



Camden Council Minutes

Ordinary Council Meeting
11 April 2017

**Camden Council
Administration Centre
70 Central Avenue
Oran Park**



ORDINARY COUNCIL

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PRESENT

Cr Symkowiak (Mayor/Chairperson), Cr A Cagney, Cr C Cagney, Cr Campbell, Cr Farrow, Cr Fedeli, Cr Mills, Cr Morrison, Cr Sidgreaves.

STAFF

General Manager, Director Customer & Corporate Services, Director Planning & Environmental Services, Director Community Infrastructure, Manager Recreation & Sustainability, Manager Capital Works, Manager Infrastructure Services, Manager Infrastructure Planning, Manager Statutory Planning, Manager Certification, Manager Environment & Health, Manager Strategic Planning, Manager Community Services, Manager Finance & Corporate Planning, Manager Governance & Corporate Services, Manager Employee Services, Manager Technology Solutions, Manager Communications & Events, Media Officer, Senior Governance Officer, Governance Officer.

APOLOGIES

There were no leaves of absence to be granted.

DECLARATIONS OF INTEREST

Councillor Sidgreaves declared a non-pecuniary, less than significant interest in relation to ORD04 - Multi unit housing development containing 33 units with associated parking, site works and strata subdivision - 277 Old Hume Highway, Camden South, advising that he was a board member with one of the submitters and that he would remain in the chamber during discussion and voting on the matter.

Councillor Farrow declared a non-pecuniary interest in relation to ORD04 - Multi unit housing development containing 33 units with associated parking, site works and strata subdivision - 277 Old Hume Highway, Camden South advising that the development is located in the vicinity of his residence and that he would vacate the chamber and not take part in discussion or voting on the matter.

Councillor Morrison declared a non-pecuniary, less than significant interest in relation to ORD04 - Multi unit housing development containing 33 units with associated parking, site works and strata subdivision - 277 Old Hume Highway, Camden South advising that he is a member of the same organisation as one of the submitters and that he would remain in the chamber during discussion and voting on the matter.

Councillor Fedeli declared a non-pecuniary, less than significant interest in relation to ORD04 - Multi unit housing development containing 33 units with associated parking, site works and strata subdivision - 277 Old Hume Highway, Camden South advising that she is a member of the same organisation as one of the submitters and that she would remain in the chamber during discussion and voting on the matter.

Councillor Symkowiak declared a non-pecuniary, less than significant interest in relation to ORD04 - Multi unit housing development containing 33 units with associated parking, site works and strata subdivision - 277 Old Hume Highway, Camden South advising that she is a member of the same organisation as one of the submitters and that she would remain in the chamber during discussion and voting on the matter.

Resolution: Moved Councillor C Cagney, Seconded Councillor Morrison that the declarations be noted.

ORD46/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

PUBLIC ADDRESSES

Mr Joe Bacha, on behalf of Badui Laoulach (Director, Olmoty Pty Ltd), addressed Council in relation to ORD01 - Demolition of existing structures, remediation of contaminated land, proposed residential subdivision, construction of a permanent stormwater basin, and associated site works - 10 Springs Road, Spring Farm.

(Councillor Farrow left the chamber during the public address in relation to ORD04 - the time being 6:16pm).

Ms Vanessa Tripodi addressed the Council in relation to ORD04 - Multi unit housing development containing 33 units with associated parking, site works and strata subdivision - 277 Old Hume Highway, Camden South.

(Councillor Farrow returned to the chamber at the conclusion of the public address in relation to ORD04 - the time being 6:18pm).

Ms Michele Stanford addressed the Council in relation to ORD02 - Two x two storey dwellings and Torrens title subdivision - 18 Hennings Way, Gledswood Hills.

Ms Kim Hawkes addressed the Council in relation to ORD01 - Demolition of existing structures, remediation of contaminated land, proposed residential subdivision, construction of a permanent stormwater basin, and associated site works - 10 Springs Road, Spring Farm.

Resolution: Moved Councillor Campbell, Seconded Councillor Farrow that the public addresses be noted.

ORD47/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

CONFIRMATION OF MINUTES

Resolution: Moved Councillor A Cagney, Seconded Councillor Morrison that the Minutes of the Ordinary Council Meeting held 28 March 2017, copies of which have been circulated, be confirmed and adopted.

ORD48/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**MAYORAL MINUTE – 2017 AUSTRALASIAN MANAGEMENT CHALLENGE –
CAMDEN COUNCIL AWARDED SECOND PLACE**

Resolution: Moved Councillor Symkowiak that Council note the information.

ORD49/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

**ORD01 DEMOLITION OF EXISTING STRUCTURES, REMEDIATION OF
CONTAMINATED LAND, PROPOSED RESIDENTIAL SUBDIVISION,
CONSTRUCTION OF A PERMANENT STORMWATER BASIN, AND
ASSOCIATED SITE WORKS - 10 SPRINGS ROAD, SPRING FARM**

AMENDMENT

Moved Councillor Campbell, Seconded Councillor C Cagney that:

- i. DA 423/2016 for the demolition of existing structures, remediation of contaminated land, residential subdivision, construction of a permanent stormwater basin and associated site works at 10 Springs Road, Spring Farm, be not approved; and
- ii. DA 423/2016 be resubmitted to Council once work ceases at the quarry.

ORD50/17 THE AMENDED MOTION ON BEING PUT WAS **LOST**

(Councillors Campbell, C Cagney, A Cagney and Farrow voted in favour of the amendment. Councillors Sidgreaves, Symkowiak, Fedeli, Mills and Morrison voted against the Amendment.)

FURTHER AMENDMENT

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

- i. approve DA 423/2016 for the demolition of existing structures, remediation of contaminated land, residential subdivision, construction of a permanent stormwater basin and associated site works at 10 Springs Road, Spring Farm, subject to the recommended condition 5 (13) being changed to include an extra clause in the 88B instrument as follows: (o) Restriction as to user that any dwelling to be constructed on Lots 2-9 inclusive is to be limited to a single storey dwelling; and
- ii. endorse that notation be added to the Section 149 planning certificates for the proposed lots to advise future purchasers of the quarry's operations.

ORD51/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Fedeli, Farrow, Mills and Morrison voted in favour of the Motion. Councillors Campbell, C Cagney and A Cagney voted against the Motion.)

ORD02 TWO X TWO STOREY DWELLINGS AND TORRENS TITLE SUBDIVISION - 18 HENNINGS WAY, GLEDWOOD HILLS

Resolution: Moved Councillor Fedeli, Seconded Councillor Morrison that Council approve DA 1525/2016 for the construction of two x two storey dwellings and Torrens title subdivision at 18 Hennings Way, Gledswood Hills, subject to conditions listed in Attachment 1.

ORD52/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Fedeli, Mills and Morrison voted in favour of the Motion. Councillors Campbell, C Cagney, A Cagney and Farrow voted against the Motion.)

ORD03 TWO STOREY DETACHED DUAL OCCUPANCY AND STRATA SUBDIVISION - 1 SPITZER STREET, GREGORY HILLS

Resolution: Moved Councillor Fedeli, Seconded Councillor Sidgreaves that Council approve DA1455/2016 for the construction of a two storey detached dual occupancy and strata subdivision at 1 Spitzer Street, Gregory Hills subject to the attached conditions.

ORD53/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Fedeli, Mills and Morrison voted in favour of the Motion. Councillors Campbell, C Cagney, A Cagney and Farrow voted against the Motion.)

ORD04 MULTI UNIT HOUSING DEVELOPMENT CONTAINING 33 UNITS WITH ASSOCIATED PARKING, SITE WORKS AND STRATA SUBDIVISION - 277 OLD HUME HIGHWAY, CAMDEN SOUTH

(Councillor Farrow left the chamber during discussion and voting on ORD04 - the time being 7.46pm).

AMENDMENT

Resolution: Moved Councillor Morrison, Seconded Councillor Fedeli that:

- i. Council approve DA 1246/2015 for construction of a multi-unit housing development containing 33 units with associated parking, site works and strata subdivision at 277 Old Hume Highway, Camden South subject to the attached conditions;
- ii. Council write to Wollondilly Shire Council requesting that they also install no stopping signage on the southern side of Wire Lane between the Old Hume Highway and Crookston Drive, Camden South, to facilitate improved sightlines for vehicles at this development; and
- iii. Council add a S149(5) certificate notation to 277 Old Hume Highway that Camden Valley Inn is in close proximity.

ORD54/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, Mills and Morrison voted in favour of the Motion. Councillors C Cagney and A Cagney voted against the Motion.)

(Councillor Farrow returned to the chamber at the conclusion of ORD04 - the time being 8.06pm).

ORD05 DRAFT SUBMISSION - DRAFT STATE ENVIRONMENTAL PLANNING POLICY FOR EDUCATIONAL ESTABLISHMENTS AND CHILD CARE FACILITIES AND DRAFT STATE ENVIRONMENTAL PLANNING POLICY FOR INFRASTRUCTURE

AMENDMENT

Resolution: Moved Councillor C Cagney, Seconded Councillor Fedeli that Council:

- i. endorse the attached draft submission to be forwarded to the Department of Planning and Environment subject to the draft submission being amended to take into consideration the varying needs of children in child care, as opposed to the needs of primary and high school children;
- ii. forward a copy of the submission to Mr Chris Patterson MP, State Member for Camden; and
- iii. forward a copy of the submission to the Greater Sydney Commission and South West Sydney District Commissioner.

ORD55/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD06 PROPOSED AMENDMENT TO CAMDEN LEP 2010 - 40 THE OLD OAKS ROAD, GRASMERE (LOT 101 DP 1087958)

AMENDMENT

Resolution: Moved Councillor Morrison, Seconded Councillor C Cagney that Council refuse the Amendment to the Camden LEP 2010 at 40 The Old Oaks Road, Grasmere for the following reasons:

- Two additional lots with dwelling entitlements to each does not produce an outcome that is compatible with the built form of surrounding R5 large lot residences in Grasmere.
- The proposed two additional lots could impact on the environmental and scenic qualities of the site which sits on a prominent ridgeline.
- The proposal does not provide an outcome that is consistent with the Draft South West District Plan, which seeks to protect the scenic qualities of ridgelines.
- The proposal in its current form does not provide certainty that any dwelling entitlements to the land not encroach the 300m odour buffer and create a land use conflict.

ORD56/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD07 PROPOSED AMENDMENT NO. 15 TO CAMDEN LEP 2010 AND CAMDEN DCP 2011 - GLENLEE

Resolution: Moved Councillor C Cagney, Seconded Councillor Campbell that Council:

- i. endorse the amended draft Planning Proposal to be forwarded to the Department of Planning and Environment for a revised Gateway Determination and advise that Council will be using its delegation pursuant to Section 23 of the *Environmental Planning and Assessment Act 1979*;
- ii. should the amended draft Planning Proposal not receive a revised Gateway Determination, notify the proponent that the amended Planning Proposal will not proceed;
- iii. subject to receiving a favourable response from the Department of Planning and Environment, proceed directly to publicly exhibit the amended Planning Proposal in accordance with the requirements of the Gateway Determination;
- iv. subject to no unresolved submissions being received;
 - a. forward the draft Planning Proposal - Amendment No. 15, Glenlee to the Department of Planning and Environment for the Plan to be made; and
 - b. grant delegations to the General Manager to adopt the proposed changes to draft Camden DCP 2011 and publicly notify the adoption in accordance with the provisions of the *Environmental Planning and Assessment Act 1979* and Regulations; or
- v. if unresolved submissions are received, require a further report to Council outlining the result of the public exhibition.

ORD57/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD08 COMMUNITY FINANCIAL ASSISTANCE POLICY REVIEW

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Morrison that Council adopt the recommended changes to the Community Financial Assistance Policy as detailed in this report and set out in the attachment.

ORD58/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD09 DELIVERY PROGRAM SIX MONTH PROGRESS REPORT (JULY TO DECEMBER 2016)

Resolution: Moved Councillor C Cagney, Seconded Councillor Sidgreaves that Council:

- i. note the report and Attachment 1; and
- ii. adopt the proposed changes to the policies and procedures identified in Attachment 2 – Review of Council’s Policies and Procedures.

ORD59/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

ORD10 WATER PLAY PARKS AND YOUTH PLAY SPACES

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

- i. endorse Town Park, Oran Park and Curry Reserve, Elderslie for water play parks;
- ii. endorse Harrington Park Lake, Harrington Park and Sedgewick Reserve, Currans Hill for youth play spaces;
- iii. allocate \$1,500,000 from S94 for the Curry Reserve water play park, with the additional \$2,500,000 to be funded from the Capital Works Reserve;
- iv. authorise the General Manager, or his delegate, to negotiate the terms of an appropriate funding agreement with Greenfields Development Corporation / Urban Growth to deliver the water play park at Oran Park Town Park, and have the agreement executed under Council’s Power of Attorney; and
- v. allocate \$190,000 in the 2018/2019 financial year and \$160,000 (indexed by CPI) per annum for maintenance of these facilities.

ORD60/17 THE MOTION ON BEING PUT WAS **CARRIED**

(Councillors Sidgreaves, Symkowiak, Campbell, Fedeli, C Cagney, A Cagney, Farrow, Mills and Morrison voted in favour of the Motion. No Councillors voted against the Motion.)

THE MEETING CLOSED AT 8.41PM