late items, councillors newsletters and general information to Councillors, from council offices, via email as well as facsimile.

Councillor Christine Paine

Community Transport for Hostel Residents (GC150/019 Pt1)

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

That:

A. Council put the following motion to the Australian Local Government Association Conference in Alice Springs:

That the Home and Community Care National Program Guidelines be amended such that community transport funding be provided to residents of hostels/aged care homes or the like.

B. Council reaffirm its support of WSROC's motion to the Australian Local Government Association, urging the Association to:

1. Reaffirm its views that planning for local areas is best carried out by the relevant local Council rather than the State Government.

2. Call on each State Government to resource local Councils to carry out planning for their local areas, especially when engaged in major planning on behalf of the State Government, such as significant urban expansion.

3. Strenuously object to any abbregation of Local Government planning powers to State Governments.

SECTION 3 - REPORT OF THE GENERAL PURPOSE COMMITTEE

Environment

86: Tourist Facility - Installation of 3 (three) prefabricated cabins and conversion of an existing shed to a manager's residence, Lot 1 DP630711, 1389 St Albans Road, Central MacDonald (DA0638/02/EVD/ENI24NAX.V03)

A **motion** was moved by Councillor Rasmussen seconded by Councillor Williams

That this application not be approved for the following reasons:

1. The proposed development is inconsistent with the objectives of Environmental Protection (Scenic) 7 (d) zone contained within Hawkesbury Local Environmental Plan 1989.

2. The proposed development will have an adverse impact on the environment.

3. The site is unsuitable for the proposed development.

4. The proposed development is inconsistent with the established character of the locality.

5. The proposed development will have an unacceptable impact on the visual quality of the area.

6. The proposed development will have an unacceptable impact on the locality in terms of scale, bulk, mass, form and location.

7. In the circumstances, approval of the development would not be in the public interest.

The motion was lost.

A **foreshadowed motion** was moved by Councillor Sheather seconded by Councillor Conolly

A. That the application be approved subject to the following conditions:

General

1. To confirm and clarify the terms of this approval, the development shall take place in accordance with the plans submitted with the application, as amended in red and as modified by these further conditions.

2. To ensure the external appearance of the development is not intrusive or offensive, and does not degrade the visual quality of the surrounding area, the development shall be completed in accordance with the approved colours and finishes and shall not be altered.

3. Compliance with the provisions of the Environmental Planning and Assessment (Amendment) Act 1979, and the Building Code of Australia.

4. Prior to construction of the approved development it is necessary to obtain a Construction Certificate.

5. No excavation or site works shall be commenced prior to the issue of the Construction Certificate.

6. All buildings shall comply with the requirements of Planning for Bush Fire Protection prepared by Planning NSW 2001 and AS 3959 - 1999 Construction of Buildings in Bush Fire Prone Areas.

7. The applicant shall make themselves aware of the Discrimination Against People with Disabilities Act (DDA) in order to assess their responsibilities and liabilities with regards to the provision of access for all people.

8. The proposed water tanks are to be constructed of concrete not PVC.

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 any earth works or building works.

9. Submission and approval of a detailed landscape management plan. The plan is to be consistent with the concept landscaping shown on the approval plans, the recommendations of the flora and fauna assessment prepared by Ozwide Fauna Consultancy dated October 2001, the provisions of Planning for Bushfire Protection, NSW Planning, December 2001.

10. Submission of an "Application to Install a Sewerage Management Facility" accompanied by full manufacturers and installers plans and specification. The proposed facility is to be consistent with the findings of the wastewater management study prepared by Asset Geotechnical Engineering Pty Ltd dated 12 July 2002. Note the land application area is to be serviced by subsurface drip irrigation.

11. The submission of a satisfactory soil and water management plan (SWMP) prepared in accordance with the State Government guidelines titled "Managing Urban Stormwater: Soils and Construction (1988)".

12. Detailed engineering plans and specifications relating to the work shall be submitted.

13. Details demonstrating that the proposed buildings will comply with the Building Code of Australia and AS3959-1999 are to be submitted to Council.

14. Amended parking details demonstrating compliance with Car Parking Chapter of the Hawkesbury DCP are to be submitted to Council.

15. Details demonstrating that the proposed manager’s residence will comply with the Council's "Code for the Construction and Fitting Out of Food Premises" are to be submitted to Council.

16. The submission of a bushfire safety authority issued under Section 100B of the Rural Fires Act 1997.

Prior to Commencement of Works

17. Toilet facilities are to be provided, at or in the vicinity of the work site on which work involved in the erection or demolition of a building is being carried out, at the rate of 1 toilet for every 20 persons or part of 20 persons employed at the site.

    Each toilet provided:
    (a) must be a standard flushing toilet; and

(b) must be connected:
  (i) to a public sewer, or
  (ii) if connection to a public sewer is not practicable, to an accredited sewage management facility approved by the Council, or
  (iii) if connection to a public sewer or an accredited sewage management facility is not practicable, to some other sewage management facility approved by the Council.

The provision of toilet facilities in accordance with this condition must be completed before any other work is commenced.

18. A sign must be erected in a prominent position on any work site on which the erection or demolition of a building is being carried out:
  (a) stating that unauthorised entry to the work site is prohibited; and
  (b) showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours.

19. Erosion and sediment control devices are to be installed and maintained to ensure that there is no increase in downstream levels of litter, vegetation debris or other water borne pollutants in accordance with Council's Development Control Plan 1/94 - Soil Erosion and Sedimentation. The enclosed warning sign shall be affixed to the sediment fence/erosion control device at all times.

20. 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.

21. The applicant shall advise Council of the name, address and contract number of the principle certifier, in accordance with Section 81A 2(b) of the Environmental Planning and Assessment Act, 1997.

22. The name and licence number of the licensed contractor/builder who has been contracted to do or intends to do the work must be submitted to Council in writing by the owner prior to the commencement of any work relevant to this approval.

During Construction

23. All building work must be carried out in accordance with provisions of the Building Code of Australia.

24. Inspections shall be carried out and compliance certificates issued by Council or an appropriately accredited person for the following components of construction:
    (a) erosion controls, site works and site set out;
    (b) piers;
    (c) foundations;
    (d) external drainage lines, prior to backfilling;
    (e) on completion of the structure; and
    (f) landscaping.

25. All roofwater shall be drained to the water storage vessel/s.

26. Dust control measures, eg vegetative cover, mulches, irrigation, barriers and stone shall be applied to reduce surface and airborne movement of sediment blown from exposed areas.

27. Stockpiles of topsoil, sand, aggregate, spoil or other material capable of being moved by running water to be stored clear of any drainage line, easement, natural watercourse, footpath, kerb or road surface.

28. All demolition, 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.

29. No burning of demolition or construction material being carried out on the site.

30. The site shall be kept clean and tidy during the construction period and all rubbish shall be removed from the site upon completion of the project to the satisfaction of this office.

31. A sign is to be erected adjacent to the access point to the site for the duration of the site works stating the following:
    (a) owner of site and address;
    (b) person/company carrying out site works and phone number;
    (c) consent number and date of approval; and
    (d) approval duration of site works.

32. Any building or part thereof to be used for the purpose of storage, preparation or sale of food for human consumption shall be constructed in accordance with the requirements of the Food Act 1989 and Regulations there under and Council's Food Premises Code.

Prior to Issue of Occupation Certificate

33. An occupation certificate is to be obtained on completion of all works and prior to commencement of the approved use. The occupation certificate will not be issued if any conditions of this consent are outstanding.

34. The cabins are to be connected to a fully installed and approved waste water treatment system.

35. The following documentary evidence is to be obtained prior to the issue of any Occupation Certificate, whether by Council or an accredited certifier:
    (a) A written clearance from Integral Energy, stating that electrical services have been made available to the development or that arrangements have been entered into for the provision of services to the development.

    Separate documentary evidence from Integral Energy shall be provided stating that the requirements of that Authority have been met with regard to the nearby high voltage transmission line.

36. The creation of easements to drain water over the site of drainage discharge from roads 4m wide and 10m long free of cost to Council.

Use of the Site

37. The cabins are to be used for short term tourist accommodation only.

38. No more than 6 persons are to be accommodated in each cabin at any one time. The combined number of persons residing in the manager's residence and accommodated in the cabins are not to exceed a combined total of 20 persons at any one time.

39. Guests of cabins are not to bring domestic pets onto the site.

40. Any lighting on the site is to be directed in such a manner so that no nuisance is caused to adjoining properties or to drivers on surrounding streets.

41. The subject development, including landscaping, is to be maintained in a clean and tidy manner.

42. All landscaping shall be permanently maintained in a good condition and in accordance with the intent of the landscaping plan.

43. No advertising structures to be erected, displayed or affixed on any building or land without prior approval. Any unauthorised advertising structure will be removed at the expense of the advertiser.

44. No signs shall be displayed on the footpaths, pedestrian ways, roadways or in the vicinity.

45. All waste materials to be stored and disposed of at regular intervals.

46. All Asset Protection Zones are to be maintained in accordance with the provisions of NSW Planning's "Planning for Bushfire Protection".

The foreshadowed motion was lost.

403 RESOLVED on the FORESHADOWED motion of Councillor Williams seconded by Councillor Conolly

That this matter be deferred pending discussions with the applicant to put in a new Development Applicant for the whole site.

87: Turf farm and enlargement of an existing dam, Lot 1 DP 577802, 48 Hilltop Road, Tennyson (MA864/01/EVD/ENI24NAX.V05)

404 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Allan

That the application for a turf farm and reconstruction of an existing dam be approved subject to the following conditions:

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 90659:D:2 dated 6 February 2002) submitted with Development Application No. MA864/01 and any supportive documentation, except as otherwise provided by the conditions of this consent.

   Note: Modifications to the approved plans will require the lodgement and consideration by this organisation of a separate application pursuant to Section 96 of the Environmental Planning and Assessment Act, 1979.

2. Compliance with the provisions of the Environmental Planning and Assessment (Amendment) Act 1979.

3. Prior to construction of the approved development it is necessary to obtain a Construction Certificate.

Prior to Issue of Construction Certificate

4. Submission to Council of the final design of the proposed dam and diversion dam for approval.

5. Submission to Council of a landscaping plan in accordance with that identified in the Farm Management Plan.

Prior to Commencement of Works

6. 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.

7. 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.

8. Erosion and sediment control devices are to be installed and maintained to ensure that there is no increase in downstream levels of litter, vegetation debris or other water borne pollutants in accordance with Council's Development Control Plan /94 - Soil Erosion and Sedimentation.

9. The name and licence number of the licensed contractor/builder who has been contracted to do or intends to do the work must be submitted to Council in writing by the owner prior to the commencement of any work relevant to this approval.

During Construction

10. The dam shall be constructed such that the grades of the batters are consistent with Council's Dam DCP, being 3 horizontal to 1 vertical on the downstream side. The upstream side shall be no steeper than 2.5 horizontal to 1 vertical. All batters shall be revegetated using seeding or turf. No trees are to be placed on the structure.

11. The width of the dam crest is to be a minimum of 3m (three) for the first 3m (three) of a dam wall and is to increase in width by 0.5m for every metre above 3m (three).

12. A minimum of 1.0m is to be established for a freeboard and this is to increase by 10% (ten) for every metre over a 3m (three) high wall.

13. The material used to construct the embankment is to be sufficiently impervious to keep seepage low and to be stable. A soil with 25% (twenty five) clay content is ideal in this respect to form an impervious barrier.

14. The width of the spillway outlet is to be not less than the inlet width. The spillway is not to direct flows onto the downstream toe. The spillway area is to be grassed, stable and able to accept runoff flow. It will be necessary to turf the spillway area. The spillway cut batter should have a maximum steepness of 2.5 horizontal to 1 vertical.

15. A cut-off trench is to be provided and is to be constructed along the entire length of the embankment. The trench should be excavated at least 1 metre into impervious soil and backfilled with impervious material.

16. The dam is to be constructed with a waterproof clay lining and the depth is to be kept above the water table in order to minimise the threat of groundwater contamination.

17. Topsoil is to be stripped and stockpiled from the excavation and wall areas before the dam wall is constructed, with the stockpile located clear of any natural watercourse. Sediment control fencing is to be then placed around the stock pile.

18. The following soil types are not to be used in the construction of the dam:
    (a) sand;
    (b) gravels;
    (c) organic soils; and
    (d) peat.

19. The embankment is to be completed with 100mm (one hundred) of top soil. It is to be planted with a good holding grass such as kikuyu or couch. Trees or shrubs are not to be planted on the embankment as roots may provide seepage paths for water.

20. The dam wall is to be adequately compacted by track rolling or similar in layers no greater than 150mm.

21. Dust control measures, eg vegetative cover, mulches, irrigation, barriers and stone shall be applied to reduce surface and airborne movement of sediment blown from exposed areas.

22. Stockpiles of topsoil, sand, aggregate, spoil or other material capable of being moved by running water to be stored clear of any drainage line, easement, natural watercourse, footpath, kerb or road surface.

23. Measures shall be implemented to prevent vehicles tracking sediment, debris, soil and other pollutants onto any road.

24. All works required for the construction of the dams being restricted to between the hours of 7am to 6pm Monday to Friday and 8am to 4pm Saturdays.

25. No burning of demolition or construction material being carried out on the site.

26. A sign is to be erected adjacent to the access point to the site for the duration of the site works stating the following:
    (a) owner of site and address;
    (b) person/company carrying out site works and phone number;
    (c) consent number and date of approval; and
    (d) approval duration of site works.

The Use of the Site

27. The farm to is be operated in such a manner as to not interfere with the amenity of the neighbourhood, in respect of noise, vibration, smell, dust, waste or waste products, or otherwise.

28. The farm is to be operated in accordance with the Farm Management Plan submitted with the application.

29. Submission to Council of annual water and soil testing results.

30. All sound producing plant, equipment, machinery, fittings, and the like shall be sound insulated and/or isolated, and maintained so as to control noise emissions from the premises to within the limits prescribed by the EPA Noise Control guidelines.

31. A works as executed plan for the dams is to be submitted to Council which 30 days of the completing of works.

32. All landscaping shall be permanently maintained in a good condition and in accordance with the intent of the landscaping plan.

33. Stockpiles of manures are to be located between the existing sheds and stand of gums as shown on Plan No. 90659:D:2.

34. The storage, application and use of pesticides is to be undertaken in compliance with the Pesticides Act 1999 and associated Regulations.

35. All fuel stored on site is to be kept with an appropriately sized and constructed bunded area to the satisfaction of Council

36. An emergency chemical spill kit is to be available at all times. The kit is to include suitable quantities of absorbent materials.

88: Result of the Community Consultation Survey - Bulk Waste Kerbside Collection
(GW010/004/EVD/ENI24NBX.V02)

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

That this matter be reported to the next Ordinary Meeting following discussions at the next Tuesday evening Councillor workshop.

89: Update of Proceedings - Unauthorised Advertising Sign, 39 Bosworth Street, Richmond (P255/166/EVD/ENI24NCX.V01)

406 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That the information be received.

90: Lot 2 DP876389, 6 Bowen Mountain Road, Grose Vale - "La Tosca" (DA0782/02, P212/312/EVD/ENI24NCX.V07)

407 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That the information be received.

91: Richmond Mainstreet Program and Development Control Plan (DCP1/99, GT070/024/EVD/ENI24NCX.V06)

408 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That the information be received.

92: Local Government Advisory Group - Nepean-Hawkesbury (GR060/075 Pt 5/GMA/ENI24LAX.G08)

409 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That Council determine its elected representative on the Local Government Advisory Group to the Minister for Land and Water Conservation.

410 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That Councillor Rasmussen be nominated as Council's representative on the Local Government Advisory Group. Councillor Rasmussen accepted the nomination and was elected as Council's representative.

93: Proposed rezoning - 108 Grose Vale Road, Grose Vale
(P206/13;LEP003/00/EVD/ENI24LBX.V09)

A **motion** was moved by Councillor Conolly seconded by Councillor Sheather

That Council reaffirms its, in principle, support for the development of the subject land, in the medium to long term, consistent with previous Council resolutions.

411 RESOLVED on the AMENDMENT of Councillor Allan seconded by Councillor Rasmussen

Council defer a decision on this matter until the Regional Strategic Planning document is released.

The amendment was carried

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

94: Proposed modifications to development consent and development application for shed - 481 Creek Ridge Road, Glossodia -
(MA1375/99/MA1471/01EVD/ENI24LCX.V11)

412 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That the information be received.

Infrastructure

41: Capital Assistance Program (GG021/172/ENG/INI24NBX.E10)

413 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That:

1. The applications, as listed in priority order, be endorsed.

2. A letter be forwarded to the Department of Sport and Recreation supporting the Sydney Showjumping Club Inc's application for funding for a regional facility.

42: Cabbage Tree Road, Grose Vale - Renaming of Loop Section (GR120/003 Pt4/ENG/INI24NBX.E09)

414 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That public comment be sought regarding renaming of the loop section of Cabbage Tree Road, Grose Vale as "Ezzy Crescent".

43: Bowen Creek Road (1322/R Pt5/ENG/INI24NBX.E04)

415 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That a meeting be convened with the National Parks & Wildlife Service, Rural Fire Service and Blue Mountains City Council to formulate a strategy for Bowen Creek Road which will meet the requirements of the stakeholders.

44: Hawkesbury Estuary Management Program (GR060/034/ENG/INI24NBX.E11)

416 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That Council support the Estuary Management Program and provide in kind contributions in the form of attending steering committee meetings and provision of existing data.

45: Peel Park - Official Naming (PK/251 Pt2, GR120/003/ENG/INI24NBX.E06)

417 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That a sign/s be erected identifying the park as "Peel Park" and the oval as "John Wellington Oval".

46: Un-named Public Road, Berambing - Naming Proposal (GR120/003 Pt4/ENG/INI24NBX.E08)

418 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That public comment be sought regarding naming of the public road extending in a generally north-easterly direction from Berambing Crest, Berambing for a distance of approximately 940 metres, as Bulgamatta Road.

47: Ferry Interruption Report - August 2002 (GT240/017/ENG/INI24NCX.E03)

419 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That the information be received.

48: RTA funding for "Lead by Example - Evaluation" project (GG025/003 Pt1/ENG/INI24NCX.E05)

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

That the information be received.

Organisation and Resources

76: Monthly Financial Report - August 2002 (GF011/005//OGI24NAX.C11)

421 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That the information be received.

77: Topoclimate Presentation (GM001/021Pt15, GP070/028Pt2/CSV/OGI24NBX.C04)

Councillor Williams declared an interest as he is a committee member of Friends of Wollemi and the original motion contained a monetary contribution to Friends of Wollemi. The motion was amended to exclude the contrtibution being paid directly to Friends of Wollemi and Councillor Williams was asked to return to the meeting.

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

That:

1. Council support the concept of Topoclimate within the Hawkesbury and surrounding regions.

2. This matter be further reported to the next General Purpose Committee Meeting relative to the allocation of $30,000.00 (thirty thousand dollars) for the proposed Topoclimate pilot scheme.

78: Presentation By The Film Makers' of NED (GC283/107 Pt9/CSV/OGI24NCX.C12)

423 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That the information be received.

79: Exemption from Rating - Fitzgerald Memorial Hostel Inc, 47 Richmond Road, Windsor (P1829/0075/CSV/OGI24NBX.C02)

424 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That this matter be deferred.

80: Rate Payment Options (GR010/004/CSV/OGI24NBX.C08)

425 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That:

1. The POSTbillpay telephone and internet bill payment solutions for the payment of rates and charges be introduced.

2. American Express credit cards be introduced on a trial basis as an accepted credit card for over-the-counter and telephone payments.

3. Council's website be updated with information on the available rate payment facilities with a link provided to the Australia Post POSTbillpay website.

81: Rural Fire Service Estimates 2003-2004 (GF004/001 Pt2/CSV/OGI24NBX.C01)

397 RESOLVED by the Committee exercising its delegation as Committee of the whole on the motion of Councillor Finch seconded by Councillor Rasmussen

That the Rural Fire Service estimates for 2003/2004 be adopted and forwarded to the Rural Fire Services.

82: **Hawkesbury Leisure Centres Incorporated** (GM001/023 Pt12/CSV/OGI24NBX.C10)

Councillor Finch declared an interest as she owns and operates a swimming centre

426 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That:

1. The current financial position of Hawkesbury Leisure Centres Incorporated be noted.

2. Negotiations commence with Leisure Co. to seek their advice or financial measures to reduce debt.

3. The contract between Leisure Co. and Council be amended to update arrangements that have occurred since the original contract was put in place.

4. The underwriting clause offered by Leisure Co., and agreed to in contract, remain with Leisure Co. being reminded of their financial exposure.

83: **Hawkesbury Radio Funding** (610/45 Pt6/CSV/OGI24NBX.C05)

Councillor Rasmussen declared an interest as he is Chairperson of Hawkesbury Radio Association

427 RESOLVED on the motion of Councillor Sheather seconded by Councillor Conolly

That:

1. Council provide 2VTR-FM with an amount based on $1,600.00 plus CPI adjustments since 1999, as per the resolution of 11 May 1999.

2. Council consider an increased allocation to 2VTR FM in budget discussions at the 2002/2003 budget planning weekend.

84: Community Donations Program Round 1 2002/2003
(GF008/001/CSV/OGI24NBX.C06)

Councillor Rasmussen declared an interest as he is Chairperson of Hawkesbury Radio Association

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

That:

1. Richmond Pre-School Kindergarten receive $345.00 (three hundred and forty five dollars) for the purchase of the PALS Program, with the condition that the program be available for use by other similar groups.

2. The Reclaim the Night events receive $490.00 (four hundred and ninety dollars) from the donations budget with an additional $490.00 (four hundred and ninety dollars) to be provided by Community Services.

3. Hawkesbury Schools Music Festival receive $4010.00 (four thousand and ten dollars) for the hire of the Windsor Function Centre for that event.

4. Hawkesbury Community Kitchen receive $300.00 (three hundred dollars) towards the purchase of equipment and be referred to other sources of funding as outlined.

5. Colo Wilderness Mobile Resource Unit Management Committee receive $500.00 (five hundred dollars) towards the signage and advertising of the new Before and After School Care Centre at Kurrajong.

6. Wiseman’s Ferry & Districts – Community Health & Resource Centre Inc. receive $1000.00 (one thousand dollars) towards the costs associated with the extension of the building.

7. Hawkesbury Writer’s Group receive $500.00 (five hundred dollars) towards the cost of printing their anthology of the members collected stories.

8. The information concerning Nova Employment’s notice of unused funds be received.

85: Community Cultural Grants Program - September Round (G021/218/CSV/OGI24NBX.C13)

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

That:

1. A total of $9,100 (nine thousand, one hundred dollars) as detailed in the report be allocated as grants under the Community Cultural Grants Program- September Round.

2. Those applicants seeking support for publications be referred to the Support For Writers of Local History policy, which will be extended to include the printing of an anthology of women's writing under the auspices of The Women's Cottage.

3. Colo River Valley Historical Society to be encouraged to forward archival photographs to the Local Studies Librarian for scanning and inclusion in the data base set up for the purpose.

4. Kurrajong-Comleroy Historical Society be allocated $1,000.00 (one thousand dollars).

5. Funding to be provided from the Community Cultural Grants Program.

86: Valuation of Council' s Premises Located at 15 George Street, Windsor (next to Governor Phillip Park), being Lot 1 DP998507 (P1620/90 Pt2/CSV/OGI24NBX.C14)

430 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That the building located at 15 George Street, Windsor (on the river side of George Street at the entrance of Governor Phillip Park) being Lot 1, DP998507 be demolished and the grounds cleared of debris and be maintained as part of the Governor Phillip Park precinct.

87: Disposal of Council Property - Land off Greenway Crescent, Windsor (GA030/014 Pt6/CSV/OGI24NBX.C09)

A **motion** was moved by Councillor Sheather seconded by Councillor Gilling

That:

1. The land off Greenway Crescent, Windsor be offered for public auction in line with Council's current policy.

2. A reserve be set on the property at the current valuation determined by K D Wood Valuations.

3. Three local real estate agents be contacted to submit a proposal to market Council's property for the purpose of public auctioning.

4. Any necessary documentation be executed under the common seal of Council.

5. An 88b instrument shall be prepared incorporating the building envelope and Heritage Office guidelines.

431 RESOLVED on the AMENDMENT of Councillor Conolly seconded by Councillor Woods

That this matter be deferred until the next General Purpose Committee meeting.

The amendment was carried

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

88: Australian Urban Regional Information Systems (AURISA) Conference - Delegate Expenses (GP027/001 Pt11/ENG/OGI24NBX.E15)

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

That Council support the attendance of the Director of Environment and Development and the GIS Co-ordinator at the AURISA National Conference in Adelaide from 25 to 30 November 2002 at an estimated cost of $1,400.00 (one thousand four hundred dollars) per delegate.

89: Graffiti Traineeship Grants Scheme (GP040/002/CSV/OGI24NCX.C03)

433 RESOLVED on the motion of Councillor Allan seconded by Councillor Gilling

That the information be received.

90: Clarendon Skate Park - Opening (PK/214/CSV/OGI24NCX.C07)

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

That the information be received.

SECTION 4 - REPORTS FOR DETERMINATION

96: WSROC Annual General Meeting (GM001/007 Pt 17/GMA/ORJ08NAX.G03)

435 RESOLVED on the motion of Councillor Williams seconded by Councillor Davies

That Council leave its votes for the WSROC Annual General Meeting with its two (2) Directors, Councillor Allan and Councillor Calvert and, as Councillor Allan is unable to attend, proxy be given to Councillor Calvert.

97: Public Libraries Funding (GL020/042 Pt 7/GMA/ORJ08NBX.G06)

436 RESOLVED on the motion of Councillor Allan seconded by Councillor Finch

That Council write to the Premier and local members requesting that the State Government address the low levels of funding for public libraries.

98: The Formulation of a Submission to the Department of Defence on the Draft Report on the Richmond RAAF Base Economic Impact Study (GM001/021/CSV/ORJ08NBX.C22)

437 RESOLVED on the motion of Councillor Conolly seconded by Councillor Woods

That:

1. The information be received.

2. Council endorse the recommendations from HEDAC and Councillor Rasmussen to enable a submission to be made to the Department of Defence on the Richmond RAAF Base Economic Impact Study.

3. Council's submission specifically support the long term operation of the Air Lift Group based at Richmond.

99: Hawkesbury Heritage Farm (GC238/107 Pt10/CSV/ORJ08NBX.C19)

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

That:

1. The information be received.

2. Negotiations occur between a representative of the village coalition and Council's Director of Asset Services and Recreation to determine where volunteer labour will be of assistance at Hawkesbury Heritage Farm.

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

That the premises now known as Hawkesbury Heritage Farm be renamed to Australiana Pioneer Village.

100: Westpool Bulk Purchase - Comprehensive Motor Vehicle Insurance (GI030/081/CSV/ORJ08NBX.C10)

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

That the Westpool proposal be accepted at the premium of $81,135.55 (eighty-one thousand, one hundred and thirty-five dollars and fifty-five cents) for the premium year 2002/2003.

101: Documents for Execution Under Seal (GC283/150 Pt1, GC283/134 Pt3, GC283/002 Pt3, GC283/006 Pt3/CSV/ORJ08NBX.C07)

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

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

1. Retail lease to Mr Darryl Brown for 325 George Street, Windsor.

2. Approval to use footway for restaurant purposes to Mr and Mrs Caris of "The Bridge Cafe" for the adjoining alfresco dining area of 17 square metres.

3. Retail lease to Mr Andreas Froemel and Mrs Cathy Froemel for Shop 2, Glossodia Shopping Centre.

4. Retail lease to Mr and Mrs Grosman for Shop 2, Hobartville Shopping Centre.

102: Playground Equipment (GP 010/015/ENG/ORJ08NBX.E14)

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

That:

1. The Rickaby Street unit not be replaced due to the high vandalism in the area. The swings to be retained with new softfall being installed.

2. The Enfield Avenue Reserve equipment be removed and replaced when funding becomes available. The one remaining deck be used to repair the Andrew Town Park Reserve equipment.

103: 2002 Road Safety Research, Policing and Education Conference - Adelaide 3-5 November 2002 (GP027/001 Pt11/ENG/ORJ08NBX.E20)

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

That the attendance of the Road Safety Program Co-ordinator at the 2002 Road Safety Research, Policing and Education Conference in Adelaide from 3-5 November 2002 at an estimated cost of $1500.00 (one thousand five hundred dollars) be supported.

104: Tender for the further sealing of St Albans Road (GT020/432 Pt1/ENG/ORJ08NBX.E21)

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

That:

1. The schedule of rates tender submitted by Kingston Industries for the further sealing of St Albans Road be accepted to the full extent of the available budget in the amount of $268,915 (two hundred and sixty eight thousand nine hundred and fifteen dollars).

2. The seal of Council be affixed to any contract documentation.

105: Salinity Code of Practice (GW020/013 Pt 1/EVD/ORJ08NBX.V12)

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

That:

1. The Draft Salinity Code of Practice be reviewed and comments provided to WSROC through the WSROC Salinity Working Party.

2. Salinity Hazard Maps be incorporated into Council's mapping system.

SECTION 5 - REPORTS FOR INFORMATION

106: Bushfire Recovery Fund Marketing Program (GT050/005 Pt 12/GMA/ORJ08NCX.G04)

446 RESOLVED on the motion of Councillor Allan seconded by Councillor Finch

That:

1. The information be received.

2. A letter be sent to the Federal Member, Mr Kerry Bartlett, acknowledging his hard work in lobbying for these funds.

A **foreshadowed motion** was moved by Councillor Calvert seconded by Councillor Williams

That a letter be forwarded to the Federal Member, Mr Kerry Bartlett, requesting that he take up the cause of some of the local bushfire fighters who were not paid their full wages whilst fighting the December 2001 fires.

The foreshadowed motion was lost.

107: Pecuniary Interest Ordinary Returns & Register (GP020/004 Pt 3/GMA/ORJ08NCX.G08)

447 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Woods

That the information be received.

108: Blue Mountains Feasibility Study (0243/R Pt14/GMA/ORJ08NCX.G02)

448 RESOLVED on the motion of Councillor Woods seconded by Councillor Sheather

That the information be received.

109: Local Government Planning Powers (GC070/013 Pt 5/GMA/ORJ08NCX.G05)

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

That Council reaffirm:

1. Reaffirm its views that planning for local areas is best carried out by the relevant local Council rather than the State Government.

2. Call on each State Government to resource local Councils to carry out planning for their local areas, especially when engaged in major planning on behalf of the State Government, such as significant urban expansion.

3. Strenuously object to any abbregation of Local Government planning powers to State Governments.

4. Circulate this resolution to member Councils requesting them to lodge and support similar motions to the New South Wales Local Government Association Annual Conference.

110: Reports Requested by Council - Status as at 8 October 2002 (GC280/005 Pt4/GMA/ORJ08NCX.G01)

450 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Woods

That the information be received.

111: Planning Workshop - Outcomes and Actions Plan (GA030/014 Pt 6/CSV/ORJ08NCX.C17)

451 RESOLVED on the motion of Councillor Allan seconded by Councillor Rasmussen

That the update of the outcomes and actions of the Planning Workshop be received.

112: Ferry Interruption Report - September 2002 (GT240/017/ENG/ORJ08NCX.E16)

452 RESOLVED on the motion of Councillor Rasmussen seconded by Councillor Gilling

That the information be received.

113: McMahon Park (PK/007 Pt5/ENG/ORJ08NCX.E15)

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

That the information be received.

114: Container Deposit Legislation (GW010/011 Pt 13/EVD/ORJ08NCX.V13)

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

That the information be received.

115: Lot 25 DP 742749 17 North Street, Windsor - Court Appeal (MA0266/01Pt1/EVD/ORJ08NCX.V09)

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

That the information be received.

SECTION 6 - REPORTS OF COMMITTEES

East Kurrajong Sandstone Quarry Committee Meeting - 11 September 2002

456 RESOLVED on the motion of Councillor Williams and seconded by Councillor Rasmussen that the Minutes of the East Kurrajong Sandstone Quarry Committee Meeting meeting held on 11 September 2002 as recorded on Pages 80 to 81 be received.

Heritage Advisory Committee - 12 September 2002

457 RESOLVED on the motion of Councillor Finch and seconded by Councillor Rasmussen that the Minutes of the Heritage Advisory Committee meeting held on 12 September 2002 as recorded on Pages 82 to 86 be received.

Hawkesbury Economic Development Advisory Committee - 19 September 2002

458 RESOLVED on the motion of Councillor Allan and seconded by Councillor Rasmussen that the Minutes of the Hawkesbury Economic Development Advisory Committee meeting held on 19 September 2002 as recorded on Pages 87 to 90 be received.

Local Traffic Committee - 20 September 2002

Councillor Conolly declared an interest in relation to Item 3.2 Tasman Place, South Windsor - parking restrictions, as he is employed by the Catholic Education Department

459 RESOLVED on the motion of Councillor Davies and seconded by Councillor Rasmussen that the Minutes of the Local Traffic Committee meeting held on 20 September 2002 as recorded on Pages 91 to 113 be adopted.

Wine, Food & Music Affair Committee - 25 September 2002

460 RESOLVED on the motion of Councillor Allan and seconded by Councillor Rasmussen that the Minutes of the Wine, Food & Music Affair Committee meeting held on 25 September 2002 as recorded on Pages 114 to 117 be received.

SUPPLEMENTARY REPORTS

116: Windsor Traffic Study (GT230/011/EVD/ORJ08LBX.V23)

461 RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Gilling

That:

1. The quotation of $33,957.00 (thirty three thousand nine hundred and fifty seven dollars) from Christopher Stapleton Consulting be accepted.

2. The additional options of WITNESS modelling taken up after review of the Study by the Director of Assets Services and Recreation.

117: Windsor Economic Development Strategy (GT150/018/EVD/ORJ08LBX.V24)

462 RESOLVED on the motion of Councillor Allan and seconded by Councillor Rasmussen

That the quotation of $28,270.00 (twenty eight thousand two hundred and seventy dollars) from Ibecon be accepted and they be appointed to carry out the Project Brief for the Windsor Economic Development Strategy.

QUESTIONS WITHOUT NOTICE

1. Councillor Rasmussen referred to a fire which had started at his residence recently and commended the efforts of the Yarramundi Fire Brigade for providing an instantaneous reponse.

2. Councillor Williams advised that he had received a complaint from a neighbour of the Fitzgerald residence at 792 Grose Vale Road, Grose Vale in relation to a dam being enlarged and enquired if consent had been granted, why the neighbours had not been notified and requested details of the enlargement.

   The General Manager advised the matter would be investigated.

3. Councillor Williams referred to a conference in Alice Springs which he and Councillor Paine were to attend and enquired if there was a problem with the flights being unavailable.

   The General Manager advised that, to his knowledge, the flights were wait listed.

4. Councillor Williams enquired if Councillors would agree to alter the date of the next briefing session from Tuesday 5 November 2002 to Monday 4 November 2002 as 5 November 2002 was the Melbourne Cup.

5. Councillor Woods advised that the street lights across McGraths Hill flats had not been working that evening and requested that the matter be investigated.

   The General Manager advised the matter would be investigated.

6. Councillor Sheather referred to correspondence in relation to the stormwater levy, which he wished to table, and advised that he would provide a copy to staff in the near future.

7. Councillor Sheather advised he had been advised that the lights in Governor Philip Park were on during the day and off during the night and asked that the matter be investigated.

   The General Manager advised this would be done.

8. Councillor Sheather referred to the Bridge to Bridge race to be held in November and enquired if the application had been received.

   The Director of Asset Services and Recreation advised that the application had been received and, as further information was awaited from the Water Ski Association, the matter would be reported to the next General Purpose Committee.

The meeting terminated at 11.35pm.

Submitted to and confirmed at the meeting of Council on 12 November 2002.

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Mayor