

CAMDEN COUNCIL

MINUTES OF THE ORDINARY COUNCIL 9 FEBRUARY 2010

PRESENT

Cr Patterson (Mayor/Chairperson), Cr Anderson, Cr Cagney, Cr Campbell, Cr Cottrell, Cr Dewbery, Cr Funnell, Cr Symkowiak, Cr Warren

STAFF

General Manager, Director Governance, Director Development and Health, Acting Director Works and Services, (Manager Community Services), Manager Corporate Services, Manager Environmentally Sustainable Design, Manager Capital Works, Acting Manager Environment and Health (Team Leader - Environment), Manager Strategic Planning, Manager Employee & Community Relations, Manager Development, Manager Assets, Senior Governance Officer.

APOLOGIES

Resolution: There were no leave of absence to be granted.

ORD13/10 THE MOTION ON BEING PUT WAS **CARRIED**.

DECLARATION OF INTEREST

Resolution: There were no declarations to be noted.

ORD14/10 THE MOTION ON BEING PUT WAS **CARRIED**.

PUBLIC ADDRESSES

Resolution: Vicki Estay addressed Council in relation to Item ORD 01.

Luis Valarezo addressed Council in relation to Item ORD 01.

Moved Councillor Funnell, Seconded Councillor Symkowiak that the public addresses be noted.

ORD15/10 THE MOTION ON BEING PUT WAS **CARRIED**.

CONFIRMATION OF MINUTES

Resolution: Moved Councillor Anderson, Seconded Councillor Dewbery that the Minutes of the Ordinary Council Meeting held 19 January 2010, copies of which have been circulated, be confirmed and adopted.

ORD16/10 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD01 SECTION 96 MODIFICATION OF DEVELOPMENT CONSENT NO 300017/2002 (PART 5) PROPOSAL TO INCREASE THE ALLOCATION OF RESIDENTIAL 2 SITES WITHIN MOUNT ANNAN SOUTH

Resolution: Moved Councillor Symkowiak, Seconded Councillor Funnell that:

- i. Council approve a Section 96 Modification application to existing Development Consent 300017/2002, being for the amendment of plans to include two additional Residential 2 lots at approved Lots 3605 and 3910; and
- ii. the plans which indicate the Residential 1 and 2 classifications within the Mount Annan South precinct be incorporated into the amendments being made to Camden DCP 2006 in association with the review necessitated through the making of Camden LEP 2010 and also the subsequent review of Camden LEP 2010.

THE MOTION ON BEING PUT WAS **LOST**.

(Councillors Symkowiak, Funnell and Anderson voted in favour of the Motion. Councillors Campbell, Cottrell, Cagney, Dewbery, Patterson and Warren voted against the Motion).

MOTION

Moved Councillor Cagney, Seconded Councillor Cottrell that the Section 96 Modification to existing Development Consent 300017/2002, being for the amendment of plans to include two additional Residential 2 lots at approved Lots 3605 and 3910 be refused for the following reasons:

- Amenity of the area;
- Impact of vehicle movements;
- Traffic noise;
- Lot 3910 has an area less than that required by Council's DCP for dual occupancy dwellings; and
- The surrounding lots are occupied.

THE MOTION ON BEING PUT WAS **LOST**.

(Councillors Cagney and Cottrell voted in favour of the Motion. Councillors Anderson, Campbell, Dewbery, Funnell, Patterson, Symkowiak and Warren voted against the Motion).

FURTHER MOTION

Moved Councillor Campbell, Seconded Councillor Warren that:

- i. Council approve the Section 96 Modification application to existing Development Consent 300017/2002, being for the amendment of plans to include one additional Residential 2 lots at approved Lot 3605;
- ii. Council refuse the Section 96 Modification application to existing Development

Consent 300017/2002, being for the amendment of plans to include one additional Residential 2 lots at approved Lots 3910 be refused for the following reasons:

- Overshadowing of the site;
 - Traffic noise;
 - Impact of vehicle movements;
 - Lot 3910 has an area less than that required by Council's DCP for dual occupancy dwellings; and
 - Impact on the amenity of adjoining land.
- iii. the plans which indicate the Residential 1 and 2 classifications within the Mount Annan South precinct be incorporated into the amendments being made to Camden DCP 2006 in association with the review necessitated through the making of Camden LEP 2010 and also the subsequent review of Camden LEP 2010.

ORD17/10 THE MOTION ON BEING PUT WAS **CARRIED**.

(Councillors Anderson, Campbell, Cottrell, Cagney, Dewbery, Funnell, Patterson, Symkowiak and Warren voted in favour the Motion.

No Councillor voted against the Motion).

**ORD02 RESULTS OF APPEAL IN LAND AND ENVIRONMENT COURT
RELATING TO PROPERTIES AT 232 AND 234 MOUNT ANNAN DRIVE,
MOUNT ANNAN**

Resolution: Moved Councillor Funnell, Seconded Councillor Dewbery that Council:

- i. note the successful results of the appeals;
- ii. include the amendments outlined in this report to draft Camden LEP 2010;
- iii. not require that the amendments be placed on public exhibition as they are reflecting current planning controls;
- iv. forward the above amendments to the Department of Planning requesting that they be included in Camden LEP 2010 prior to its gazettal; and
- v. include controls for semi detached housing, secondary dwellings, residential flat buildings and shop top housing as part of the review of Camden DCP 2006.

ORD18/10 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD03 ACCREDITATION OF COUNCIL OFFICERS

Resolution: Moved Councillor Anderson, Seconded Councillor Warren that Council endorse the proposed submission to the NSW Building Professionals Board and that the submission be forwarded to the Board by the exhibition closing date.

ORD19/10 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD04 RENEWAL OF LICENCE AGREEMENTS - CAMDEN PRESCHOOL KINDERGARTEN CO-OPERATIVE LTD AND 1ST NARELLAN SCOUT GROUP

Resolution: Moved Councillor Warren, Seconded Councillor Campbell that Council:

- i. enter into a Licence Agreement with Camden Pre-School Kindergarten Co-Operative Limited in respect of part Lot 1 DP 5500552 Lowe Crescent, Elderslie for a period of five years (with five year option), subject to the terms and conditions as outlined in the Report;
- ii. enter into a Licence Agreement with the Scout Association of Australia, NSW Branch, on behalf of the 1st Narellan Scout Group in respect of Lot 2 DP 752045 for a period of five years, subject to the terms and conditions as outlined in the Report;
- iii. the Council Seal be affixed to the relevant Licence Agreements.

ORD20/10 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD05 DECEMBER REVIEW OF THE 2009/10 BUDGET

Resolution: *Councillor Funnell left the Chamber, the time being 7.04pm.*

Councillor Funnell returned to the Chamber, the time being 7.08pm.

Moved Councillor Anderson, Seconded Councillor Warren that:

- i. Council approve the necessary budget adjustments as identified in the categories of 'Proposed Variations', and 'Contra Variations' of this report.
- ii. Council authorise the following allocations as identified in the table below:

Allocation of 2009/10 Budget Surplus		
Budget Surplus Available for Allocation		\$780,185
Transfer to Employee Leave Entitlement Reserve	\$500,000	
Landscape Maintenance and Mowing	\$130,000	
Salaries and Overheads	\$25,000	
Tree Planting Program	\$15,000	
Total Allocation		\$670,000
Budget Surplus Balance After Allocation		\$110,185

- iii. Council approve the balance of the working funds surplus of \$110,185 remain uncommitted for consideration at future quarterly budget reviews.
- iv. Council approve the Discretionary List amendment as identified in this report.

ORD21/10 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD06 MANAGEMENT PLAN - DECEMBER 2009

Resolution: Moved Councillor Anderson, Seconded Councillor Warren that the December 2009 Management Plan review be noted.

ORD22/10 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD07 HARRINGTON PARK 2 AND MATER DEI DCP AMENDMENTS

Resolution: Moved Councillor Funnell, Seconded Councillor Anderson that:

- i. Council endorse the exhibition of the amendments to the Harrington Grove development controls as outlined above for a period of 28 days;
- ii. Council confirm previous advise to the proponent that the proposed change to the minimum lot size in Precincts G and J is not supported as an amendment to the DCP and will require a separate amendment to the LEP; and
- iii. a further report be provided to Council at the conclusion of the public exhibition period.

ORD23/10 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD08 CAMDEN 2040 COMMUNITY CONSULTATION RESULTS

Resolution: Moved Councillor Campbell, Seconded Councillor Anderson that the report be noted.

ORD24/10 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD09 SUBMISSION TO DEPARTMENT OF PLANNING - DRAFT LOCAL DEVELOPMENT CONTRIBUTIONS GUIDELINES

Resolution: Moved Councillor Funnell, Seconded Councillor Symkowiak that:

- i. Council endorse the attached submission to the Department of Planning in relation to the Draft Local Development Contribution Guidelines; and
- ii. a copy of the submission be sent to the Member for Camden - Geoff Corrigan, MP

asking for his support in having the issues addressed.

ORD25/10 THE MOTION ON BEING PUT WAS **CARRIED**.

ORD10 LOCAL INFRASTRUCTURE FUND APPLICATION FOR LODGES RD AND HILDER STREETS ELDERSLIE

Resolution: Moved Councillor Warren, Seconded Councillor Dewbery that:

- i. Council accept the NSW Local Infrastructure Fund interest free loan for \$11.8 million to upgrade Lodges Rd and Hilder Street Elderslie from a rural to urban standard; and
- ii. authority be granted for the relevant documentation to be completed under the seal of Council.

ORD26/10 THE MOTION ON BEING PUT WAS **CARRIED**.

QUESTIONS WITHOUT NOTICE

Voters of Camden

Clr. Cottrell asked the Mayor what he felt about the voters of Camden, did he respect all of the voters or just some of them.

The Mayor stated after 10 years in local government, he did respect the voters but not always agreed with them. The Mayor stated that for all those for who Council has made happy, there is always an unhappy neighbour. The Mayor further stated he certainly respected the voters and certainly those who he has come into contact with. If however, someone has been aggrieved the Mayor would like the opportunity to discuss this with them and to please feel free to take the matter up him later to go through issues.

Newspaper Deliviries

Clr Funnell drew attention to the excess number of newspapers thrown out during the recent rains. The newspapers are still lying all around the streets in a soggy condition. There are something like 16 papers lying in the vicinity of 16 Mitchell Street. Advertisers would not be pleased with this procedure. Clr Funnell requested local media to consider these practices.

Additional Carparking Spots - John Street

Clr Funnell requested Council to expedite the installation of the 2 additional carparking spaces in front of the Moss Vale Pastures Protection Board building as approved by the Traffic Committee.

Charity Clothing Bins

Clr. Campbell requested to be advised what actions are available to Council in relation to Charitable Collection Bins in public places, namely Larkin Place and private property such as the Coles site to keep the sites clean and tidy and clear of rubbish.

The General Manager stated Council does regularly follow up with charities when clothing is stockpiling around the bins. Council will follow up again with the charities regarding the sites mentioned to clean up.

Clr. Campbell further asked could Council investigate the removal of the bins from Larkin Place, being public land, as they are in the centre of the CBD and local residents as well as visitors see the site in an untidy state and is the source of many complaints.

The General Manager stated the matter may be better dealt with through a Notice of Motion.

The Mayor suggested the matter be discussed further with the General Manager.

Blue Green Algae - Harrington Park

Clr Anderson requested an update on the blue green algae in Harrington Park.

The General Manager stated an update will be provided.

THE MEETING CLOSED AT 7.40PM.