



Hawkesbury City Council

ordinary meeting business paper

date of meeting: 13 July 2004

location: council chambers

time: 7.00 p.m.

ORDINARY MEETING
MINUTES: 13 July 2004

MINUTES

- **PRAYER**
- **APOLOGIES**
- **SECTION 1 - Confirmation of Minutes**
- **SECTION 2 - Notices of Motion**
- **SECTION 3 - Report of the General Purpose Committee**
 - Environment*
 - Infrastructure*
 - Organisation and Resources*
- **SECTION 4 - Reports for Determination**
- **SECTION 5 - Reports for Information**
- **SECTION 6 - Reports of Committees**
- **QUESTIONS WITHOUT NOTICE**
- **QUESTIONS FROM THE GALLERY**

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Minutes of the Ordinary Meeting held at the Council Chambers, Windsor, on Tuesday, 13 July 2004, commencing at 7:07pm.

ATTENDANCE

PRESENT: Councillor R Stubbs, Mayor and Councillors B Bassett, T Books, B Calvert, K Conolly, T Devine, D Finch, C Paine, B Porter, P Rasmussen, N Wearne and L Williams

Father Zvonimir Gavranovich, representing the Hawkesbury Minister's Association, gave the opening prayer at the commencement of the meeting.

CONFIRMATION OF MINUTES

245 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Finch that the Minutes of the Ordinary Meeting held on 8 June 2004, be confirmed.

246 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen and seconded by Councillor Devine that the Minutes of the Special Meeting held on 28 June 2004, be confirmed.

SECTION 2 - Notices of Motion

LATE SUPPLEMENTARY - Mayoral Minute

Item: 86 Questions Without Notice

REPORT:

At a recent Council Briefing Session, Council was alerted to the fact that it may be at risk of litigation in situations where it is party to the publication of material that is determined by the courts to be defamatory of Third Parties. This is particularly so because Council Meetings are a

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Public Forum, and where qualified privilege may attach to individual, Councillors acting in good faith in the conduct of their Council duties, qualified privilege does not attach to members of the public who may wish to make public comment on a logical target by aggrieved individuals if it was not party to the act of publishing, and has financial capacity. It is appropriate to seek advice on this matter before Council further considers issues raised in the Briefing Session.

247 RESOLUTION:

RESOLVED on the motion of Councillor Stubbs, seconded Councillor Finch.

That a report be prepared by management identifying risks, and ways of minimising the risks, that Council may be subject to where members of the public defame Third Parties at public meetings of Council.

NM - Hawkesbury Development Control Plan - (80096, 90479, 90478, 79347)

COMMITTEE RECOMMENDATION:

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

Refer to RESOLUTION

248 RESOLUTION:

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

That a report be provided to Council outlining possible amendments to the Hawkesbury Development Control Plan to address concerns, which have arisen in relation to residential development.

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SECTION 3 - Report of the General Purpose Committee

Mayoral Minute

MM - Shop-Top Housing - (79353, 79347)

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Councillor Stubbs, seconded by Councillor Finch.

Refer to RESOLUTION

249 RESOLUTION:

RESOLVED on the motion of Councillor Stubbs, seconded by Councillor Finch.

That Council adopt the following interim policy pending any changes to the LEP.

"Council supports residential development within the Business Zones provided it is in the form of shop-top housing which comprises basement parking, the total ground floor area devoted to retail/commercial activity and residential dwellings on upper levels."

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Environment

**Item: 31 ENV A - Erection of a Rural Shed, 1 Evans Road, Wilberforce, DA0418/04
 - (31506, 88650, 27705)**

Mrs Helena Windberg, proponent, addressed the Committee

COMMITTEE RECOMMENDATION

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

Refer to RESOLUTION

250 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That the application for the erection of a shed 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 submitted with Development Application No. DA418/04 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, and the Building Code of Australia.
3. The building, including walls and roof shall be clad with mist green colourbond steel panels.

Prior to Issue of Construction Certificate

4. Details of the roofwater drainage disposal shall be submitted and approved.
5. Submission and approval of a landscaping plan. Such plan (drawn to scale) shall include a mixture of trees, shrubs and plants, varying in maturity and endemic to the locality. Trees shall include species that at maturity have a height above the ridgeline of the shed. Shrub mass shall provide adequate screening. The landscaping plan shall detail the species, number, mature heights and location of plants. The landscaping is to provide suitable screening of the shed when viewed from surrounding areas.

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Prior to Commencement of Works

6. Sanitary accommodation shall be provided for workmen throughout the course of the building operations in accordance with the Local Government Act 1993 and the Environment Planning and Assessment Act.
7. 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.
8. 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.
9. The applicant shall advise Council of the name, address and contract number of the principal certifier, in accordance with Section 81A 2(b) of the Environmental Planning and Assessment Act, 1997.

During Construction

10. 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) steel reinforcement;
 - (c) on completion of the structure;
11. 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.
12. 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.
13. 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.
14. The maximum fill shall be 900mm and maximum cut shall be 2m.

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Use of the Site

15. The building shall not be occupied until all conditions of this Development Consent have been complied with.
16. The shed shall not be used or adapted for use for human habitation or for commercial or industrial purposes.

Item: 32 ENV A - Alteration and Retention of Existing Dwelling, Demolition of Other Existing Structures and Erection of 2 (Two) Detached Dwellings and Associated Carport and Garages, Lot 69 DP242486, 14 Stephen Street, North Richmond - (DA0926/03)

Mr Ray Ambrose, Proponent, addressed the Committee

COMMITTEE RECOMMENDATION

A MOTION was moved by Councillor Rasmussen, seconded by Councillor Finch.

That the application for alteration and retention of existing dwelling, demolition of other exiting structures and erection of 2 (two) detached dwellings and associated carport and garages be granted deferred commencement approved subject to the following conditions:

Schedule One

1. The submission of a satisfactory drainage plan. This must be prepared in accordance with Hawkesbury Development Control Plan, Appendix E Civil Works Specification, Part 1 Design Specification and Part 2 Construction Specification. On-site detention shall be provided to maintain all stormwater discharges from the 1:1 year storm to the 1:100 year storm.
2. Submission of a NatHERs assessment on the proposed development by a suitably qualified person. The proposed dwelling must achieve a minimum NatHERs rating of 3.5 (three point five) stars.

Schedule Two

1. To confirm and clarify the terms of this approval, the development shall be carried out in accordance with the approved stamped plans (numbered Drawing Number 177B, sheet 1 of 5 dated April 2004, sheet 2 of 5 and sheet 4 of 5 dated 19 January 2004) submitted with Development Application No. DA0926/03 and any supportive documentation, except as amended in red or otherwise provided by the conditions of this consent.

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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, and the Building Code of Australia.
3. Prior to construction of the approved development it is necessary to obtain a Construction Certificate.
4. The applicant is advised to consult with:
 - (a) Sydney Water Corporation Limited
 - (b) Integral Energy
 - (c) a local telecommunications carrier

regarding their requirements for the provision of services to the development and the location of existing services that may be affected by proposed works, either on site or on the adjacent public road(s).

5. No excavation or site works shall be commenced prior to the issue of the construction certificate.
6. 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.

Prior to Issue of Construction Certificate

7. 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 (\$2,292)
 - (b) Community Facilities (\$3,243)

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.

Contributions are to be paid prior to issue of the construction certificate.

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.

8. Construction of civil works including road, drainage, access works are not to commence until 3 (three) copies of the plans and specifications of the proposed works are submitted to and approved by the Director Environment and Development or an accredited certifier.

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9. Payment of a design checking fee of \$327.50 (three hundred and twenty seven dollars and fifty cents) and inspection fee of \$260.20 (two hundred and sixty dollars and twenty cents) when submitting Engineering plans for approval. This amount is valid until 30 June 2004. Fees required if an accredited certifier is used will be provided upon request.
10. The submission of engineering designs and calculations covering all works required by this consent.
11. The submission of a satisfactory Erosion and Sediment Control Plan (ESCP) prepared in accordance with the State Government guidelines titled "Managing Urban Stormwater: Soils and Construction (1988)".
12. Submission of proof of the payment of the Building Industry Long Service Levy where the value of civil works exceeds \$25,000 (twenty five thousand dollars).
13. Submission and approval of a final landscaping plan prepared by a suitably qualified person, generally in accordance with the landscape plan and details submitted with DA0926/03 modified to correspond with the approved architectural plans. Plants used must include a mix of trees, shrubs and ground cover, native to the locality. The landscape plan shall detail the species of plants, the mature heights of plants, the number of plants to be used, the location of each plant, and the distance between plantings.

Prior to Commencement of Works

14. Adjoining owners are to be given 24 (twenty four) hours notice, in writing, prior to commencing demolition to enable them to take necessary action to prevent disturbance by dust to both inside and outside their dwelling.
15. The site is to be photographically recorded to the levels specified by the NSW Heritage Office "Guidelines for Photographic Recording of Heritage Items". Two copies of this record shall be lodged with Council.
16. Building work that involves residential building work (within the meaning of the *Home Building Act 1989*) must not be commenced unless the principal certifying authority for the development to which the work relates:
 - (a) in the case of work to be done by a licensee under that Act:
 - (i) has been informed in writing of the licensee's name and contractor licence number, and
 - (ii) is satisfied that the licensee has complied with the requirements of Part 6 of that Act, or
 - (b) in the case of work to be done by any other person:
 - (i) has been informed in writing of the person's name and owner-builder permit number, or

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- (ii) has been given a declaration, signed by the owner of the land, that states that the reasonable market cost of the labour and materials involved in the work is less than the amount prescribed for the purposes of the definition of owner-builder work in Section 29 of that Act

and is given appropriate information and declarations under paragraphs (a) and (b) whenever arrangements for the doing of the work are changed in such a manner as to render out of date any information or declaration previously given under either of those paragraphs.

Note: A certificate purporting to be issued by an approved insurer under Part 6 of the *Home Building Act 1989* that states that a person is the holder of an insurance policy issued for the purposes of that Part is, for the purposes of this condition, sufficient evidence that the person has complied with the requirements of that Part.

- 17. 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.
- 18. Sanitary accommodation shall be provided for workmen throughout the course of the building operations in accordance with the Local Government Act 1993 and the Environment Planning and Assessment Act.
- 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 contact number of the principal certifier, in accordance with Section 81A 2(b) of the Environmental Planning and Assessment Act, 1997.
- 22. Separate certified structural engineer's details of all structural concrete and steelwork shall be lodged with the principal certifying authority for approval.
- 23. The building design shall incorporate components that will provide aircraft noise mitigation in accordance with AS 2021.

During Construction

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

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25. 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) steel reinforcement;
 - (e) framework, after the installation of all plumbing, drainage and electrical fixtures, and after the external cladding and roof covering has been fixed prior to fixing of internal linings and insulation;
 - (f) wet area flashing, after the installation any bath and shower fixtures;
 - (g) internal drainage lines prior to covering;
 - (h) external drainage lines, prior to backfilling; and
 - (i) on completion of the structure.
26. An automatic fire detection and alarm system shall be installed within the building in accordance with Part 3.7.2 of the BCA for class 1A and 1B dwellings and F2.2a of the BCA for Class 2, 3, 4, 5, 6, 7, 8 9a and 9b. Alarms and Detectors shall be installed by a licensed electrician and multiple alarms shall be interconnected, a certificate of the installation shall be provided prior to occupation of the building or addition; (Note: refer to approved plans, for location marked in red ink).
27. All part 4 certificates issued under the Environmental Planning and Assessment Act, 1979 are to be submitted to Council within 7 (seven) days of the date of issue. A fee applies.
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. All necessary works being carried out to ensure that stormwater flow from adjoining properties is not impeded.
30. The building shall be set out by a Registered Surveyor and the Survey Certificate of the building shall be lodged with the principal certifying authority upon completion of the footings and prior to the external wall construction proceeding above floor level.
31. 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.
32. The dwellings are to be provided with a hot water system with a minimum energy rating of 3.5 stars.
33. The existing buildings are to be demolished in accordance with WorkCover requirements.

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34. At all times during demolition a competent person shall directly supervise work. It is the responsibility of the person to ensure that:
- (a) The structure to be demolished and all its components shall be maintained in a stable and safe condition at all stages of the demolition work. Temporary bracing, guys, shoring or any combination of these, shall be added for stability where necessary.
 - (b) Precautions are taken to ensure that the stability of all parts of the structure and the safety of persons on and outside the site are maintained, particularly in the event of sudden and severe weather changes. Severe weather changes refer primarily to the localised high winds. In these circumstances loose debris can become airborne, particularly if it is in sheet form.
 - (c) The site shall be secured at all times against the unauthorised entry of persons or vehicles.
 - (d) Utility services within the structure not required to be maintained during the demolition work shall be properly disconnected and sealed off before any stripping or demolition commences.
 - (e) Unless otherwise permitted by Council, structures shall be demolished in the reverse order to that of their construction. The order of demolition for building shall be progressive, having proper regard to the type of construction.
 - (f) In consideration of the proximity of the site's adjoining buildings:
 - Safe access and egress from adjoining buildings is to be maintained at all times for the duration of the demolition work;
 - No demolition activity is to cause damage to or adversely affect the structural integrity of adjoining buildings. Consideration should be given to the use of shoring and underpinning and to changes in the soil conditions as a result of demolition and appropriate action taken.
 - The effect of vibration and concussion on adjoining buildings and their occupants is to be minimised by selection of appropriate demolition methods and equipment.
 - The techniques adopted for stripping out and for demolition are to minimise the release of dust into the atmosphere.
 - Before commencing work, any existing accumulations of dust are to be collected, placed in suitable containers and removed. Selection of appropriate collection techniques, such as vacuuming or hosing down, shall take account of the nature of the dust and the type of hazard it presents (e.g. explosive, respiratory, etc.).
 - Dust generated during stripping or during the breaking down of the building fabric to removable sized pieces shall be kept damp until it is removed from the site or can be otherwise contained. The use of excess water for this purpose is to be avoided.

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35. All demolished material and excess spoil from the site shall be disposed of at a location and in a manner approved of by Council. No material is to be burnt on site.
36. Precautions to be observed and procedures to be adopted during the removal of dangerous or hazardous materials other than asbestos, shall be in accordance with the relevant State regulations pertaining to those materials.
37. Design and construction of site drainage shall be carried out in accordance with Hawkesbury Development Control Plan, Appendix E Civil Works Specification Part 1 Design Specification and Part 2 Construction Specification. Full details of works shall be submitted for approval with the building application. On-site detention shall be provided to maintain all stormwater discharges from the 1:100 year storm.
38. The driveway shall be constructed of pavers/earth toned coloured concrete or the like.
39. 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.
40. The provision of conduit/ducts under new driveways to the requirements of Integral Energy, in accordance with Integral Energy drawing 049759H dated 14/7/1987. Conduit and ducting material is available from Integral Energy.

Prior to Issue of Occupation Certificate

In order to ensure that the development complies with this consent, the approved use shall not commence until all conditions of this Development Consent have been complied with.

41. The Section 73 Certificate must be submitted to the Principal Certifying Authority prior to occupation of the development.
42. 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.
43. 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.
44. Removal of the existing redundant layback crossing footway area concrete kerb and gutter and the restoration of the footway area.
45. 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.
46. Construction of Council's standard heavy duty footway and layback vehicular crossing to suit the access to the site with a minimum width of 6 (six) metres.

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47. A report by the Design Engineer and a works-as-executed (WAE) drawing by either a suitably qualified Engineer or Registered Surveyor of the stormwater detention basin(s) and stormwater drainage system are to be submitted to and approved by Council prior to the release of the occupation certificate. The report from the Design Engineer is to state the conformance or otherwise of the as constructed basins in relation to the approved design.

The WAE drawing shall indicate the following as applicable:

- (a) invert levels of tanks, pits, pipes and orifice plates
 - (b) surface levels of pits and surrounding ground levels
 - (c) levels of spillways and surrounding kerb
 - (d) floor levels of buildings, including garages
 - (e) top of kerb levels at the front of the lot
 - (f) dimensions of stormwater basins and extent of inundation
 - (g) calculation of actual detention storage volume provided
48. A Plan of Management for the on-site stormwater detention facilities within the development is to be submitted to and approved by Council prior to the issue of an Occupation Certificate. The Plan of Management shall set out all design and operational parameters for the detention facilities including design levels, hydrology and hydraulics, inspection and maintenance requirements and time intervals for such inspection and maintenance.
49. Prior to release of the Occupation Certificate the owner is required, at their cost and expense, to enter a positive covenant over all of the land comprised in the development providing as follows:
- (a) Covenanting with the Council (the prescribed Authority) to at all times at their costs maintain, repair and keep the on-site stormwater detention facilities in a good and safe condition and state of repair in accordance with the approved design to the reasonable satisfaction at all times of the said Council having due regard to the Plan of management for the operation and maintenance of the on-site stormwater detention facilities;
 - (b) Providing that the liability under the said Covenant will jointly and severally bind the registered proprietors of the proposed dwellings; and

Providing that Council (the prescribed Authority) will be the person entitled to release or modify the Covenant.

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RESOLVED on the AMENDMENT moved by Councillor Conolly, seconded by Councillor Bassett.

Refer to RESOLUTION

The amendment was carried.

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

251 RESOLUTION:

RESOLVED on the AMENDMENT moved by Councillor Conolly, seconded by Councillor Bassett.

- A. That Council advise the applicant to withdraw the application for multi-unit housing and substitute it with an application for subdivision within 7 (seven) days otherwise the application will be refused for the following reasons:
1. The proposed development would constitute an over development of the site, as demonstrated by several inconsistencies with Hawkesbury Development Control Plan:
 - (a) inadequate opportunity for surveillance of the common areas;
 - (b) inadequate vehicle manoeuvring area;
 - (c) clothes drying areas would receive less than 4 hours sunlight in mid-winter, given the positioning of the proposed units and the existence of substantial trees on the adjoining properties;
 - (d) the application has not demonstrated how garbage bin storage areas for the new units can be integrated into the development.
 2. The proposed development would require unacceptable compromises to the level of amenity afforded to occupants as:
 - (a) private open space areas for Units 2 & 3 would lack privacy due to the requirement for fences of only 1 metre in height; and
 - (b) the upper storey of Unit 3 would have windows on only one side.
 3. The proposed development would create unacceptable impacts on the level of amenity of neighbours in relation to:
 - (a) the significant loss of solar access to the backyard of number 16 Stephen Street;
 - (b) the loss of one on-street car parking space due to the necessary widening of the driveway to the development would effectively negate the provision of the one visitor space within the development, resulting in parking congestion.

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4. The proposed 2 (two) storey development would be inconsistent with the established single storey character of the locality.
 5. The proposed development is inconsistent with Amendment 130 to Hawkesbury Local Environment Plan 1989.
 6. The proposed development is not in the public interest.
- B. Should the application be withdrawn, the lodgement fees for the application be rolled over for the new subdivision application.

Item: 33 ENV A - Development Application for 64 (Sixty Four) Residential Dwellings for Aged and Disabled Persons Comprising a Mix of Villas, Townhouses and Units, Lot 1, DP129442 and Lot 1, DP779913, 739 George Street, Windsor (Cnr Richmond Road)

Mr Greg Buxton, proponent, addressed the Committee

COMMITTEE RECOMMENDATION 1

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

Refer to RESOLUTION 1

COMMITTEE RECOMMENDATION 2

RESOLVED on the FORESHADOWED motion moved by Councillor Devine, seconded by Councillor Rasmussen.

Refer to RESOLUTION 2

252 RESOLUTION 1:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That the application for:

- Re-subdivision of 2 (two) existing lots;
- Reconfiguration of the access to and parking on the site;

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- Retention of the existing church building and ancillary buildings on the northern proposed lot; and
- Erection of 19 (nineteen) buildings containing 64 (sixty four) residential dwellings for aged and disabled persons comprising a mix of villas, townhouses and units on the southern proposed lot.

be granted deferred commencement approved subject to the following conditions:

A. Schedule One

1. To allow further detailed assessment of the concept design, the RTA advises the applicant to submit plans (Scale 1:200) showing adjacent road details along George Street extending north from the roundabout at the intersection with Richmond Road. The plans are to include the location of Thorley Street, the type of existing line marking, dimensioning of lanes, location of existing bus stops and edge of bitumen. The RTA is concerned that the recommended median may restrict access out of Thorley Street and this may likely necessitate the relocation of the proposed access driveway further north along George Street.
2. Satisfactory amended plans (generally in accordance with architectural plans prepared by Nelson Architecture Project No.0201-03 Sheet No. DA02, DA03 and DA12 to DA41 dated Dec 2003 as modified by Sheet No. DA42 to DA46 dated May 2004 and landscape plans prepared by Port Landscape design dated Dec 2003) must be submitted to Council for approval which demonstrate the following:-
 - (a) Retaining walls No.3 and 4 on plans prepared by Craig and Rhodes Drawing Ref. No. 1722e06 dated 14 May 2004 must be stepped/terraced. The lower retaining wall should follow the natural fall of the land and not exceed 1.2m in height above natural ground level. A landscape setback from Blacktown Road with suitable width for adequate landscaping screening should be provided to the remainder of the wall. This setback must be a minimum width of 2m. Adequate landscaping details must be provided for this area.
 - (b) Compliance with the requirements of RTA and RFS conditions contained within Schedule Two of this Consent.
3. Submission of a satisfactory rehabilitation plan for the area detailed to be retained and rehabilitated in the Flora and Fauna Assessment prepared by ERM for the subject site dated November 2003.

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Schedule Two

Roads and Traffic Authority Conditions

General Conditions

1. The RTA has previously resumed and dedicated land for road along the frontage of the subject property, as shown by grey colour on the attached plan. The subject property is further affected by the RTA's road proposal as shown by pink colour on the attached plan. However, the RTA would raise no objection on property grounds to the proposed development provided that any new buildings or structures are erected clear of the land required for road.
2. Consideration is to be given to the provision of pedestrian access along George Street to link with bus facilities along George Street. If not already in place, a bus shelter on either side of George Street adjacent to the site is to be provided in conjunction with a pedestrian refuge within George Street. This is to be shown on the concept and the detailed design plan. The refuge is to be designed to RTA standards.
3. To ensure adequate levels of road safety, the adequacy of the existing street lighting is to be investigated and upgraded if required.
4. All works/signposting associated with the proposed development shall be at no cost to the RTA.
5. The development should be designed such that road traffic noise from George Street is mitigated by durable materials, in accordance with the Environmental Protection Authority criteria "The Environmental Criteria for Road Traffic Noise, May 1999". The RTA's Environmental Noise Management Manual provides practical advice in selecting noise mitigation treatments.

Where the EPA external noise criteria would not practically or reasonably be met, Council applies the following internal noise objectives for all habitable rooms under ventilated conditions complying with the requirements of the Building Code of Australia.

All sleeping rooms: 35 dB(A) Leq (9hr)

All other habitable rooms: 40 dB(A) Leq (15hr) and 40 dB(A) Leq (9hr)

Prior to Issue of Construction Certificate

6. The applicant is requested to submit a concept design demonstrating the implementation of left-in / left-out access restriction for the RTA's approval prior to the issue of the construction certificate.

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Prior to Commencement of Works

7. Detailed design plans of the proposed driveway crossover connection, median island, pedestrian refuge and deceleration lane are to be submitted to the RTA for approval prior to the commencement of any roadworks.
8. It should be noted that a plan checking fee (amount to be advised) and lodgement of a performance bond may be required from the applicant prior to the release of the approved road design plans by the RTA.
9. If not in place “No Stopping” parking restrictions (excluding bus zones) are to be implemented along the George Street frontage of the subject property prior to commencement of any works. Prior to the installation of “No Stopping” parking restrictions the applicant is to contact RTA’s Traffic Management Services on Phone: (02) 8814 2536 for a “Works Instruction”.

During Construction

10. The RTA does not object to left-in / left-out access arrangements as stated in the traffic report. To implement left-in / left-out access restriction, the RTA recommends a 0.9m wide raised concrete median to be constructed along George Street from approximately 10m north and extending to a point 10m south of the proposed new access to the site (with appropriate line marking) This will require pavement widening in order to maintain existing lane widths.
11. Any redundant driveways along George Street are to be removed and restored to their natural state.
12. A deceleration lane of 55m long, 3m wide deceleration lane with 2m sealed shoulder to allow northbound left turning vehicles to safely decelerate out of the through traffic lane and to minimise the disruption to through traffic flow, is to be provided.
13. Off street car parking associated with the subject development, including aisle widths, parking bay dimensions and sight distances, are to be in accordance with AS 2890.1 – 1993.
14. Suitable provision should be made on site to alleviate any need to park construction vehicles along George Street.
15. Suitable provision is to be made to retard any increased stormwater run-off directly onto George Street.
16. The proposed driveway is to be a “Category 3” driveway with a minimum entry width of 6m and exit width of 4.0m – 6.0m in accordance with AS 2989.1-1993.
17. The crossover connection to George Street is to be sealed and in accordance with Council and RTA requirements. Details of these requirements should be obtained from RTA’s Project Services Manager, Traffic Project Section, Blacktown, Phone: (02) 8814 2144.

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18. Pavement design details can be obtained from the Authority's Asset Management Section (Ph: (02) 8814 2409).

Prior to Issue of Occupation Certificate

19. The recommended works are to be completed prior to occupation of the site.

Rural Fire Service Conditions

General Conditions

20. Access is to comply with Section 4.3.2 Planning for Bushfire Protection 2001.
21. Reticulated water supply shall comply with AS 2419. Locations of fire hydrants are to be delineated by blue pavement markers in the centre of the road.
22. Clearing of vegetation for asset protection zones should have minimal impact on existing Cumberland Plains Woodlands communities on the site.

Prior to Issue of Occupation Certificate

23. A Bush Fire Evacuation Plan to be submitted to the NSW Rural Fire Service - Planning and Environment Services for approval. The evacuation plan is to detail the following:
- (a) Under what circumstances will the complex be evacuated
 - (b) Where will all persons be evacuated to
 - (c) Roles and responsibilities of persons co-ordinating the evacuation
 - (d) Roles and responsibilities of persons remaining with the complex after evacuation.
 - (e) A procedure to contact the NSW Rural Fire Service District Office / NSW Fire Brigade and inform them of the evacuation and where they will be evacuated to.

Use of the Site

24. The property to the north west of the dwellings to a distance of 35 metres, shall be maintained as an "Inner Protection Area" (IPA) and 15 shall be maintained as an "Outer Protection Area" (OPA) as outlined within Section 4.2.2 in Planning for Bushfire Protection 2001. The balance of the property surrounding the dwellings shall be maintained as an IPA.

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Hawkesbury City Council Conditions

General

25. To confirm and clarify the terms of this approval, the development shall be carried out in accordance with the approved stamped plans (generally in accordance with architectural plans prepared by Nelson Architecture Project No.0201-03 Sheet No. DA02, DA03 and DA12 to DA41 dated Dec 2003 as modified by Sheet No. DA42 to DA46 dated May 2004 and landscape plans prepared by Port Landscape design dated Dec 2003) as modified by plans approved in accordance with Schedule One, and as amended in red, except as provided by conditions of this consent.
26. No excavation or site works shall be commenced prior to the issue of the Construction Certificate.
27. Compliance with the provisions of the Environmental Planning and Assessment (Amendment) Act 1979, and the Building Code of Australia.
28. Prior to construction of the approved development it is necessary to obtain a Construction Certificate.
29. All part 4 certificates issued under the Environmental Planning and Assessment Act, 1979 are to be submitted to Council within 7 (seven) days of the date of issue. A fee is required to be paid.
30. 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.
31. *Corymbia Maculata* detailed on the landscape plan must be replaced by a mix of other species indicated on the landscape plan.
32. The development shall be undertaken in accordance with details contained within the Flora and Fauna Assessment prepared by ERM for the subject site dated November 2003.
33. Compliance with the requirements of State Environmental Planning Policy No. 5 - Housing for Older People or People with a Disability.
34. On site detention of stormwater is not required provided stormwater from the development site is discharged directly to Rickaby's Creek flood plain and not into the table drain of Blacktown Road.

Prior to Issue of Construction Certificate

35. 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:

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- (a) Open Space and Recreation (\$107,330)
- (b) Community Facilities (\$130,861)

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. Contributions are to be paid prior to issue of the construction certificate.

- 36. 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.
- 37. Construction of civil works including road, drainage, access, or sewer works are not to commence until three (3) copies of the plans and specifications of the proposed works are submitted to and approved by the Director Environment and Development or an accredited certifier.
- 38. Payment of a design checking fee of \$2,094.40 (two thousand and ninety four dollars and forty cents) and inspection fee of \$4,188.80 (four thousand, one hundred and eighty eight dollars and eighty cents) when submitting Engineering plans for approval. This amount is valid until 30 June 2005. Fees required if an accredited certifier is used will be provided upon request.
- 39. Payment of a design checking fee of \$4,241.60 (four thousand, two hundred and forty one dollars and sixty cents) and inspection fee of \$8,483.20 (eight thousand, four hundred and eighty three dollars and twenty cents) when submitting Engineering plans for approval. This amount is valid until 30 June 2005.
- 40. Details of any fill material removed from or imported to the site to be submitted with the engineering plans. Details to include quantities, borrow sites or disposal sites. A contribution based on 3 cents per tonne per kilometre shall be paid to Council prior to issue of the Construction Certificate.
- 41. The submission of a satisfactory traffic management plan.
- 42. The submission of engineering designs and calculations covering all works required by this consent.
- 43. 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)".
- 44. The submission of a satisfactory Erosion and Sediment Control Plan (ESCP) prepared in accordance with the State Government guidelines titled "Managing Urban Stormwater: Soils and Construction (1988)".

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45. Submission of proof of the payment of the Building Industry Long Service Levy where the value of civil works exceeds \$25,000.
46. Payment of a contribution of \$258,139.10 (two hundred and fifty eight thousand , one hundred and thirty nine dollars and ten cents) towards sewer headworks. This sum will remain fixed until 30 June 2005 after which it will be recalculated at the rate applicable at the time of payment.
47. The applicant shall submit a report from a suitably qualified and experienced engineer in respect of the proposed development, such report to verify that:
 - Any damage to the proposed development sustained in a flood will not generate debris capable of causing damage of downstream buildings or property.
 - The construction that is at or below the 1 in 100 year flood level will be able to withstand the force of floodwaters (including buoyancy forces) and the impact of debris.
 - All finishes, plant fittings and equipment subject to inundation will be of materials and functional capacity resistant to the effects of flood waters.
48. A Construction Management Plan is to be submitted.
49. Design details of all retaining walls including associated drainage is to be submitted. The designs are to be undertaken by a suitably qualified Engineer.
50. Details demonstrating that the proposed building will comply with the requirements of the Building Code of Australia are to be submitted to the principal certifying authority for approval.
51. A surcharge path sufficient to carry the 1 in 100 year storm flow to be provided across the site and a drainage easement of adequate width to be created over the surcharge path. Details to be submitted for approval concurrently with the Construction Certificate.
52. The submission of all necessary approvals/licences from the Department of Infrastructure Planning and Natural Resources. In particular your attention is drawn to the proximity of stormwater works to Rickaby's Creek .

Prior to Commencement of Works

53. Separate certified structural engineer's details of all structural concrete and steelwork shall be lodged with the principal certifying authority for approval.
54. 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.

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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.

55. 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.
56. The applicant shall advise Council of the name, address and contract number of the principal certifier, in accordance with Section 81A 4(b) of the Environmental Planning and Assessment Act, 1997.
57. If the work involved in the erection or demolition of a building:
 - (a) is likely to be dangerous to a person in a public place or adjoining property;
 - (b) is likely to cause pedestrian or vehicular traffic in a public place to be obstructed or rendered inconvenient; or
 - (c) involves the enclosure of a public place,a hoarding or protective barrier must be erected between the work site and the public place. such hoarding or barrier must be designed and erected in accordance with Council's *Local Approvals Policy* and WorkCover requirements/guidelines.
58. If necessary, an awning is to be erected, sufficient to prevent any substance from, or in connection with, the work falling into the public place.
59. The work site must be kept lit between sunset and sunrise if it is likely to be hazardous to persons in the public place.
60. 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
61. Sanitary accommodation shall be provided for workmen throughout the course of the building operations in accordance with the Local Government Act 1993 and the Environment Planning and Assessment Act.
62. All building work must be carried out in accordance with provisions of the Building Code of Australia.

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63. All work must be carried out in accordance with the provisions of Hawkesbury Development Control Plan, Appendix E Civil Works Specification, Part 1 Design Specification and Part 2 Construction Specification.
64. 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.
65. The provision of conduit/ducts under new driveways to the requirements of Integral Energy, in accordance with Integral Energy drawing 049759H dated 14/7/1987. Conduit and ducting material is available from Integral Energy.
66. All works including retaining walls are to be wholly contained within the site. In this regard, upon completion of the first row of the retaining wall, a Surveyor's Certificate is to be provided to Council showing the retaining walls are located wholly within the property.
67. All materials used in the construction below the level of 17.3 metres AHD shall be capable of withstanding prolonged immersion in water without swelling or deteriorating.
68. A Registered Surveyor's certificate indicating that the level of the top of the floor joists of the lowest habitable floor is at or above 17.3 metres Australian Height Datum shall be obtained prior to construction proceeding above this floor level, or alternatively, a defined bench mark AHD level shall be identified by survey report on a fixed location immediately adjacent to the building (eg. top of concrete strip footing, top of poured concrete pier).
69. 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.
70. 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.
71. All loaded trucks arriving at the site shall have their payloads suitably covered to prevent spillage from the truck onto the road.
72. The construction of sewerage reticulation, including junctions, to all lots in the subject development site where not already provided.
73. All debris (including felled trees) resulting from the approved clearing of the site for construction is to be removed from the property unless alternative arrangements are agreed to in writing with this office.
74. The construction of concrete kerb and gutter, including layback vehicular crossings, concrete path paving 1.2m wide with the remaining footway area being formed in earth and all necessary drainage, together with the full construction of the adjacent road shoulder road

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pavement over the frontage of subject lot to George Street, together with any works necessary to make this construction effective.

75. The construction of Council's standard sealed vehicular crossing to subject lot in accordance with Council's standard plan.
76. Removal of the existing redundant crossing and replacement with concrete kerb and gutter and the restoration of the footway area.
77. All fill including existing fill must be compacted to 98% standard compaction and verified by the submission of test results for each lot accompanied by a contoured depth of fill plan. Topsoil is to be stockpiled and respread over the finished surface. Copies of any reports submitted will be made available to the public.
78. The topsoil shall be stripped and stockpiled and used to cover the landfill.
79. The filled area, including batters, shall be grassed to the satisfaction of the Director of Environment and Development immediately after filling takes place.
80. All fill to be adequately compacted by track rolling or similar.
81. The landfill site shall be secured to prevent the depositing of any unauthorised material.
82. The fill shall be battered at a slope not exceeding 1 (one) vertical to 4 horizontal.
83. 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.
84. 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.
85. Measures shall be implemented to prevent vehicles tracking sediment, debris, soil and other pollutants onto any road.
86. The landfill shall be completed in stages to minimise the area exposed at any one time. Each section is to be stabilised by grassing immediately each section is completed and before moving onto the next section.
87. Where entrance doors are recessed and no suitable window is provided to allow surveillance of entrance area, the door should be provided with a viewing hole.
88. Shared entries that serve a number of dwellings must be able to be locked.
89. The development must comply with Clause 13A of State Environmental Planning Policy 5 - Housing for Older People or People with a Disability.

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90. All disabled parking to be provided in accordance with AS2890.1 -1993 and the BCA.
91. Stormwater from the existing Church and associated buildings site is to be suitably piped where necessary and discharged to the flood plain.
92. Construction of sealed internal access roads, including kerb and gutter and all necessary drainage together with any works necessary to make this construction effective.
93. All retaining walls are to be designed and certified as being satisfactory constructed on completion by a suitably qualified engineer.
94. A combination of an Artificial Wetland, Water Quality Control Devices and energy dissipaters are to be constructed at the point of discharge in the flood plan to ensure there is no increase in nutrients and to minimise the potential for scouring, erosion and sediment transportation. The design is to be undertaken by a suitably qualified engineer.

Prior to Issue of Occupation Certificate

95. A Section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained. Application must be made through an authorised Water Servicing Coordinator. Please refer to 'Your Business' section of Sydney Water's web site at www.sydneywater.com.au then the 'e-developer' icon or telephone 13 20 92.

Following application a 'Notice of Requirements' will detail water and sewer extensions to be built and charges to be paid. Please make early contact with the Coordinator, since building of water 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 Principal Certifying Authority prior to occupation of the development.

96. Submission of a Certificate from Integral Energy that satisfactory arrangements have been made for the provision of electricity to each of the resultant units in the development.
97. Submission of a Certificate from an approved telecommunications provider that satisfactory arrangements have been made for the provision of cables for telephones to each unit in the development.
98. Exit/entrance points are to be clearly signposted and visible from both the street and site at all times.
99. All necessary works being carried out to ensure that "any water" flow from adjoining properties is not impeded.
100. Dedication of any the necessary road widening.

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101. A bus stop and bus bay is to be constructed on either side of George Street within 400m of the site.
102. A flood warning sign of durable material and permanently affixed shall be located in a prominent location. The sign shall advise occupants that the site may be subject to inundation during times of flood.
103. The applicant shall prepare a flood emergency evacuation and management plan for the proposed development, The plan should advise occupants of flood evacuation procedures and emergency contact telephones numbers. The applicant should contact Flood Safe Hawkesbury -Nepean, Council and the State Emergency Service for advice in the preparation of the management plan. The evacuation procedures should be permanently fixed to the building in a prominent location and kept up to date at all times.
104. A report by the Design Engineer and Works-As-Executed (WAE) drawing by either a suitably qualified Engineer or Registered Surveyor of the Artificial Wetland, Water Quality Control Devices and stormwater drainage system are to be submitted to and approved by Council prior to the release of the Occupation Certificate. The report from the Design Engineer is to state the conformance or otherwise of the system in relation to the approved design. The WAE drawings shall indicate the following as applicable:
 - (a) Invert levels of pits and pipes
 - (b) Surface levels of pits and surrounding ground levels
 - (c) Levels of surrounding kerb
 - (d) Floor levels of buildings, including garages
 - (e) Top of kerb levels at the front of the lot
105. A Plan of Management for the Artificial Wetland and Water Quality Control Devices within the development is to be submitted to and approved by Council for approval prior to the issue of an Occupation Certificate. The Plan of Management shall set out all design and operational parameters for the system including design levels, hydrology and hydraulics, inspection and maintenance requirements and time intervals for such inspection and maintenance.
106. Prior to endorsement and release of the Occupation Certificate the owner is required, at their costs and expense, to enter a positive covenant over all of the land comprised in the development providing as follows:-
107. Covenanteeing with the Council (the prescribed Authority) to at all times, at their costs, maintain, repair and keep the Artificial Wetland and Water Quality Control Devices in a good and safe condition and state of repair in accordance with the approved design to the reasonable satisfaction, at all times, of the said Council having due regard to the Plan of Management for the operation and maintenance of the on-site stormwater detention facilities, and

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108. Providing that the liability under the said Covenant will jointly and severally bind the registered proprietors of the proposed dwellings, and providing that Council (the prescribed Authority) will be the person entitled to release or modify the Covenant.
109. All costs associated with the Covenant, including any legal costs payable by Council, are to be paid by the owner on whose behalf the applicant has lodged the application.
110. 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.
111. Landscaping shall be completed in accordance with the approved landscaping plan and shall be maintained in perpetuity by the existing or future owners and occupiers of the property. In this respect a occupational certificate will not be granted on the application until the landscaping is complete.
112. Rehabilitation of the Cumberland Plain Woodland must be completed in accordance with the approved rehabilitation plan.
113. A private community bus service is to be provided for the use of the residents of the development in accordance with the provisions of Clause 12 (2) (b) of State Environmental Planning Policy No. 5.
114. A private waste and recycling agreement must be entered into for the collection of the residential waste.
115. Creation of a restriction on use/positive covenant over the lot in the following form:
 - Persons accommodated by the development are to be restricted to those allowable under State Environmental Planning Policy 5 - Housing for Older People or People with a disability.

Prior to Issue of Subdivision Certificate

116. A Section 73 Compliance Certificate under the Sydney Water Act 1994 must be obtained. Application must be made through an authorised Water Servicing Coordinator. Please refer to 'Your Business' section of Sydney Water's web site at www.sydneywater.com.au then the 'e-developer' icon or telephone 13 20 92.

Following application a 'Notice of Requirements' will detail water and sewer extensions to be built and charges to be paid. Please make early contact with the Coordinator, since building of water 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 Principal Certifying Authority prior to occupation of the release of the plan of subdivision.

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117. 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.
118. 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.
119. 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.
120. The submission of the plan of subdivision, together with 4 (four) exact copies thereof, suitable for lodgement with the Registrar General.
121. 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.
122. The submission of a Surveyor's Certificate stating that all pipelines are contained within the proposed/existing easements.
123. Payment of a linen release fee of \$700.00 (seven hundred dollars). This amount is valid until 30 June 2005.
124. The creation of reciprocal rights of carriageway and easements for services where necessary.
125. Rehabilitation of the Cumberland Plain Woodland must be completed in accordance with the approved rehabilitation plan.

The Use of the Site

126. The subject development, including landscaping, is to be maintained in a clean and tidy manner.
127. A private waste and recycling agreement must be maintained for the collection of the residential waste.
128. A private community bus service is to be provided for the use of the residents of the development in accordance with the provisions of Clause 12 (2) (b) of State Environmental Planning Policy No. 5.
129. All occupants of the units are to be in accordance with the provisions contained within State Environmental Planning Policy 5 - Housing for Older People or People with a disability.

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253 RESOLUTION 2:

RESOLVED on the FORESHADOWED motion moved by Councillor Devine, seconded by Councillor Rasmussen.

That the State Emergency Service be requested to provide tangible evidence for future flood height predictions and future evacuation procedures.

Item: 34 ENV B - Proposed Amendments to Hawkesbury Development Control Plan - (79347)

Previous Item: 29, Ordinary (8 June 2004)

COMMITTEE RECOMMENDATION 1:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Paine.

Refer to RESOLUTION 1

COMMITTEE RECOMMENDATION 2:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Paine.

Refer to RESOLUTION 2

254 RESOLUTION 1:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Paine.

That:

1. Council resolve to prepare a draft development control plan to amend the Hawkesbury Development Control Plan Chapters concerning General Information and Notification, as detailed in this report.
2. Should no objections be received, the draft plan be put in force following the exhibition period.
3. Applications with regard to Rural Sheds and rural land clearing will require notification only if closer than 10 (ten) metres, increased from 5 (five) metres.

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4. All sheds not complying with the DCP will be notified in the 1(c) and 1(c1) zone.

255 RESOLUTION 2:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Paine.

That a report be provided to Council regarding the modification of the DCP in regard to Rural Sheds.

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Infrastructure

Item: 30 **INF B - North Richmond Main Street Committee - Public Toilets (82907)**

Previous Item: 7, Ordinary (14.10.2003) (27.01.04)

COMMITTEE RECOMMENDATION

RESOLVED on the motion of Councillor Finch, seconded by Councillor Bassett.

Refer to RESOLUTION

256 RESOLUTION:

RESOLVED on the motion of Councillor Finch, seconded by Councillor Bassett.

That subject to the toilets adjacent to Bi-Lo Supermarket, North Richmond being brought to a satisfactory standard and agreement to access, Council undertake responsibility for the ongoing repairs of the facility for a 12 (twelve) month trial period.

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Organisation And Resources

Item: 30 ORG A - Monthly Financial Report (79349)

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

Refer to RESOLUTION

257 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That the information be received.

**Item: 31 ORG A - 7th International River Management Symposium -
Riversymposium - (79798)**

COMMITTEE RECOMMENDATION

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

Refer to RESOLUTION

258 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That appropriate Councillors and staff attend the 7th International River Management Symposium to be held in Brisbane from 31 August to 3 September 2004, at a cost of approximately \$1,800 (one thousand eight hundred dollars) per delegate.

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Item: 32 ORG A - Local Government and Shires Associations of NSW 2004 Water Management Conference - (79633, 88297, 90703)

COMMITTEE RECOMMENDATION 1

RESOLVED on the motion of Councillor Paine, seconded by Councillor Rasmussen.

Refer to RESOLUTION 1

COMMITTEE RECOMMENDATION 2

RESOLVED on the motion of Councillor Paine, seconded by Councillor Rasmussen.

Refer to RESOLUTION 2

259 RESOLUTION 1:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Rasmussen.

That the Mayor, or his nominee, and appropriate staff attend the Local Government and Shires Associations of NSW 2004 Water Management Conference to be held in Murray Shire, Moama from 10 to 12 August 2004, at a cost of approximately \$1,200 (one thousand, two hundred dollars) per delegate.

260 RESOLUTION 2:

RESOLVED on the motion of Councillor Paine, seconded Councillor Rasmussen.

That Councillor Devine attend the Local Government and Shire Associations of NSW 2004 Water Management Conference to be held in Murray Shire as Council's representative.

ORDINARY MEETING

MINUTES: 13 July 2004

Item: 33 **ORG B - Selection of Community Members for the E-Commerce/Market Advisory Committee - (91367)**

Previous Item: 42, Special Meeting (15 April 2004)

232 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Paine.

That Council exercising its delegation as Committee of the Whole resolve that Janette Fairleigh, Rob Ewin, Barry Crockford, Justin Melton, Robert McCallum, Peter Hudson and Zac Hope (alternative representative Ruwan Peirus) be appointed as community representatives on the E-Commerce Markets Advisory Committee to work in accordance with the constitution set out for that committee.

Item: 34 **ORG B - Hawkesbury Regional Gallery Operating Costs (79342)**

Mr Michael Jinnings, respondent, addressed the Committee

COMMITTEE RECOMMENDATION 1:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

Refer to RESOLUTION 1

COMMITTEE RECOMMENDATION 2:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

Refer to RESOLUTION 2

261 RESOLUTION 1:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That:

1. The information be received.

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2. Council reaffirm its recommendation to achieve 85% (eighty five percent) of the State Library of NSW benchmarks for the operation of the Hawkesbury City Council Library Service as adopted by Council in April 2003.
3. Council note the 30% (thirty percent) increase in the nominal allocation for the operation of the gallery space within the library/gallery building as provided for in the draft financial estimates for 2004/2005.
4. Council reaffirms its previous decision to name the gallery as regional and identify the development of the Regional Gallery space within the library/gallery building to a full service standard as a long-term objective for inclusion in the proposed Cultural Precinct Development Plan.

262 RESOLUTION 2:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That a report be provided to Council from the Commercial Response Unit advising of the length of time required for the gallery to be brought up to a Regional Gallery standard and how this might be achieved.

Item: 35 ORG B - Request for Sponsorship for Business Awards - (80198)

Councillor Bart Bassett declared an interest in this item as he is an office bearer of the Hawkesbury City Chamber of Commerce.

Mr Steven Loe, Precedent Production and Mr Alan Pont, Rural Press, proponents, addressed the Committee.

COMMITTEE RECOMMENDATION

RESOLVED on the motion of Councillor Bassett, seconded by Councillor Rasmussen.

Refer to RESOLUTION

263 RESOLUTION:

RESOLVED on the motion of Councillor Bassett, seconded by Councillor Rasmussen.

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That:

1. Council sponsor the Business Award proposal from the Hawkesbury City Chamber of Commerce and Industries Incorporated and Hawkesbury Gazette and Courier at the support sponsor level to the extend of \$3,500 (three thousand, five hundred dollars) for 2004/2005.
2. A review of the Business Awards be carried out by the Commercial Response Unit in relation to funding for 2005/2006 onwards.
3. That the funding be provided from the Mainstreet Program and administered by the Hawkesbury City Chamber of Commerce.
4. Council endorse, in principle, the Precedent Production awards, also to be held in 2004/2005.

Item: 36 ORG B - Arthritis Foundation Bike Ride Event - Trike Around Australia - (79356)

Previous Item: 4, Ordinary (10 February, 2004)

COMMITTEE RECOMMENDATION

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

Refer to RESOLUTION

264 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That this matter be further reported to Council.

Item: 37 ORG B - Documents for Execution under Seal - (85288, 91393, 91394)

233 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Books.

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That Council exercising its delegation as Committee of the Whole resolved that the seal of Council be affixed to the following documents:

1. Residential Lease Agreement with Messrs Robert Gown and Corey Bates for the term of 26 (twenty six) weeks for 1/292 George Street, Windsor with a weekly rent of \$130.00 (one hundred and thirty dollars).
2. Commercial Lease Agreement with Ditsy Pty Limited for the term of a 3 (three) year lease with a 3 (three) year option for "Loder House" 126 George Street, Windsor with an annual rent of \$28,599.96 (twenty eight thousand, five hundred and ninety nine dollars and ninety six cents) plus GST subject to the receipt of written legal advice confirming the implications of any proposed future change of use.

Confidential Supplementary

Item: 38 ORG A - Staff Matter - Appointment of Director of Commercial Strategy - (79351, 79355)

242 RESOLUTION 1:

RESOLVED on the motion of Councillor Paine seconded Councillor Rasmussen that Council be closed and go into Committee of the Whole.

243 RESOLUTION 2:

RESOLVED on the motion of Councillor Books, seconded by Councillor Finch.

That:

1. Council ratify as a Committee of the Whole the decision of the General Manager to appoint Stephen Phillips to the position of Director Commercial Strategy commencing on 21 July 2004.
2. A media release to be issued announcing the appointment.

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244 RESOLUTION 3:

RESOLVED on the motion of Councillor Rasmussen seconded Councillor Books that Open Council be resumed.

Late Supplementary

Item: 39 Australian Sister Cities Association National Conference

COMMITTEE RECOMMENDATION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

Refer to RESOLUTION

265 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That Council supports the attendance of Councillor Finch at the Australian Sister Cities Association National Conference in Noosa, Queensland, from 2 to 4 August 2004.

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SECTION 4 - Reports for Determination

Item: 75 ORG A - SEGRA Conference 2004 Alice Springs - (79351)

RECOMMENDATION:

RESOLVED on the motion of Councillor Calvert, seconded by Councillor Williams.

Refer to RESOLUTION

An AMENDMENT was moved by Councillor Devine seconded Councillor Conolly.

That Council approves the attendance of 1 (one) Councillor and appropriate Council staff at the Sustainable Economic Growth for Regional Australia (SEGRA) Conference in Alice Springs, Northern Territory at a cost of approximately \$2,800.00 (two thousand eight hundred dollars) per delegate, to be held from 6 to 8 September 2004.

The amendment was lost.

The motion was put and carried

266 RESOLUTION:

RESOLVED on the motion of Councillor Calvert, seconded by Councillor Williams.

That Council approves the attendance of nominated Councillors and appropriate Council staff at the Sustainable Economic Growth for Regional Australia (SEGRA) Conference in Alice Springs, Northern Territory at a cost of approximately \$2,800.00 (two thousand eight hundred dollars) per delegate, to be held from 6 to 8 September 2004.

Item: 76 ENV B - Pitt Town Draft Local Environmental Plan - (79347, 85786)

Previous Item: 193, Special (2 December 2004)

RECOMMENDATION:

RESOLVED on the motion of Councillor Books, seconded by Councillor Devine.

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Refer to RESOLUTION

An AMENDMENT was moved by Councillor Paine seconded Councillor Williams.

That this item be further reported to the next General Purpose Committee meeting providing outcomes following the meeting between Council and NSW Heritage.

The amendment was lost.

The motion was put and carried.

267 RESOLUTION:

RESOLVED on the motion of Councillor Books, seconded by Councillor Devine.

That:

1. Council note the outcome of the meeting between staff and DIPNR on 1 July 2004 and note the planned meeting with NSW Heritage for 16 July 2004.
2. Subject to satisfying the resolution of the heritage matters, the draft LEP be exhibited in accordance with Council's previous resolution. If any changes are required to be made to the draft LEP, the item is to be reported back to Council.

Item: 77 INF B - Construction of Hawkesbury Regional Museum, Baker Street, Windsor. Tender Number 017/FY04 - (79340, 75323, 74744, 87869, 74248))

RECOMMENDATION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

Refer to RESOLUTION

268 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That:

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1. The Tender of Denning Constructions Pty. Ltd. 101 Goods Road Oakville for the construction of Hawkesbury Regional Museum Baker St Windsor for the sum of \$1,750,876 [one million, seven hundred fifty thousand, eight hundred and seventy six dollars) excluding GST], be accepted and the necessary documents be executed under Seal of Council.
2. The consultant team headed by Pont, Williams + Leoy Architects be engaged to undertake the Contract Administration of the Regional Museum Project at a cost of \$79,050 (seventy nine thousand and fifty dollars) excluding GST.

Item: 78 **INF B - Construction of Hawkesbury Waste Depot Weighbridge and Software - The Driftway, South Windsor - (81931, 80237, 90090)**

Previous Item: 67, Ordinary (30 September 2003)

RECOMMENDATION:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Finch.

Refer to RESOLUTION

269 RESOLUTION:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Finch.

That the Tender of Ultrahawke Pty Ltd. 33 - 35 Judge Street Sunshine Victoria 3020 for the supply and installation of weighbridges at the Waste Depot, the Driftway, South Windsor for the sum of \$131,918.00 (one hundred and thirty one thousand, nine hundred and eighteen dollars) excluding GST, be accepted and the necessary documents be executed under Seal of Council.

Item: 79 **ORG B - Fruits of the Hawkesbury Grants Program - (80228)**

Mayor Stubbs declared an interest as he is Chairman of the FOHACRAG.
Deputy Mayor Books took the Chair.

MOTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

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Refer to RESOLUTION

270 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That funds available for the Fruits of the Hawkesbury Grants Program 2004 be distributed as follows:

Applicant	Project/Event	Recommended
Margaret Mackisack	Bilpin Flower Show	\$500
St Albans Gallery	"Remote Places"	\$200
St Albans Gallery	"From the Heart"	\$200
Ferry Artists Inc	Exhibition	\$200
Ferry Artists Inc	Sculpture workshop	\$500
Macquarie Towns Orchestra	Spring Concert	\$500
Hawkesbury Earthcare Centre	Celebrating Sustainability Fair	\$500
Chorella Inc	Tony Backhouse Workshop	\$500
FOHACRAG	Exhibition	\$300
Hawkesbury Hands	Quilt Show	\$500
Hawkesbury Creative Arts Centre	Young Artist in the Making	\$500
Kurrajong Community Forum	Kurrajong Scarecrow Festival	\$500
Macquarie Towns Arts Society	Portrait Workshop	\$200
Richmond Players Inc	A Murder Is Announced	\$500
Community Arts Workshop Life Drawing Group	Fruits of the Figure exhibition	\$500
TOTAL		\$6,100

Item: 80 ORG B - Transfer of Section 377 Delegation for Care, Control and Management of the Hawkesbury Senior Citizens Centre, March Street, Richmond - (73512, 79342)

RECOMMENDATION:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Finch.

Refer to RESOLUTION

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271 RESOLUTION:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Finch.

That:

1. Hawkesbury City Council withdraw the Section 377 delegation currently conferred onto the Hawkesbury District Seniors Citizens Centre Inc. for the care, control and management of the Hawkesbury District Senior Citizens Centre in accordance with the request received from the Hawkesbury District Seniors Citizens Centre Inc.
2. Council confer the Section 377 Delegation for the care, control and management of the Hawkesbury District Senior Citizens Centre to the Board of Peppercorn Services Inc.
3. Council request that the Board of Peppercorn Services Inc. extend an invitation to the Hawkesbury District Seniors Citizens Centre Inc. to nominate a representative to sit on the Board of Peppercorn Services Inc and for the Board to amend its constitution to facilitate this addition to its prescribed membership.

Item: 81 ORG B - Changes to Arrangements for Commonwealth Assistance to Supported Employment Business Services for People with Disabilities - (88324, 79341)

RECOMMENDATION:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Bassett.

Refer to RESOLUTION

272 RESOLUTION:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Bassett.

That:

1. Hawkesbury City Council write to Kerry Bartlett MP, the Federal Member for Macquarie drawing his attention to concerns held by residents of the Hawkesbury regarding changes to supported employment business services funded by the Commonwealth.
2. Congratulations be passed onto Council staff for the initiative of setting up the training program.

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**Item: 82 ORG B - Documents for Execution Under Seal - Disability and Aged
Services Officer - Disability and Aged Services Officer - (75816, 79342)**

RECOMMENDATION:

RESOLVED on the motion of Councillor Finch, seconded by Councillor Rasmussen.

Refer to RESOLUTION

273 RESOLUTION:

RESOLVED on the motion of Councillor Finch, seconded by Councillor Rasmussen.

That the Seal of Council be affixed to Deed of Funding Agreement for the 2004/2005 financial year issued by the Department of Ageing, Disability and Home Care for a funding subsidy to support the position of Council's Disability and Aged Services Officer.

Item: 83 ORG B - Documents for Execution Under Seal - (77772, 84986)

RECOMMENDATION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Devine.

Refer to RESOLUTION

274 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Devine.

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

1. Retail Lease Agreement with Ms Anne Cameron with a new 1 (one) year lease with 2 (two) further options of 1 (one) year each and rent being \$9,620.00 (nine thousand, six hundred and twenty dollars) plus GST, reviewable annually by CPI

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SUPPLEMENTARY

**Item: 84 CONFIDENTIAL - ORG A - Staff Matter - Creation of New Position
Administration Assistant - Cultural Planning - (79351)CONFIDENTIAL**

RECOMMENDATION 1:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Devine.

Refer to RESOLUTION 1

RECOMMENDATION 2:

RESOLVED on the motion of Councillor Devine, seconded by Councillor Books.

Refer to RESOLUTION 2

275 RESOLUTION 1:

RESOLVED on the motion of Councillor Finch seconded Councillor Rasmussen that Council be closed.

276 RESOLUTION 2:

RESOLVED on the motion of Councillor Finch, seconded by Councillor Rasmussen.

The Mayor advised that whilst in Closed Council the following was resolved:

That Council create a new position of Administration Assistant - Cultural Planning and reallocate 50% (fifty percent) being \$55,000 (fifty five thousand dollars) of the funding already committed for the Internal Auditor position.

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**Item: 85 CONFIDENTIAL - ORG B - Property Development Strategy -
(79341)CONFIDENTIAL**

Previous Item: 25, Ordinary (8 April 2003)
 62, Ordinary (11 May 2004)

RECOMMENDATION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Wearne.

Refer to RESOLUTION 1

277 RESOLUTION 1:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Wearne.

That each point be resolved separately.

278 RESOLUTION 2:

RESOLVED on the motion moved by Councillor Books, seconded by Councillor Conolly

That following the subdivision of the Tinningi Community Centre from the land at 139 Colonial Drive, Bligh Park, and the preparation of a site specific DCP for the surplus property be sold at public auction, with a positive covenant to assist with ensuring that mixed development of retail/residential occurs on the site.

279 RESOLUTION 3:

RESOLVED on the motion moved by Councillor Rasmussen, seconded by Councillor Books

That action be commenced to close the unnamed laneway adjoining 139 Colonial Drive, to be consolidated with the development site.

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280 RESOLUTION 4:

RESOLVED on the motion moved by Councillor Finch, seconded by Councillor Rasmussen

That in accordance with Council's previous resolution and having regard to the draft MOU for the Cultural precinct it is recommended that the properties known as 20 and 22 Fitzgerald Street be sold at public auction, subject to a boundary adjustment for 22 Fitzgerald Street.

281 RESOLUTION 5:

RESOLVED on the motion moved by Councillor Paine, seconded by Councillor Rasmussen

That the following surplus residential land in Bligh Park be offered for sale at public auction:

- 155 Colonial Drive, Bligh Park
- 5 Yarwood Road, Bligh Park
- 8 Yarwood Road, Bligh Park
- 9 Pearson Street, Bligh Park, and

282 RESOLUTION 6:

RESOLVED on the motion moved by Councillor Paine, seconded by Councillor Rasmussen

The property known as 1 Conlon Street, Bligh Park be offered to adjoining owners at market value.

283 RESOLUTION 7:

RESOLVED on the motion moved by Councillor Finch, seconded by Councillor Rasmussen that the motion be put

RESOLVED on the motion moved by Councillor Rasmussen, seconded by Councillor Conolly

Following the purchase of Loder House the property be offered for sale at public auction.

284 RESOLUTION 8:

A MOTION was moved by Councillor Conolly, seconded by Councillor Rasmussen

At the expiration of the lease in January 2007 that the property off Greenway Crescent, Windsor

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be sold at public auction with first right of refusal granted to the Church for purchase at market value.

RESOLVED on the amendment moved by Councillor Paine, seconded by Councillor Finch

That this item point be further reported to Council after negotiations with the Church have taken place.

The amendment was carried.

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

285 RESOLUTION 9:

RESOLVED on the motion moved by Councillor Finch, seconded by Councillor Paine that the motion be put

RESOLVED on the motion moved by Councillor Finch, seconded by Councillor Paine

A formal valuation for Hobartville Shopping Centre be obtained and that the property be offered for sale at public auction.

286 RESOLUTION 10:

RESOLVED on the motion moved by Councillor Rasmussen, seconded by Councillor Finch

Reserve prices for all proposed sales be set in accordance with current market valuations prepared by Council's consultant valuer, K D Wood Valuations excluding the land at Greenway Crescent.

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287 RESOLUTION 11:

RESOLVED on the motion moved by Councillor Paine, seconded by Councillor Finch

A further report be provided to Council outlining the financial details of the various options available for 292- 296 George Street, Windsor.

288 RESOLUTION 12:

RESOLVED on the motion moved by Councillor Devine, seconded by Councillor Rasmussen

The Council Seal be affixed to all necessary documents.

289 RESOLUTION 13:

RESOLVED on the motion of Councillor Finch, seconded Councillor Rasmussen that Open Council be resumed.

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SECTION 6 - Reports of Committees

ROC - Sandstone Quarry Committee Meeting - 16 June 2004 - (78637)

290 RESOLUTION:

RESOLVED on the motion of Councillor Williams, seconded by Councillor Rasmussen.

That the Minutes of the Sandstone Quarry Committee Meeting held on 16 June 2004 as recorded on pages 61 to 62 be received.

**ROC - Hawkesbury Agricultural Retention through Diversification and Clustering Meeting
- 10 June 2004 - (85855)**

291 RESOLUTION:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Finch.

That the Minutes of the Hawkesbury Agricultural Retention through Diversification and Clustering Committee Meeting held on 10 June 2004 as recorded on pages 63 to 65 be received.

ROC - Local Traffic Committee 16 June 2004 (80245)

292 RESOLUTION:

RESOLVED on the motion of Councillor Bassett, seconded by Councillor Rasmussen.

That the Minutes of the Local Traffic Committee meeting held on 16 June 2004 as recorded on pages 66 to 81 be adopted.

ROC - Hawkesbury Equity and Access Planning Committee - 30 June 2004 - (80231)

293 RESOLUTION:

RESOLVED on the motion of Councillor Paine, seconded by Councillor Finch.

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That the Minutes of the Hawkesbury Equity and Access Planning Committee meeting held on 30 June 2004 as recorded on pages 82 to 85 be received.

ROC - Heritage Advisory Committee - 13 May 2004 - (80242)

294 RESOLUTION:

RESOLVED on the motion of Councillor Books, seconded by Councillor Rasmussen.

That the Minutes of the Heritage Advisory Committee meeting held on 13 May 2004 as recorded on pages 86 to 89 be received.

ROC - Hawkesbury Cultural Committee Minutes - 15 June 2004 - (80228, 82718, 84156, 82545, 80246, 81891, 87316, 85052, 73657, 84156, 90311, 80153, 91082, 18912, 82545)

Mayor Stubbs declared an interest as he is Chairman of the FOHACRAG.

Deputy Mayor Books took the Chair.

295 RESOLUTION:

RESOLVED on the motion of Councillor Rasmussen, seconded by Councillor Finch.

That the Minutes of the Hawkesbury Cultural Committee meeting held on 15 June 2004 as recorded on pages 90 to 93 be received.

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Matter of Urgency

Item: 87 Spraying of Weeds in Hawkesbury River

296 RESOLUTION:

RESOLVED on the motion moved by Councillor Williams, seconded by Councillor Paine

That this matter be heard has a matter of urgency.

RESOLVED on the motion moved by Councillor Williams, seconded by Councillor Paine

That Council invite the Hawkesbury River County Council and other relevant Government Organisations to address the next General Purpose Committee meeting for the following:

1. Hawkesbury River County Council advise Council of the Weed Removal Strategies; and
2. Council ask the Hawkesbury River County Council to refrain from spraying the weeds until after the meeting.

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QUESTIONS WITHOUT NOTICE

1. Councillor Finch tabled correspondence received from Sandy Grant, Rector of the Kurrajong Anglican Church and asked if it could be responded to.

The Mayor advised that this would be done.

2. Councillor Paine tabled correspondence from Jacqueline on George, a Greek Restaurant and asked if an answer be given as the Olympic Games are coming up.

The Mayor advised that this would be done.

3. Councillor Paine asked if there was anything Council could do to make Oakville Oval accessible to people in wheelchairs or people with prams.

The Director Asset Services and Recreation advised that this issue was currently being addressed with Hawkesbury Sports Council.

4. Councillor Paine referred to the walkway between Richmond and North Richmond and asked if this matter could be investigated more closely and suggested a bike path could be really good.

The Director Asset Services and Recreation advised that he had undertaken an inspection with Councillor Bassett and he was making some approaches to the RTA to see what can be done.

5. Councillor Paine asked if there were lights in Wilberforce Cemetery.

The Director Asset Services and Recreation advised the lights were working in the Wilberforce Cemetery and he advised that there had been some complaints that the lights were too bright. The lights have since being refocused and some shells put on them.

6. Councillor Williams referred to the 'Matter of Urgency' he moved relating to the Hawkesbury River County Council and asked if the request to them could be sent as soon as possible as spraying was due to commence Friday.

The Mayor advised that this would be done.

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7. Councillor Books advised that Richmond RSL was looking for a gun and had heard that Council had one out the Depot.

The Director Asset Services and Recreation advised that this would be followed up.

8. Councillor Devine referred to his previous question in relation to septage trucks using Berger and Woods Roads and asked how the investigations into resolutions were progressing.

The Director Asset Services and Recreation advised that the contracts with the company and Council Resolutions were being looked through and Councillor Devine will be advised of the outcomes.

9. Councillor Conolly asked if Council had been made aware of the incident at Moore Place, Bligh Park, adjoining a laneway, where bricks have been thrown through the window of a house from the laneway.

The Director Asset Services and Recreation advised that Council wasn't aware of that particular incident, but Council had had a meeting with the Police and they will be starting to undertake the audit of the laneways on the near future.

The meeting terminated at 10:55pm

Submitted to and confirmed at the meeting of the Ordinary Meeting held on 10 August 2004.

.....
Mayor