



# Camden Council Minutes

**Ordinary Council Meeting**  
**8 December 2015**

---

**Camden Civic Centre  
Oxley Street  
Camden**



# ORDINARY COUNCIL

## TABLE OF CONTENTS - ORDINARY COUNCIL

Present .....	3
Staff .....	3
Apologies.....	3
Declarations of Interest.....	3
Public Addresses .....	3
Confirmation of Minutes .....	4
ORD01 Addendum Report, New Carpark for Existing Weddings, Functions, Amenities Building and Marquee - 332 Cawdor Road, Cawdor.....	4
ORD02 Addendum Report - Modification to Trading Hours of Existing Burnham Grove Wedding and Function Centre, 332 Cawdor Road, Cawdor .....	4
ORD03 Mount Annan Outdoor Cinema, 141a Mount Annan Drive, Mount Annan .....	5
ORD04 Construction of a Single Storey Dwelling, Swimming Pool and Associated Site Works, 60 The Old Oaks Road, Grasmere .....	5
ORD05 Subdivision to Create 1 Public Reserve, Construction of an Access Road, Car Park and Associated Site Works, 2a Dan Cleary Drive, Harrington Park .....	6
ORD06 Expression of Interest to Lease Council Properties.....	6
ORD07 Delegations to The Mayor - Christmas/New Year Period .....	6
ORD08 RMS Acquisition of Council Owned Land.....	7
ORD09 Western Sydney Airport - Draft Airport Plan and Draft Environmental Impact Statement .....	7
ORD10 SES Vehicle Dedication.....	7
ORD11 Tender T005/2016 - Birriwa Reserve Outdoor Youth Space Construction .....	7
ORD12 Tender T006/2016 - Argyle Street Streetscape Upgrade - Stage 1b .....	8

## **PRESENT**

Cr Symkowiak (Mayor/Chairperson), Cr Campbell, Cr Copeland, Cr Dewbery, Cr Fedeli, Cr Fischer, Cr Sidgreaves

## **STAFF**

General Manager, A/Director Customer & Corporate Services, Director Planning & Environmental Services, A/Director Community Infrastructure, Manager Recreation & Sustainability, Manager Capital Works, Manager Infrastructure Planning, Manager Infrastructure Services, Manager Statutory Planning, Manager Certification & Compliance, Manager Environment & Health, Manager Strategic Planning, Manager Finance & Corporate Planning, Manager Technology Solutions, Manager Customer Service & Governance, Team Leader Community Engagement, Executive Development & Support Coordinator, Senior Governance Officers

## **APOLOGIES**

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fedeli that Councillor Warren and Councillor Bligh be granted a leave of absence.

ORD321/15 THE MOTION ON BEING PUT WAS **CARRIED**

## **DECLARATIONS OF INTEREST**

Councillor Copeland declared a potential conflict of interest in relation to ORD01 and ORD02 and will remove himself from the chamber when these items are being discussed.

Resolution: Moved Councillor Fedeli, Seconded Councillor Dewbery that the declarations be noted.

ORD322/15 THE MOTION ON BEING PUT WAS **CARRIED**

## **PUBLIC ADDRESSES**

Ms Ellen Robert Shaw addressed Council in relation to ORD03 – Mount Annan Outdoor Cinema, 141A Mount Annan Drive, Mount Annan.

Mr Brett Faddy addressed Council in relation to ORD04 – Construction of a Single Storey Dwelling, Swimming Pool and Associated Site Works, 60 The Old Oaks Road, Grasmere.

Mr Ross Newport addressed Council in relation to ORD01 – Addendum Report, New Carpark for Existing Weddings, Functions, Amenities Building and Marquee – 332 Cawdor Road, Cawdor and ORD02 – Addendum Report – Modification to Trading Hours of Existing Burnham Grove Wedding and Function Centre, 332 Cawdor Road, Cawdor.

Mr Matthew Della Vedova addressed Council in relation to ORD03 – Mount Annan Outdoor Cinema, 141A Mount Annan Drive, Mount Annan.

Mr Justin Thornton addressed Council in relation to ORD06 – Expression of Interest to Lease Council Properties in particular the Macaria Building – Alan Baker Gallery submission.

Mr Michael Gordon addressed Council in relation to ORD02 - Addendum Report – Modification to Trading Hours of Existing Burnham Grove Wedding and Function Centre, 332 Cawdor Road, Cawdor.

Mr Mark Longley addressed Council in relation to ORD05 – Subdivision to Create 1 Public Reserve, Construction of an Access Road, Car Park and Associated Site Works 2a Dan Cleary Drive, Harrington Park.

Resolution: Moved Councillor Dewbery, Seconded Councillor Sidgreaves that the public addresses be noted.

ORD323/15 THE MOTION ON BEING PUT WAS **CARRIED**

### **CONFIRMATION OF MINUTES**

Resolution: Moved Councillor Fedeli, Seconded Councillor Copeland that the Minutes of the Ordinary Council Meeting held 24 November 2015 and the Local Traffic Committee Minutes held 20 October 2015, copies of which have been circulated, be confirmed and adopted.

ORD324/15 THE MOTION ON BEING PUT WAS **CARRIED**

*(Councillor Copeland left the Chamber - the time being 6.27 PM)*

**ORD01 Addendum Report, New Carpark for Existing Weddings, Functions, Amenities Building and Marquee - 332 Cawdor Road Cawdor**

### **AMENDMENT**

Moved Councillor Sidgreaves, Seconded Councillor Dewbery that Council approve DA 419/2015 for a new carpark at 332 Cawdor Road, Cawdor, subject to a further condition being added to include noise testing to be undertaken at the first event that is at two thirds capacity to check noise against Council Environmental Noise Policy.

ORD325/15 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Fischer, Dewbery and Fedeli voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD02 Addendum Report - Modification to Trading Hours of Existing Burnham Grove Wedding and Function Centre, 332 Cawdor Road Cawdor**

Resolution: Moved Councillor Fedeli, Seconded Councillor Sidgreaves that Council approve Section 96(2) Modification Application 357(4)/2004 for the modification to previously approved operating hours at 332 Cawdor Road, Cawdor, subject to the modified conditions listed above and subject to the approval of DA 419/2015 for the construction of a new car park.

ORD326/15 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Fischer, Dewbery and Fedeli voted in favour of the Motion. No Councillors voted against the Motion.)

*(Councillor Copeland returned to the Chamber - the time being 6.38 PM)*

**ORD03 Mount Annan Outdoor Cinema, 141a Mount Annan Drive, Mount Annan**

**AMENDMENT**

Moved Councillor Sidgreaves, Seconded Councillor Copeland that Council refuse DA1169/2015 and refer the DA to the JRPP for consideration on the following grounds:

- i. the proposed development, given its duration, is unsatisfactory in respect to Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act, 1979 as the development does not satisfy the objectives of the SP1 Special Activities contained within the Camden Local Environmental Plan 2010 which aims 'to facilitate development that is in keeping with the special characteristics of the site or its existing or intended special use, and that minimizes adverse impacts on surrounding land';
- ii. the proposed development, given its duration, is unsatisfactory in respect to Section 79C(1)(b) of the EP&A Act 1979 as the proposal will have an undesirable and unacceptable impact on the amenity of neighboring residential development;
- iii. the proposed development, given its duration, is unsatisfactory in respect to Section 79C(1)(b) of the EP&A Act 1979 as the proposal, having regard to the scale of the operations, will have an unacceptable impact on the movement of traffic in the local road system;
- iv. having regard to the previous reasons of refusal and the number and nature of the submissions received against the proposed development, approval of the application in respect to Section 79C(1)(e) of the EP&A Act 1979 is not be in the public interest.

ORD327/15 THE MOTION ON BEING PUT WAS **CARRIED**  
(Councillors Sidgreaves, Copeland, Symkowiak, Fischer, Dewbery and Fedeli voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD04 Construction of a Single Storey Dwelling, Swimming Pool and Associated Site Works, 60 The Old Oaks Road, Grasmere**

Resolution: Moved Councillor Fedeli, Seconded Councillor Sidgreaves that Council approve DA778/2015 for the construction of a single storey dwelling, swimming pool, and associated site works at 60 The Old Oaks Road, Grasmere, subject to the conditions listed above.

ORD328/15 THE MOTION ON BEING PUT WAS **CARRIED**  
(Councillors Sidgreaves, Copeland, Symkowiak, Fischer, Dewbery and Fedeli voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD05 Subdivision to Create 1 Public Reserve, Construction of an Access Road, Car Park and Associated Site Works, 2a Dan Cleary Drive, Harrington Park**

**AMENDMENT**

Moved Councillor Dewbery, Seconded Councillor Sidgreaves that Council approve DA 2015/686 for subdivision to create 1 public reserve, construction of an access road, car park and associated works at 2A Dan Cleary Drive, Harrington Park subject to the conditions listed in the report with an added condition that the Harrington Grove Estate Security open and close the gate as a part of their opening and closing ritual at times agreed between them and Council.

*(Councillor Campbell arrived at the Council Meeting - the time being 7.10 PM)*

ORD329/15 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Copeland, Symkowiak, Fischer, Dewbery and Fedeli voted in favour of the Motion. No Councillors voted against the Motion. Councillor Campbell abstained from voting on the Motion.)

**ORD06 Expression of Interest to Lease Council Properties**

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

- i. agree in principle to the preferred tenants listed above in order of ranking priority;
- ii. note that further investigations will be carried out into the preferred use of the Macaria site for the Art Gallery proposal set out above;
- iii. note that officers will enter into lease negotiations with the preferred tenants listed above.

ORD330/15 THE MOTION ON BEING PUT WAS **CARRIED**

*(Councillor Fischer left the chamber - the time being 7.25PM)*

**ORD07 Delegations to The Mayor - Christmas/New Year Period**

Resolution: Moved Councillor Copeland, Seconded Councillor Fedeli that Council:

- i. delegate authority to the Mayor and Deputy Mayor (in the absence of the Mayor) for the approval of development applications and cases of necessity, during the period 9 December 2015 to 9 February 2016, as provided under sections 226 and 377 of the *Local Government Act 1993*;
- ii. be informed as to the use of such delegated authority by report to the Ordinary Council Meeting of 9 February 2016.

ORD331/15 THE MOTION ON BEING PUT WAS **CARRIED**

**ORD08 RMS Acquisition of Council Owned Land**

Resolution: Moved Councillor Dewbery, Seconded Councillor Copeland that Council agree to the compulsory acquisition of part Lot 30, Section 12, DP 2650 (885 Bringelly Road, Bringelly) and part Lot 1, DP 204127 (685 Bringelly Road, Rossmore) being the area highlighted in pink on the attached plans.

ORD332/15 THE MOTION ON BEING PUT WAS **CARRIED**

**ORD09 Western Sydney Airport - Draft Airport Plan and Draft Environmental Impact Statement**

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

- i. approve the submission attached to this report, in response to the Western Sydney Airport – draft Airport Plan and draft Environmental Impact Statement;
- ii. lodge a submission with the Australian Government in response to the public exhibition for the stakeholder consultation for the Western Sydney Airport – draft Airport Plan and draft Environmental Impact Statement;
- iii. forward copies of Council's final submission to the State Member for Camden, Mr Chris Patterson, and the Federal Member for Macarthur, Mr Russell Matheson, for information and support for Council;
- iv. continue to engage with the Australian Government on the implications of and responses to the draft Airport Plan and draft Environmental Impact Statement public exhibition.

ORD333/15 THE MOTION ON BEING PUT WAS **CARRIED**

**ORD10 SES Vehicle Dedication**

Resolution: Moved Councillor Copeland, Seconded Councillor Fedeli that Council gift its emergency management vehicles and trailer as identified in this report to the State Emergency Service at no charge.

ORD334/15 THE MOTION ON BEING PUT WAS **CARRIED**

**ORD11 Tender T005/2016 - Birriwa Reserve Outdoor Youth Space Construction**

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

- i. allocate additional funds of \$200,000 to the project budget from Council's Capital Works Reserve to enable inclusion of the proposed toilet and additional car parking in the project scope;
- ii. accept the tender provided by Lamond Contracting Pty Ltd for the lump sum of \$1,184,748 (GST exclusive);
- iii. authorise the relevant documentation to be completed under Council's Power of Attorney, granted on 27 August 2013, Minute Number ORD215/13.

ORD335/15 THE MOTION ON BEING PUT WAS **CARRIED**

**ORD12 Tender T006/2016 - Argyle Street Streetscape Upgrade - Stage 1b**

Resolution: Moved Councillor Copeland, Seconded Councillor Sidgreaves that Council:

- i. accept the tender provided by Statewide Civil Pty Ltd for Stage 1B, between John and Hill Streets, for the lump sum value of \$1,806,116.92 (GST exclusive);
- ii. adopt the following additional funding package for works in Argyle Street:

Regional Block Grant	\$155,000
Roads To Recovery Grant	\$413,694
Asset Renewal Reserve	\$781,306
Capital Works Reserve	\$500,000
Total	\$1,850,000

- iii. authorise the relevant documentation to be completed under Council's Power of Attorney, granted on 27 August 2013, Minute Number ORD215/13.

ORD336/15 THE MOTION ON BEING PUT WAS **CARRIED**

**THE MEETING CLOSED AT 8.20PM**