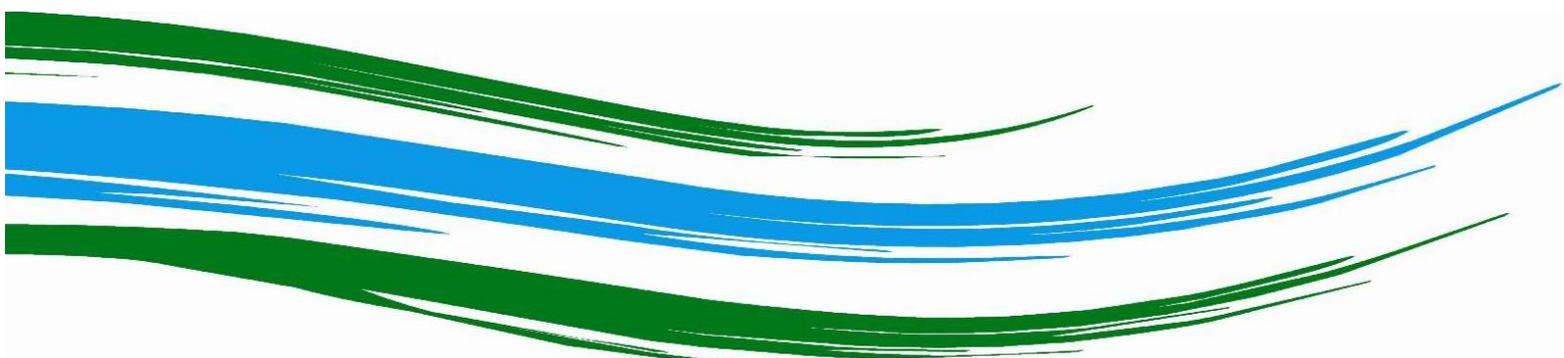




Camden Council Minutes

Ordinary Council Meeting
11 July 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 Farrow, Cr Fedeli, Cr Morrison, Cr Sidgreaves.

STAFF

General Manager, Director Customer & Corporate Strategy, Acting Director Planning & Environment, Director Community Assets, Acting Director Sport, Community & Recreation, Chief Financial Officer, Chief Information Officer, Manager Governance & Risk, Manager Corporate Performance & Customer Service, Acting Manager Development Certification, Manager Waste & Compliance, Manager Statutory Planning, Acting Manager Strategic Planning, Manager Assets, Design & Traffic Services, Manager Civil, Construction & Maintenance, Manager Community Development, Internal Audit Coordinator, Social Media Officer, Executive Services Coordinator, Executive Assistant, Senior Governance Officer, Governance Officer.

APOLOGIES

Resolution: Moved Councillor Farrow, Seconded Councillor C Cagney that Councillor Campbell and Councillor Mills be granted leave of absence.

ORD133/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

DECLARATIONS OF INTEREST

There were no declarations to be noted.

PUBLIC ADDRESSES

Mr Phil Mallam, on behalf of Boral Concrete, addressed Council in relation to ORD01 - Addendum Report - Construction and Operation of a Mobile Concrete Batching Plant and Associated Site Works - 60 Greendale Road, Bringelly.

Mr Luis Valarezo, on behalf of Sekisui House, addressed Council in relation to ORD05 - Twelve Development Applications for the Construction of 12 Two Storey Dwelling and Associated Site Works - 2 Longview Road, Gledswood Hills.

Ms Casey Hailes, on behalf of Australian Foundation for Disability, addressed Council in relation to ORD03 - Alterations & Additions to an Existing Dwelling & Use as a Group Home - 58 Valley View Drive, Narellan.

Mr Walter Trautsch addressed Council in relation to ORD02 - Section 82(A) Review - Use of an Existing Farm Building as a Depot Associated with a Construction Company - 238 Cobbitty Road, Cobbitty.

Mr Nicholas Harvey addressed Council in relation to ORD03 - Alterations & Additions to an Existing Dwelling & Use as a Group Home - 58 Valley View Drive, Narellan.

Mr Jeremy Swan addressed Council in relation to ORD02 - Section 82(A) Review - Use of an Existing Farm Building as a Depot Associated with a Construction Company - 238 Cobbitty Road, Cobbitty.

Mr Brian Stratton addressed Council in relation to ORD01 - Addendum Report - Construction and Operation of a Mobile Concrete Batching Plant and Associated Site Works - 60 Greendale Road, Bringelly.

Resolution: Moved Councillor Fedeli, Seconded Councillor Sidgreaves that the tentative speaker be heard in relation to ORD05 - Twelve Development Applications for the Construction of 12 Two Storey Dwelling and Associated Site Works - 2 Longview Road, Gledswood Hills.

ORD134/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

Ms Julia Musico addressed Council in relation to ORD05 - Twelve Development Applications for the Construction of 12 Two Storey Dwelling and Associated Site Works - 2 Longview Road, Gledswood Hills.

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

ORD135/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

CONFIRMATION OF MINUTES

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fedeli that the Minutes of the Ordinary Council Meeting held 27 June 2017 and the Local Traffic Committee Meeting held 20 June 2017, copies of which have been circulated, be confirmed and adopted.

ORD136/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD01 ADDENDUM REPORT - CONSTRUCTION AND OPERATION OF A MOBILE CONCRETE BATCHING PLANT AND ASSOCIATED SITE WORKS - 60 GREENDALE ROAD, BRINGELLY

AMENDMENT

Moved Councillor C Cagney, Seconded Councillor A Cagney that Council refuse DA 578/2016 for the construction and operation of a mobile concrete batching plant and associated site works at 60 Greendale Road, Bringelly for the following reasons:

- i. the site is zoned RU1 Primary Production by the Camden LEP 2010 and the proposed development is defined as industry by the LEP and is a prohibited land use in this zone;
- ii. the proposed development does not comply with the definition of a mobile batching plant under the *Protection of the Environment Operations Act 1997*, as the Act defines a 'mobile' plant as one that is operated temporarily for a total of no more than six months in any one year period (the application is for seven days per week for many years);

- iii. the height of the proposed silos (21m) exceeds the Camden LEP 2010 regulations (9.5m maximum);
- iv. the potential adverse affect on air quality and therefore risk to the health of local residents due to cement powder and other air borne pollutants that would be used on the site to manufacture cement;
- v. the possible contamination of residents' drinking water by cement powder and other materials when carried in the wind; all residents in this section of Bringelly rely on tank water as their only source of drinking water;
- vi. the EPA has advised that the proposal may have underestimated the peak impacts of emissions from the site by a factor that could be in the order of three, and that the PM10 and PM2.5 were averaged over a 24hr period; this could impact significantly on the air quality of the area;
- vii. the potential conflict with vehicles and pedestrians due to the significantly increased truck movements in and out of the site and on Greendale Road, taking into consideration the close proximity of a primary school and community centre approximately 500 metres from entrance to the site;
- viii. the likely degradation of the local roads, due to the daily increase of in excess of 100 heavy vehicles; many of the local roads are of poor quality;
- ix. the probable noise impact that the operation of an industrial plant would cause; and
- x. the proposed development is not in keeping with the expectations of the local community, who value their rural lands and lifestyle; the impacts of this industrial development would negatively affect the amenity of their rural area of Camden.

ORD137/17 THE AMENDMENT ON BEING PUT WAS **LOST**

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

FURTHER AMENDMENT

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Morrison that this matter be deferred to the next Ordinary Council meeting to allow Council officers to address the points listed in the previous proposed amendment.

ORD138/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD02 SECTION 82(A) REVIEW - USE OF AN EXISTING FARM BUILDING AS A DEPOT ASSOCIATED WITH A CONSTRUCTION COMPANY - 238 COBBITTY ROAD, COBBITTY

AMENDMENT

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Morrison that Council refuse DA 867/2016 for the use of an existing farm building as a depot associated with a construction company at 238 Cobbitty Road, Cobbitty, for the same reasons as it had been previously refused, those reasons being:

- i. non-compliance with existing conditions over a period of over a year;
- ii. use of the existing shed as a depot for an offsite construction company;
- iii. access road not being zoned for a depot; and
- iv. vehicle movements next to residences disturbing the amenity of the area.

ORD139/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD03 ALTERATIONS & ADDITIONS TO AN EXISTING DWELLING & USE AS A GROUP HOME - 58 VALLEY VIEW DRIVE, NARELLAN

AMENDMENT

Resolution: Moved Councillor Farrow, Seconded Councillor C Cagney that Council defer DA333/2017 to the next available Council meeting to allow Council to facilitate a meeting between the applicant and the affected residents.

ORD140/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD04 HOME BUSINESS - BEAUTY SALON - 10 PEISLEY COURT, HARRINGTON PARK

AMENDMENT

Resolution: Moved Councillor Fedeli, Seconded Councillor Sidgreaves that Council approve DA 297/2017 for a home business for a home beauty salon at 10 Peisley Court, Harrington Park, subject to the conditions attached being amended to include operating hours from 9.30am to 5pm on Saturdays.

ORD141/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD05 TWELVE DEVELOPMENT APPLICATIONS FOR THE CONSTRUCTION OF 12 TWO STOREY DWELLING AND ASSOCIATED SITE WORKS - 2 LONGVIEW ROAD, GLEDSDOOD HILLS

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

- i. approve DA 287/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 251 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached;
- ii. approve DA 288/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 252 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached;

- iii. approve DA 289/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 254 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached;
- iv. approve DA 290/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 242 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached;
- v. approve DA 292/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 241 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached;
- vi. approve DA 294/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 253 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached;
- vii. approve DA 295/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 249 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached;
- viii. approve DA 296/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 256 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached;
- ix. approve DA 300/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 258 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached;
- x. approve DA 303/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 257 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached;
- xi. approve DA 304/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 255 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached; and
- xii. approve DA 313/2017 for the construction of a two storey dwelling and associated site works at proposed Lot 259 Longview Road, Gledswood Hills registered as 2 Longview Road, Gledswood Hills, subject to the conditions attached.

ORD142/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD06 TENDER T008/2017 - PROVISION OF PLUMBING, ELECTRICAL AND GENERAL BUILDING MAINTENANCE SERVICES

Resolution: Moved Councillor Fedeli, Seconded Councillor Morrison that Council accept the tenders of the recommended companies as per the terms and conditions of Tender T008/2017 for provision of Plumbing, Electrical and/or General Building Maintenance Services:

Plumbing Services Preferred Contractor Panel

- Axis Maintenance Services Pty Ltd;
- B & G Enterprises (NSW) Pty Ltd;
- CC Consulting Services (NSW) Pty Ltd;
- Cecam Projects;
- CRG Plumbing & Maintenance Pty Ltd;
- GKB Holdings Pty Ltd;
- Jordans NSW;
- Lasimar Pty Ltd T/A Royal Flush Plumbing;
- Macarthur Gas;
- PJC Plumbing Services Pty Ltd;
- Roseville Plumbing;
- T & C Services Pty Ltd;
- TJS Services Group Pty Ltd;
- Trilla Group Pty Ltd; and
- Watertight Group Pty Ltd.

Electrical Services Preferred Contractor Panel

- B & G Enterprises (NSW) Pty Ltd;
- CC Consulting Services (NSW) Pty Ltd;
- Cecam Projects;
- DJ Saniforth & Co.;
- Exquisite Group Services Pty Ltd;
- Funnells Electrical Pty Ltd;
- Jordans NSW;
- Ram Electrical Services;
- Randall Electrics & Trade Services Pty Ltd;
- Runnymede Group;
- Starr Electrical;
- Sydney Electrical & Data Pty Ltd;
- T & C Services Pty Ltd;
- TJS Services Group Pty Ltd;
- Watertight Group Pty Ltd; and
- Wollondilly Electrical Contracting and Sales Pty Ltd.

General Building Services Preferred Contractor Panel

- CC Consulting Services (NSW) Pty Ltd;
- Cecam Projects;
- Combined Building Improvements;
- Coverit Building Group;
- Exquisite Group Services Pty Ltd;
- Progroup Management Pty Ltd;
- T & C Services;
- TJS Services Group Pty Ltd; and
- Watertight Group Pty Ltd.

ORD143/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD07 MINUTES TO THE 17 MAY 2017 BUSINESS ASSURANCE AND RISK COMMITTEE MEETING

Resolution: Moved Councillor Sidgreaves, Seconded Councillor Fedeli that Council note the Minutes to the Business Assurance and Risk Committee meeting of 17 May 2017.

ORD144/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

ORD08 CLOSURE OF THE MEETING TO THE PUBLIC

Resolution: Moved Councillor C Cagney, Seconded Councillor Sidgreaves that Council hear any objection or submission by a member of the public, limited to a period of four minutes, concerning the closure of the meeting.

ORD145/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

No objections or submissions were received.

MOTION

Resolution: Moved Councillor C Cagney, Seconded Councillor A Cagney that Council close the meeting to the media and public to discuss a report about information dealing with a personnel matter in accordance with the provisions of Sections 10A(2)(a), of the *Local Government Act, 1993*.

ORD146/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

CLOSURE OF THE MEETING TO THE PUBLIC

Following the resolution of ORD08, the meeting convened into Closed Council, the time being 7.29pm. The public and media left the Chamber.

OPEN COUNCIL

MOTION

Resolution: Moved Councillor A Cagney, Seconded Councillor C Cagney that the meeting reconvene into Open Council, the time being 7.31pm.

ORD147/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

The Council reconvened into Open Council, the time being 7.31pm. All Councillors were present in the Chamber on resumption into Open Council. The following was the decision of the Closed Council:

CC01 APPOINTMENT OF INDEPENDENT MEMBER TO BUSINESS ASSURANCE AND RISK COMMITTEE

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

- i. appoint the recommended independent member of the Business Assurance and Risk Committee as set out in the report for the remainder of the four year term (to March 2021) in accordance with the Business Assurance and Risk Committee Charter; and
- ii. write to the successful applicant to welcome her to Council's Business Assurance and Risk Committee.

ORD148/17 THE MOTION ON BEING PUT WAS **CARRIED**

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

THE MEETING CLOSED AT 7.32PM