
MINUTES OF THE DEVELOPMENT COMMITTEE MEETING HELD ON TUESDAY, 4TH AUGUST 2009 IN COMMITTEE ROOMS 1, 2 & 3, CITY ADMINISTRATIVE CENTRE, BRIDGE ROAD, NOWRA COMMENCING AT 5.13 PM

The following members were present:

Clr Ward – Chairperson
Clr Fergusson
Clr Bennett
Clr Guile
Clr Miller
Clr Watson
Clr Proudfoot
Clr Young
Clr Findley
Russ Pigg – General Manager

Apologies:

Apologies were received from Clr Soames and Clr Brumerskyj.

REPORT OF THE GENERAL MANAGER

STRATEGIC PLANNING AND INFRASTRUCTURE

1. Draft Local Environmental Plan No. LP371 - 'Milton Meadows Retirement Village', Princes Highway, Milton File 30978-03 (PDR)
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A MOTION was moved by Clr Ward, seconded Clr Young, that the Development Committee make the following recommendation to Council:

RECOMMENDED that Council adopt the draft LEP (with amendments arising from the public exhibition) and forward the draft LEP to the Department of Planning (DoP) in accordance with Section 68 and 69 of the Environmental Planning and Assessment (EP&A) Act 1979 requesting its gazettal.

The MOTION upon being PUT to the meeting was declared CARRIED.

The RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted "Aye";

Clrs Bennett, Guile, Ward, Proudfoot, Young and Russ Pigg.

The following Councillors voted "No";

Clrs Fergusson, Miller, Watson, Findley

2. Quarterly Report - Planning Work Program (Environmental Planning & Assessment Act Projects) File 28283 (PDR)

A MOTION was moved by Clr Guile, seconded Clr Young, that the Development Committee make the following recommendation to Council:

RECOMMENDED that:

- a) The Quarterly Report of the General Manager (Strategic Planning & Infrastructure) in relation to the Planning Work Program (Environmental Planning & Assessment Act Projects) be received for information; and
- b) Council redirect \$50,000 from the Citywide Growth Management Strategy project (Job No. 15273) to the Citywide Local Environmental Plan (Draft LEP 2009) project (Job No. 15293), consistent with agreements reached with the Department of Planning on 'Planning Reform Fund' projects.

The MOTION upon being PUT to the meeting was declared CARRIED.

The RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted "Aye";

Clrs Fergusson, Bennett, Guile, Miller, Ward, Watson, Proudfoot, Young, Findley and Russ Pigg

The following Councillors voted "No";

Nil

3. Gazettal of Amendment 235 to Shoalhaven Local Environmental Plan 1985 File 30286, 30787, 32327, 34208 (PDR)

A MOTION was moved by Clr Guile, seconded Clr Young, that the Development Committee make the following recommendation to Council:

RECOMMENDED that the report regarding the Gazettal of Amendment No. 235 to *Shoalhaven Local Environmental Plan 1985* be received for information.

The MOTION upon being PUT to the meeting was declared CARRIED.

The RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted "Aye";

Clrs Fergusson, Bennett, Guile, Miller, Ward, Watson, Proudfoot, Young, Findley and Russ Pigg

The following Councillors voted "No";

Nil

4. Public Exhibition of Draft LEP No. LP 338 - Ross Avenue, Narrawallee File 26448, 1787-04 (PDR)

A MOTION was moved by Clr Guile, seconded Clr Young, that the Development Committee make the following recommendation to Council:

RECOMMENDED that:

- a) Draft LEP No. LP 338 and the 'Deed of Agreement' between Council and Hanson South Coast Pty Ltd be placed on public exhibition for a period of 28 days; and
- b) The related Draft LEP No. LP 225 also be re-exhibited for a period of 28 days concurrently with draft LEP No. LP 338.

The RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted "Aye";

Clrs Bennett, Guile, Ward, Proudfoot, Young and Russ Pigg.

The following Councillors voted "No";

Clrs Fergusson, Miller, Watson, Findley.

5. Status of Contributions Planning Update File 39338 (PDR)

A MOTION was moved by Clr Ward, seconded Clr Young, that the Development Committee make the following recommendation to Council:

RECOMMENDED that

- a) Council endorse the proposed format of the Shoalhaven Contribution Plan 2010 to be based on Planning Areas.
- b) Council write to the Minister for Planning and seek provision of outstanding information requested from the Department of Planning as a matter of urgency as this could impact on Council's ability to meet the 30 December 2009 deadline to make the plan publicly available, including on Council's website.
- c) Council be updated on the progress of the Shoalhaven Contribution Plan 2010 on a regular basis.

The MOTION upon being PUT to the meeting was declared CARRIED.

The RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted "Aye";

Clrs Fergusson, Bennett, Guile, Miller, Ward, Watson, Proudfoot, Young, Findley and Russ Pigg

The following Councillors voted “No”;

Nil

6. Status of outstanding Council resolutions for Contributions Plan amendments

File 39338 (PDR)

A MOTION was moved by Clr Young, seconded Clr Guile, that the Development Committee make the following recommendation to Council:

RECOMMENDED that:

- a) Council rescind the following past resolutions (reference in brackets indicates 1993 Amendment Number in attached summary document) for Contributions Plan amendments which are no longer required, attachment “A” – (a) :
- i) MIN94.2956 (S94-CP019) – 94/3236
 - ii) MIN95.2796 (S94-CP031) – 95/2451
 - iii) MIN96.1760 (S94-CP042) – 96/1687, 96/2201
 - iv) MIN98.1177 (S94-CP050) – 98/1978
 - v) MIN00.1434 (S94-CP057) – 20878
 - vi) MIN00.1673 (S94-CP059) – 15957
 - vii) MIN03.1618E (S94-CP082) – 29359
 - viii) MIN03.1671 (S94-CP083) – 29521
 - ix) MIN07.1524 (S94-CP098) – 36856
- b) Council consider the remaining outstanding Council resolutions for Contributions Plan amendments following adoption of the Shoalhaven Contributions Plan 2010, attachment “A” – (b).

The MOTION upon being PUT to the meeting was declared CARRIED.

The RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Fergusson, Bennett, Guile, Miller, Ward, Watson, Proudfoot, Young, Findley and Russ Pigg

The following Councillors voted “No”;

Nil

DEVELOPMENT AND ENVIRONMENTAL SERVICES

7. New Food Handler Training Initiative for Retail Food Businesses File 7467-05

Clr Young declared her pecuniary interest in the matter being that she owns a food retail business and left the room and did not take part discussion or vote on the matter.

Clr Guile declared his pecuniary interest in the matter being that he is the Business Manager of the Nowra Business College and the Nowra Anglican College and left the room and did not take part discussion or vote on the matter.

Clr Findley declared her non significant, non pecuniary interest in the matter being that her brother-in-law owns a restaurant. She explained that no further action is necessary as it is non significant, non pecuniary

A MOTION was moved by Clr Watson, seconded Clr Proudfoot, that the Development Committee make the following recommendation to Council:

RECOMMENDED that the report of the General Manager (Development and Environmental Services) regarding New Food Handler Training Initiative for Retail Food Businesses be received for information.

The MOTION upon being PUT to the meeting was declared CARRIED.

8. Food Regulation Partnership - Enforcement Activities of Council for the Second Six Monthly Reporting Period from 1 January 2009 to 30 June 2009. File 7467-05

Clr Young declared her pecuniary interest in the matter being that she owns a food retail business and left the room and did not take part discussion or vote on the matter.

Note: Clr Guile and Clr Findley were absent from the meeting.

A MOTION was moved by Clr Fergusson, seconded Clr Bennett, that the Development Committee make the following recommendation to Council:

RECOMMENDED that the report of the General Manager (Development and Environmental Services) regarding Food Regulation Partnership - Enforcement Activities of Council for the Second Six Monthly Reporting Period from 1 January 2009 to 30 June 2009 be received for information.

The MOTION upon being PUT to the meeting was declared CARRIED.

Note: Clrs Young, Findley and Guile returned to the meeting.

A MOTION was moved by Clr Fergusson, seconded Clr Findley, that the Development Committee make the following recommendation to Council:

RECOMMENDED that the report of the General Manager (Development and environmental Services) regarding Quarterly Progress Report - Key Performance Indicators be received for information.

The MOTION upon being PUT to the meeting was declared CARRIED.

There being no further business, the meeting concluded, the time being 6.21 pm.

Clr Ward
CHAIRPERSON