

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME SHIRE COUNCIL
HELD AT THE COMMUNITY MEETING ROOM, LIBRARY COMPLEX, LIBRARY
COURT, HOLBROOK
AT 4.30PM ON WEDNESDAY, 18 MAY 2016**

IN ATTENDANCE: Councillors Wilton (Chairperson), Heriot, McInerney, Meyer, O'Neill, Osborne, Quinn and Schoff.

PRESENT: General Manager, Director Environment & Planning, Director Engineering, Director Corporate & Community Services and Executive Assistant.

Reverend James Coates offered a prayer to open the meeting.

ACKNOWLEDGEMENT OF COUNTRY

Cr Wilton offered an Acknowledgement of Country at the commencement of the meeting.

DECLARATION OF PECUNIARY INTEREST OR NON PECUNIARY INTEREST (CONFLICT OF INTEREST)

Cr Wilton gave notice of her intention to declare non pecuniary interest in ADDITIONAL MATTERS OF URGENCY and CLOSED COUNCIL REPORT CORPORATE AND COMMUNITY SERVICES NO. 1 HOLBROOK SUBMARINE CAFÉ – VARIATION TO LEASE.

General Manager, Steven Pinnuck, also gave notice of his intention to declare non pecuniary interest in PART A – FOR DETERMINATION – ENVIRONMENT AND PLANNING REPORT NO. 6 LOCAL HERITAGE PLACES ESTABLISHMENT GRANTS (FORMERLY LOCAL HERITAGE FUND) 2015-2016.

APOLOGY

4350 RESOLVED [Meyer/Quinn]

That the apology for Cr Schilg be received and leave of absence granted.

CONFIRMATION OF MINUTES

MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 20 APRIL 2016

4351 RESOLVED [Meyer/Quinn]

That the Minutes of the Ordinary Meeting of Greater Hume Shire Council held at Culcairn on Wednesday, 20 April 2016 as printed and circulated, be confirmed as a true and correct record of the proceedings of such meeting.

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ACTION REPORT FROM THE MINUTES

1. LONG TERM ACTION – QUESTION ON NOTICE – RAILWAY LAND AND RAILWAY SHED, HOLBROOK

General Manager advised that at long last the dilapidated railway shed is being demolished this week.

2. CROWN LANDS REVIEW

Cr Quinn queried the progress of the NSW Crown Lands Review and particularly the potential transfer of Crown Land used for community purposes to Council. General Manager advised that an update report will be submitted to the June meeting.

OFFICERS' REPORTS – PART A – FOR DETERMINATION

ENVIRONMENT AND PLANNING

1. DEVELOPMENT APPLICATION 10.2016.39 – APPLICATION FOR CHANGE OF USE – FERTILISER DISTRIBUTION ADDITION – LOT 18-19, 22-23 DP4045 – 56 WALLACE STREET HOLBROOK

MOTION [Osborne/O'Neill]

That DA 10.2016.39 be deferred to the June 2016 meeting to enable an on site inspection by available councillors.

ON BEING PUT TO THE VOTE THE MOTION WAS LOST.

DEVELOPMENT APPLICATION 10.2016.39 – APPLICATION FOR CHANGE OF USE – FERTILISER DISTRIBUTION ADDITION – LOT 18-19, 22-23 DP4045 – 56 WALLACE STREET HOLBROOK

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Meyer O'Neill Osborne	Heriot McInerney Quinn Schoff Wilton	Schilg	

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DEVELOPMENT APPLICATION 10.2016.39 – APPLICATION FOR CHANGE OF USE –
FERTILISER DISTRIBUTION ADDITION – LOT 18-19, 22-23 DP4045 – 56 WALLACE STREET
HOLBROOK [CONT'D]

4352 MOTION [Quinn/McInerney]

Pursuant to section 81(1)(a) of the Environmental Planning and Assessment Act 1979 and subject to the following conditions of consent, Council approve the change of use of the existing site to a fertiliser distribution use at Lots 18,19,22 and 23 DP 4505, 56 Wallace Street Holbrook:

**RECOMMENDED CONDITIONS:
APPROVED PLANS**

1 Compliance with Plans and Conditions

The development shall take place in accordance with the approved development plans, except as modified in red by Council and/or any conditions of this consent.

2 Time Period of Consent

This consent will lapse five (5) years from the date of determination unless the approved building, engineering or construction work has been physically commenced in accordance with this consent.

Development consent for the use of land does not lapse if the approved use of any land, building or work is actually commenced prior to the date on which the consent would otherwise lapse.

3 Construction - Hours of Work

All construction works will be restricted to the following hours in accordance with the NSW Environment Protection Authority Noise Control Guidelines:

- a. Mondays to Fridays, 7.00am to 6.00pm
- b. Saturdays, 8.00am to 1.00pm
- c. No work is permitted on Sundays and Public Holidays.

Construction works that are carried out in the open that involve the use of heavy vehicles, heavy machinery and other equipment likely to cause offence to adjoining properties is to be restricted to the above hours in accordance with the NSW Environment Protection Authority Noise Control Guidelines.

In the event that the demolition/construction relates to works inside the building and does not involve external walls or the roof, and do not involve the use of equipment that emits noise then the works are not restricted to the hours stated above. The provisions of the Protection of the *Environment Operations Act, 1997* in regulating offensive noise also apply to all construction works.

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DEVELOPMENT APPLICATION 10.2016.39 – APPLICATION FOR CHANGE OF USE –
FERTILISER DISTRIBUTION ADDITION – LOT 18-19, 22-23 DP4045 – 56 WALLACE STREET
HOLBROOK [CONT'D]

GENERAL CONDITIONS

The following conditions have been applied to ensure that the use of the land and/or building is carried out in such a manner that is consistent with the aims and objectives of the planning instrument affecting the land. A Principal Certifying Authority can either be Greater Hume Shire Council or an accredited certifier.

4 Construction – Maintenance and Clearing of Site

The site shall remain clean and all waste building materials and the like shall be contained within the site boundaries. The site is to be cleared of all building refuse and spoil immediately after completion of the works.

PRIOR TO THE COMMENCEMENT OF ANY WORKS

The following conditions of consent have been imposed to ensure that the administration and amenities relating to the proposed development comply with all relevant requirements. A Certifying Authority can either be Greater Hume Shire Council or an accredited certifier. All of these conditions are to be complied with prior to the commencement of any works on site.

5 Kerb and Gutter Protection

Prior to the commencement of any works on site, the developer shall provide and lay adequate footpath, kerb and gutter protection at all points of entry to the site in accordance with Council's Code of Protection of Footpaths and Erection of Hoardings. This protection shall be maintained in good condition throughout the course of construction.

6 Erosion and Sedimentation Control

Prior to the commencement of any works on site, controls shall be implemented prior to clearing of any site vegetation, to ensure the maintenance of the environment and to contain soil erosion and sediment on the property. Erosion and sediment controls shall be maintained until all construction works are completed and all disturbed areas are restored by turfing, paving and revegetation.

Note: On the spot penalties up to \$1,500 will be issued for any non-compliance with this requirement without any further notification or warning.

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FERTILISER DISTRIBUTION ADDITION – LOT 18-19, 22-23 DP4045 – 56 WALLACE STREET
HOLBROOK [CONT'D]

7 Toilet Facility

Prior to the commencement of any works on site, a flushing toilet facility is to be provided on site. The toilet must be connected to either a public sewer, or an accredited sewage management facility, or to an alternative sewage management facility (chemical closet) approved by Greater Hume Shire Council.

PRESCRIBED CONDITIONS OF CONSENT

The following conditions are known as “Prescribed Conditions” and are required by the Environmental Planning and Assessment Regulation 2000 to be imposed as part of any development consent whether or not they are relevant to the development approved under this consent. Please do not hesitate to contact staff in Council’s Development Department who will be happy to advise you as to whether or not the conditions are relevant to your consent.

- 8** All building work must be carried out in accordance with the requirements of the Building Code of Australia (as in force on the date the application for the relevant construction certificate or complying development certificate was made).
- 9** In the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of the Act, that such a contract of insurance is in force before any building work authorised to be carried out by the consent commences.
- 10** Residential building work within the meaning of the Home Building Act 1989 must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the following information:
- in the case of work for which a principal contractor is required to be appointed:
 - (i) the name and licence number of the principal contractor, and
 - (ii) the name of the insurer by which the work is insured under Part 6 of the Act,
 - in the case of work to be done by an owner-builder:
 - (i) the name of the owner-builder, and
 - (ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.

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HOLBROOK [CONT'D]

- 11** A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
- showing the name, address and telephone number of the principal certifying authority for the work, and
 - showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - stating that unauthorised entry to the work site is prohibited.

Any such sign is to be maintained while the building work is being carried out and must be removed when the work has been completed.

NOTE: This condition does not apply to building work that is carried out inside an existing building that does not affect the external walls of the building.

- 12** Any development that involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the development consent must, at the person's own expense:
- (i) protect and support the adjoining premises from possible damage from the excavation, and
 - (ii) where necessary, underpin the adjoining premises to prevent any such damage.

NOTE: The condition referred to in sub clause (1) does not apply if the person having the benefit of the development consent owns the adjoining land or the owner of the adjoining land has given consent in writing to that condition not applying.

13 Submission of an Annual Fire Safety Certificate

The owner of any building in which fire safety measures are installed, must cause the Council to be given an annual fire safety statement, within 12 months after the last such statement or final fire safety certificate was issued. The certificate shall certify:

- a. that each essential fire safety measure has been assessed by a properly qualified person and was found, at the date of assessment, to be capable of performing to a standard not less than that required by the current fire safety schedule.
- b. that a properly qualified person has inspected the building and has certified that, as at the date of inspection, the condition of the building did not disclose any grounds for a prosecution under Division C.

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FERTILISER DISTRIBUTION ADDITION – LOT 18-19, 22-23 DP4045 – 56 WALLACE STREET
HOLBROOK [CONT'D]

NOTES:

1. *As soon as practicable after an annual fire safety statement is issued, the owner of the building to which it relates:
 - (i) must cause a copy of the statement (and current fire safety schedule) to be given to the Commissioner of NSW Fire Brigades, and
 - (ii) Must cause a further copy of the statement (and current copy of the current fire safety schedule) to be prominently displayed in the building.*
2. *A "fire safety measure" is defined as any measure (including any item of equipment, form of construction or fire safety strategy) that is or is proposed to be, implemented in the building to ensure the safety of persons using the building in the event of fire.*

14 Storage of Combustible Materials

That the storage of combustible materials both above and below stairs or decks is to be avoided.

15 Hours of Operation

The hours of operation of the development are limited to 8.00am to 5.30pm Monday to Friday and 8.00am to 1.00pm Saturday.

16 No Advertising Approved

No advertising signage is to be erected on the land without prior Council consent.

17 External Lighting not to cause a nuisance

All exterior lighting associated with the development shall be designed and installed so that no light shall be cast onto any adjoining property.

18 Display of Goods not permitted outside property

Materials, goods or advertising structures are not to be stored, placed or displayed anywhere outside the property.

19 Vehicles driven in a forward direction

All vehicles must be driven in a forward direction at all times when entering or leaving the premises.

20 Disabled Access

Access for disabled people shall be provided in the building or portion of the building in accordance with Clause D3.2, D3.3, and Table D3.2 of the BCA and to the standards set out in AS 1428.1.

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HOLBROOK [CONT'D]

21 Unreasonable Noise and Vibration

The approved development must not adversely affect the amenity of the neighbourhood in any way, including:

- a. The appearance of any building, works or material used;
- b. The parking of motor vehicles;
- c. The hours of operation;
- d. Electrical interference;
- e. The storage of chemicals, gasses or other hazardous materials; or
- f. Emissions from the site.

- 22** Landscaping which provides an attractive barrier shall be provided along the rear boundary with Lot 112 DP 259562 (Kala Court Retirement Complex) Also landscaping is to be provided adjacent to the fertiliser silos along Frampton Street. Details of the proposed landscaping is to be submitted to Council for approval prior to planting.

AMENDMENT [Osborne/

That the matter be deferred subject to enable the drafting of an additional clause to ensure that there is no dust nuisance caused by the development.

THERE WAS A CALL FOR A SECONDER TO THE MOTION, BUT NONE WAS RECEIVED. THE MOTION LAPSED.

ON BEING PUT TO THE VOTE, THE MOTION WAS CARRIED.

DEVELOPMENT APPLICATION 10.2016.39 – APPLICATION FOR CHANGE OF USE –
FERTILISER DISTRIBUTION ADDITION – LOT 18-19, 22-23 DP4045 – 56 WALLACE
STREET HOLBROOK

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Heriot McInerney Meyer Quinn Schoff Wilton	Osborne O'Neill	Schilg	

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2. DA10.2015.71 – DIESEL TANK, DISPENSER AND ERECT NOISE REDUCING FENCE – LOT 72-75 DP12560 29 RAILWAY PARADE HENTY – APPLICANT RJ SINCLAIR PTY LTD

4353 RESOLVED [Meyer/Schoff]

Pursuant to section 81(1)(a) of the Environmental Planning and Assessment Act 1979 Council resolve to approve the installation of a 30KL above ground self bunded diesel tank, covered fuel dispensing area and noise reducing fencing at Lots 72-75 DP12560, 29 Railway Parade Henty subject to the following conditions of consent:

**PLANNING CONDITIONS
APPROVED PLANS**

1 Compliance with Plans and Conditions

The development shall take place in accordance with the approved development plans, except as modified in red by Council and/or conditions of this consent.

2 Time period of consent

This consent will lapse five (5) years from the date of determination unless the approved building, engineering or construction work has been physically commenced in accordance with this consent.

Development consent for the use of land does not lapse if the approved use of any land, building or work is actually commenced prior to the date on which the consent would otherwise lapse.

PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

The following conditions of consent must be complied with prior to the issue of a construction certificate by a Certifying Authority. The Certifying Authority can be either Greater Hume Shire Council or an Accredited Certifier. All necessary information to comply with the following conditions of consent must be submitted with the application for a construction certificate.

3 Approval required prior to the issue of construction certificate

The following documentation is to be submitted to Council or the Accredited Certifier, prior to the granting of the construction certificate:

- a. Plans and specifications designed by a structural engineer of the proposed noise barrier/fence that is to be erected along the rear boundary.
- b. Details of the bitumen sealing (or similar) of the swept path of the heavy vehicle accessing the site.

PRIOR TO THE COMMENCEMENT OF ANY WORKS

The following conditions of consent have been imposed to ensure that the administration and amenities relating to the proposed development comply with all relevant requirements.

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DA10.2015.71 – DIESEL TANK, DISPENSER AND ERECT NOISE REDUCING FENCE – LOT 72-75 DP12560 29 RAILWAY PARADE HENTY – APPLICANT RJ SINCLAIR PTY LTD [CONT'D]

A Certifying Authority can either be Greater Hume Shire Council or an accredited certifier. All of these conditions are to be complied with prior to the commencement of any works on site.

4 Construction Certificate Required

Prior to the commencement of any works, a construction certificate is required to be issued by a Certifying Authority.

Enquiries regarding the issue of a construction certificate can be made to Council on (02) 6036 0100

5 Appointment of a Principal Certifying Authority

Prior to the commencement of any works, the person having benefit of a development consent, or complying development certificate must:

- a. appoint a Principal Certifying Authority.

PRIOR TO OCCUPATION OF THE DEVELOPMENT

The following conditions of consent must be complied with prior to the issue of an Interim Occupation Certificate or Final Occupation Certificate by the Principal Certifying Authority.

6 Erosion and Sedimentation Control

Prior to the commencement of any works on site, controls shall be implemented prior to clearing of any site vegetation, to ensure the maintenance of the environment and to contain soil erosion and sediment on the property. Erosion and sediment controls shall be maintained until all construction works are completed and all disturbed areas are restored by turfing, paving and revegetation.

Note: On the spot penalties up to \$1,500 will be issued for any non-compliance with this requirement without any further notification or warning.

7 Interim / Final Occupation Certificate Required

Prior to the commencement of any use and/or occupation of the subject development (whole or part), either an Interim Occupation Certificate or Final Occupation Certificate must be issued.

Prior to the issue of any Occupation Certificate the Principal Certifying Authority must be satisfied that the development (part or whole) is in accordance with the respective Development Consent, Construction Certificate or Complying Development Certificate.

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DA10.2015.71 – DIESEL TANK, DISPENSER AND ERECT NOISE REDUCING FENCE – LOT 72-75 DP12560 29 RAILWAY PARADE HENTY – APPLICANT RJ SINCLAIR PTY LTD [CONT'D]

GENERAL CONDITIONS – DEVELOPMENT PLANNING

8 Deliveries

Vehicles servicing the site shall comply with the following requirements:

- a. All vehicular entries and exits shall be made in a forward direction.
- b. All vehicles awaiting loading, unloading or servicing shall be parked on site and not on adjacent or nearby public roads.

9 Vehicles driven in a forward direction

All vehicles must be driven in a forward direction at all times when entering or leaving the premises.

10 Stormwater

All stormwater drainage from the site shall be directed to the table drain and not create a nuisance for any adjoining landholders.

11 The approved development must not adversely affect the amenity of the neighbourhood in any way, including:

- g. The appearance of any building, works or material used;
- h. The parking of motor vehicles;
- i. The hours of operation;
- j. Electrical interference;
- k. The storage of chemicals, gasses or other hazardous materials; or
- l. Emissions from the site.

12 All external lighting of the site, including to parking areas and buildings, must be located, directed, baffled and shielded and of such limited intensity that no nuisance or loss of amenity is caused to any person beyond the site.

13 The acoustic fences are to be maintained at all times to the satisfaction of the Council.

14 Submission of an Annual Fire Safety Certificate

The owner of any building in which fire safety measures are installed, must cause the Council to be given an annual fire safety statement, within 12 months after the last such statement or final fire safety certificate was issued.

The certificate shall certify:

- a. that each essential fire safety measure has been assessed by a properly qualified person and was found, at the date of assessment, to be capable of performing to a standard not less than that required by the current fire safety schedule.
- b. that a properly qualified person has inspected the building and has certified that, as at the date of inspection, the condition of the building did not disclose any grounds for a prosecution under Division C.

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DA10.2015.71 – DIESEL TANK, DISPENSER AND ERECT NOISE REDUCING FENCE – LOT 72-75 DP12560 29 RAILWAY PARADE HENTY – APPLICANT RJ SINCLAIR PTY LTD [CONT'D]

NOTES:

1. *As soon as practicable after an annual fire safety statement is issued, the owner of the building to which it relates:*
 - (i) *must cause a copy of the statement (and current fire safety schedule) to be given to the Commissioner of NSW Fire Brigades, and*
 - (ii) *Must cause a further copy of the statement (and current copy of the current fire safety schedule) to be prominently displayed in the building.*
2. *A "fire safety measure" is defined as any measure (including any item of equipment, form of construction or fire safety strategy) that is or is proposed to be, implemented in the building to ensure the safety of persons using the building in the event of fire.*

GENERAL CONDITIONS – ENVIRONMENTAL & HEALTH

15 Trade Waste

Applicant will require submission of a Trade Waste Application to Greater Hume Shire Council (GHSC) and upon approval enter into a Trade Waste Agreement with GHSC.

DA10.2015.71 – DIESEL TANK, DISPENSER AND ERECT NOISE REDUCING FENCE – LOT 72-75 DP12560 29 RAILWAY PARADE HENTY – APPLICANT RJ SINCLAIR PTY LTD

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Heriot McInerney Meyer O'Neill Osborne Quinn Schoff Wilton		Schilg	

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4354 RESOLVED [McInerney/Osborne]

That PART A GOVERNANCE REPORT – HOLBROOK AIRPARK – HISTORY, CURRENT MANAGEMENT AND FUTURE DEVELOPMENT POTENTIAL be brought forward at this time (5.34pm).

Cr McInerney left the meeting room at 5.35pm, returning at 5.39pm.

GOVERNANCE

1. HOLBROOK AIRPARK – HISTORY, CURRENT MANAGEMENT AND FUTURE DEVELOPMENT POTENTIAL

4355 RESOLVED [Quinn/O'Neill]

That:

1. Council seek to implement Option 3 as outlined in Item 1 of the Governance Report to the May 2016 meeting of Council that being:

Council retain ownership of the Holbrook Airpark but when opportunities arise take a proactive approach to attracting potential developers to the site.

4356 RESOLVED [Osborne/O'Neill]

That the meeting return to the order as printed in the agenda at 5.43pm.

ENVIRONMENT AND PLANNING

3. DA10.2016.31 – REPLACEMENT OF THE KILN AIR POLLUTANT SCRUBBING PLANT – PT4 DP581243 HUESKE ROAD JINDERA – APPLICANT BLUEPRINT PLANNING

4357 RESOLVED [Osborne/O'Neill]

Pursuant to section 81(1)(a) of the Environmental Planning and Assessment Act 1979 Council resolve to approve the replacement kiln air scrubbing plant at PT4 DP581243 Hueske Road Jindera, subject to the following conditions of consent:

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DA10.2016.31 – REPLACEMENT OF THE KILN AIR POLLUTANT SCRUBBING PLANT – PT4
DP581243 HUESKE ROAD JINDERA – APPLICANT BLUEPRINT PLANNING [CONT'D]

PLANNING CONDITIONS

APPROVED PLANS

1 Compliance with Plans and Conditions

The development shall take place in accordance with the approved development plans, except as modified in red by Council and/or conditions of this consent.

2 Time period of consent

This consent will lapse five (5) years from the date of determination unless the approved building, engineering or construction work has been physically commenced in accordance with this consent.

Development consent for the use of land does not lapse if the approved use of any land, building or work is actually commenced prior to the date on which the consent would otherwise lapse.

PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

The following conditions of consent must be complied with prior to the issue of a construction certificate by a Certifying Authority. The Certifying Authority can be either Greater Hume Shire Council or an Accredited Certifier. All necessary information to comply with the following conditions of consent must be submitted with the application for a construction certificate.

3 Section 94A Levy Development Contributions

Prior to the issue of a construction certificate, a receipt for the payment to Greater Hume Shire Council of Section 94A Levy Contributions shall be submitted to the Certifying Authority. The Section 94A Levy is calculated at 1% of the cost of development, as determined at the date of this consent. The total contribution to be paid has been calculated at \$14,000.

NOTE: This amount may change if there is a delay with payment of the levy, as the cost of works is to be indexed before payment to reflect quarterly variations in the Consumer Price Index (CPI).

4 Approval required prior to the issue of construction certificate

The following documentation is to be submitted to Council prior to the granting of the construction certificate:

- a. Plans and specifications of the access road which show the first 30 metres from the road verge being sealed and the provision of a suitable cattle grid.

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DA10.2016.31 – REPLACEMENT OF THE KILN AIR POLLUTANT SCRUBBING PLANT – PT4
DP581243 HUESKE ROAD JINDERA – APPLICANT BLUEPRINT PLANNING [CONT'D]

PRIOR TO THE COMMENCEMENT OF ANY WORKS

The following conditions of consent have been imposed to ensure that the administration and amenities relating to the proposed development comply with all relevant requirements. A Certifying Authority can either be Greater Hume Shire Council or an accredited certifier. All of these conditions are to be complied with prior to the commencement of any works on site.

5 Erosion and Sedimentation Control

Prior to the commencement of any works on site, controls shall be implemented prior to clearing of any site vegetation, to ensure the maintenance of the environment and to contain soil erosion and sediment on the property. Erosion and sediment controls shall be maintained until all construction works are completed and all disturbed areas are restored by turfing, paving and revegetation.

Note: On the spot penalties up to \$1,500 will be issued for any non-compliance with this requirement without any further notification or warning.

6 Construction Certificate Required

Prior to the commencement of any works, a construction certificate is required to be issued by a Certifying Authority.

Enquiries regarding the issue of a construction certificate can be made to Council on (02) 6036 0100

7 Appointment of a Principal Certifying Authority

Prior to the commencement of any works, the person having benefit of a development consent, or complying development certificate must:

- a. appoint a Principal Certifying Authority.

PRIOR TO OCCUPATION OF THE DEVELOPMENT

The following conditions of consent must be complied with prior to the issue of an Interim Occupation Certificate or Final Occupation Certificate by the Principal Certifying Authority.

8 Interim / Final Occupation Certificate Required

Prior to the commencement of any use and/or occupation of the subject development (whole or part), either an Interim Occupation Certificate or Final Occupation Certificate must be issued.

Prior to the issue of any Occupation Certificate the Principal Certifying Authority must be satisfied that the development (part or whole) is in accordance with the respective Development Consent, Construction Certificate or Complying Development Certificate.

The attached application for Occupancy Certificate is to be completed and returned to Council 2 days prior to an inspection for an Occupation Certificate.

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME SHIRE COUNCIL
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COURT, HOLBROOK
AT 4.30PM ON WEDNESDAY, 18 MAY 2016**

DA10.2016.31 – REPLACEMENT OF THE KILN AIR POLLUTANT SCRUBBING PLANT – PT4
DP581243 HUESKE ROAD JINDERA – APPLICANT BLUEPRINT PLANNING [CONT'D]

9 Vehicular Crossover

The typical rural driveway crossover shall be in accordance with Council's Specifications Drawing (see attached). All works associated with the vehicle crossover shall be inspected by Council's Engineering Department prior to any pouring of concrete. A Road Opening Permit will only be issued upon completion of "Road Opening Permit Application" (form attached) and payment of the fee applicable.

GENERAL CONDITIONS – DEVELOPMENT PLANNING

10 The approved development must not adversely affect the amenity of the neighbourhood in any way, including:

- a. The appearance of any building, works or material used;
 - b. The parking of motor vehicles;
 - c. The hours of operation;
 - d. Electrical interference;
 - e. The storage of chemicals, gasses or other hazardous materials; or
 - f. Emissions from the site.

11 Vehicles driven in a forward direction

All vehicles must be driven in a forward direction at all times when entering or leaving the premises.

EPA REQUIREMENTS

External Referrals

The Environmental Protection Authority EPA provided the following comments with one being included by way of conditions of consent:

- 12** The proponent will need to ensure that waste products generated by the proposed works are classified in accordance with the Waste Classification Guidelines and disposed of to a facility lawfully able to receive the waste. The Waste Classification Guidelines are available on the EPS's website at <http://www.epa.nsw.gov.au/wasterregulation/classify-guidelines.htm>

DA10.2016.31 – REPLACEMENT OF THE KILN AIR POLLUTANT SCRUBBING PLANT – PT4
DP581243 HUESKE ROAD JINDERA – APPLICANT BLUEPRINT PLANNING

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Heriot McInerney Meyer O'Neill Osborne Quinn Schoff Wilton		Schilg	

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4. DEVELOPMENT REVIEW REPORT UNDER SECTION 82A OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 FOR - DEVELOPMENT APPLICATION 10.2016.16 – CONSTRUCT A SHED – LOT 707 DP1202940 – 81 COOGERA CIRCUIT JINDERA

MOTION [Osborne/O'Neill]

That Council refuse the Section 82A request because the proposed reduction in size is not sufficient to adequately address the reasons for refusal that were endorsed by Council at the April Ordinary meeting when this matter was considered.

ON BEING PUT TO THE VOTE THE MOTION WAS LOST.

DEVELOPMENT REVIEW REPORT UNDER SECTION 82A OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 FOR - DEVELOPMENT APPLICATION 10.2016.16 – CONSTRUCT A SHED – LOT 707 DP1202940 – 81 COOGERA CIRCUIT JINDERA

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Osborne O'Neill Schoff	Heriot McInerney Meyer Quinn Wilton	Schilg	

4358 RESOLVED [Quinn/McInerney]

Pursuant to section 81(1)(a) of the Environmental Planning and Assessment Act 1979 Council grant consent to Development Application 10.2016.16 for construction of a proposed 240m² shed at 81 Coogera Circuit, Lot 707 DP1202940, Jindera with the following conditions:

RECOMMENDED CONDITIONS:

APPROVED PLANS

1 Compliance with Plans and Conditions

The development shall take place in accordance with the approved development plans, except as modified in red by Council and/or any conditions of this consent.

2 Time Period of Consent

This consent will lapse five (5) years from the date of determination unless the approved building, engineering or construction work has been physically commenced in accordance with this consent.

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Development consent for the use of land does not lapse if the approved use of any land, building or work is actually commenced prior to the date on which the consent would otherwise lapse.

3 Construction - Hours of Work

All construction works will be restricted to the following hours in accordance with the NSW Environment Protection Authority Noise Control Guidelines:

- a. Mondays to Fridays, 7.00am to 6.00pm
- b. Saturdays, 8.00am to 1.00pm
- c. No work is permitted on Sundays and Public Holidays.

Construction works that are carried out in the open that involve the use of heavy vehicles, heavy machinery and other equipment likely to cause offence to adjoining properties is to be restricted to the above hours in accordance with the NSW Environment Protection Authority Noise Control Guidelines.

In the event that the demolition/construction relates to works inside the building and does not involve external walls or the roof, and do not involve the use of equipment that emits noise then the works are not restricted to the hours stated above. The provisions of the *Protection of the Environment Operations Act, 1997* in regulating offensive noise also apply to all construction works.

GENERAL CONDITIONS

The following conditions have been applied to ensure that the use of the land and/or building is carried out in such a manner that is consistent with the aims and objectives of the planning instrument affecting the land. A Principal Certifying Authority can either be Greater Hume Shire Council or an accredited certifier.

4 Compliance with Construction Certificate

All building works approved in this development consent must comply with the terms of the consent the plans, specifications and any other approved documents relevant to the approved Construction Certificate.

5 Compliance with the Building Code of Australia

All building work must be carried out in accordance with the provisions of the Building Code of Australia. Compliance with the performance requirements can only be achieved by:

- a. complying with the deemed-to-satisfy provisions; or
- b. formulating an alternative solution which:
 - i. complies with the performance requirements; or
 - ii. is shown to be at least equivalent to the deemed-to-satisfy provisions; or
- c. a combination of (a) and (b).

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CONSTRUCT A SHED – LOT 707 DP1202940 – 81 COOGERA CIRCUIT JINDERA [CONT'D]

6 Use of Building

The building shall not be used for industrial, commercial or human habitation purposes without further consideration by Council.

7 Critical Stage Inspections

In accordance with Section 109E of the Environmental Planning and Assessment Act 1979 the Principal Certifying Authority for this development is to inform the applicant of the Critical Stage Inspections prescribed for the purposes of Section 109E(3)(d) Environmental Planning and Assessment Regulation 2000.

Note: A \$600 on the spot fine may be issued for failing to request the Principal Certifying Authority to undertake the above inspections.

8 Stormwater Disposal

All stormwater shall be directed to the existing stormwater disposal system or alternatively to Coogera Circuit.

PRIOR TO THE COMMENCEMENT OF ANY WORKS

The following conditions of consent have been imposed to ensure that the administration and amenities relating to the proposed development comply with all relevant requirements. A Certifying Authority can either be Greater Hume Shire Council or an accredited certifier. All of these conditions are to be complied with prior to the commencement of any works on site.

9 Landscaping Plan

Prior to the commencement of works, a landscaping plan to the satisfaction of the Certifying Authority shall be provided with sufficient tree planting on the southern boundary to adequately screen the shed from the adjoining property and the street.

10 Construction Certificate Required

Prior to the commencement of any works, a construction certificate is required to be issued by a Certifying Authority.

Enquiries regarding the issue of a construction certificate can be made to Council on 02) 6029 8588.

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11 Appointment of a Principal Certifying Authority

Prior to the commencement of any works, the person having benefit of a development consent, or complying development certificate must:

- a. appoint a Principal Certifying Authority; and
- b. notify Council of the appointment.

12 Notify Council of Intention to Commence Works

The applicant must notify Council, in writing of the intention to commence works at least two (2) days prior to the commencement of any works on site.

13 Erosion and Sedimentation Control

Prior to the commencement of any works on site, controls shall be implemented prior to clearing of any site vegetation, to ensure the maintenance of the environment and to contain soil erosion and sediment on the property. Erosion and sediment controls shall be maintained until all construction works are completed and all disturbed areas are restored by turfing, paving and revegetation.

Note: On the spot penalties up to \$1,500 will be issued for any non-compliance with this requirement without any further notification or warning.

14 Toilet Facility

Prior to the commencement of any works on site, a flushing toilet facility is to be provided on site. The toilet must be connected to either a public sewer, or an accredited sewage management facility, or to an alternative sewage management facility (chemical closet) approved by Greater Hume Shire Council.

15 Sign During Construction

Prior to the commencement of works, a sign must be erected in a prominent position on site during construction:

- a. Stating that unauthorised entry to the work site is prohibited,
- b. Showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours, and
- c. Showing the name, address and a telephone number of the Principal Certifying Authority for the development.

Note: A \$600 on the spot fine may be issued for non-compliance with this condition.

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PRESCRIBED CONDITIONS OF CONSENT

The following conditions are known as “Prescribed Conditions” and are required by the Environmental Planning and Assessment Regulation 2000 to be imposed as part of any development consent whether or not they are relevant to the development approved under this consent. Please do not hesitate to contact staff in Council’s Development Department who will be happy to advise you as to whether or not the conditions are relevant to your consent.

- 16** All building work must be carried out in accordance with the requirements of the Building Code of Australia (as in force on the date the application for the relevant construction certificate or complying development certificate was made).
- 17** In the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of the Act, that such a contract of insurance is in force before any building work authorised to be carried out by the consent commences.
- 18** Residential building work within the meaning of the Home Building Act 1989 must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the following information:
- in the case of work for which a principal contractor is required to be appointed:
 - (i) the name and licence number of the principal contractor, and
 - (ii) the name of the insurer by which the work is insured under Part 6 of the Act,
 - in the case of work to be done by an owner-builder:
 - (i) the name of the owner-builder, and
 - (ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.
- 19** A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
- showing the name, address and telephone number of the principal certifying authority for the work, and
 - showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - stating that unauthorised entry to the work site is prohibited.

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Any such sign is to be maintained while the building work is being carried out and must be removed when the work has been completed.

NOTE: This condition does not apply to building work that is carried out inside an existing building that does not affect the external walls of the building.

- 20** Any development that involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the development consent must, at the person's own expense:
- (iii) protect and support the adjoining premises from possible damage from the excavation, and
 - (iv) where necessary, underpin the adjoining premises to prevent any such damage.

NOTE: The condition referred to in sub clause (1) does not apply if the person having the benefit of the development consent owns the adjoining land or the owner of the adjoining land has given consent in writing to that condition not applying.

PRIOR TO OCCUPATION OF THE DEVELOPMENT

The following conditions of consent must be complied with prior to the issue of an Interim Occupation Certificate or Final Occupation Certificate by the Principal Certifying Authority.

21 Interim/Final Occupation Certificate Required

Prior to the commencement of any use and/or occupation of the subject development (whole or part), either an Interim Occupation Certificate or Final Occupation Certificate must be issued.

Prior to the issue of any Occupation Certificate the Principal Certifying Authority must be satisfied that the development (part or whole) is in accordance with the respective Development Consent, Construction Certificate or Complying Development Certificate.

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DEVELOPMENT REVIEW REPORT UNDER SECTION 82A OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 FOR - DEVELOPMENT APPLICATION 10.2016.16 – CONSTRUCT A SHED – LOT 707 DP1202940 – 81 COOGERA CIRCUIT JINDERA

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Heriot McInerney Meyer Quinn Wilton	Osborne O'Neill Schoff	Schilg	

Cr O'Neill left the meeting room at 5.56pm, returning at 5.57pm.

5. VARIATION TO TENDER PRICE - HENTY SWIMMING POOL UPGRADE – KEIGHTLY STREET HENTY

4359 RESOLVED [Meyer/Schoff]

Council endorse the changed scope of works for Stage 1 has increased which has resulted in additional costs of \$71,380 for a total amended contract price of \$764,740.

6. LOCAL HERITAGE PLACES ESTABLISHMENT GRANTS (FORMERLY LOCAL HERITAGE FUND) 2015-2016

AT THIS JUNCTURE, GENERAL MANAGER, STEVEN PINNUCK, MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE CHAMBER AT 5.59PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993 AND TOOK NO PART IN THE DISCUSSION ON THE MATTER. THE REASON BEING IS THAT STEVEN PINNUCK IS PRESIDENT OF CULCAIRN PONY CLUB, ONE OF THE USER GROUPS OF THE CULCAIRN SHOWGROUND. THE CULCAIRN SHOWGROUND COMMITTEE HAS MADE APPLICATION FOR GRANT FUNDING IN THE CURRENT REPORT NOW BEFORE THE COUNCIL.

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LOCAL HERITAGE PLACES ESTABLISHMENT GRANTS (FORMERLY LOCAL HERITAGE FUND)
2015-2016 [CONT'D]

4360 RESOLVED [Osborne/Heriot]

That Council approve:

- a. Heritage Fund Application 05-15/16 for the frontage restoration and signage, painting and associated conservation works to the Jindera School of Arts Hall, 109 Urana Street, Jindera for \$2,000.
- b. Heritage Fund Application 06-15/16 for conservation works to the grandstand at the Culcairn Showground, Federal Street, Culcairn for \$2,000.

General Manager, Steven Pinnuck, returned to the chamber at 6.01pm.

7. JINDERA LOW DENSITY RESIDENTIAL MASTER PLAN, URANA ROAD AND PIONEER DRIVE JINDERA

4361 RESOLVED [O'Neill/Schoff]

That:

1. Council note the progress of the Jindera Low Density Residential Master Plan.
2. in accordance with Section 56 of the *Environmental Planning and Assessment Act 1979*, Council resolve to submit to the Department of Planning and Infrastructure for a Gateway Determination a planning proposal for an amendment to the existing minimum lot size for Lots 4 DP240938, Part Lot 6 DP240938 and Lots 30 and 31 DP1062153 from 4,000 sqm to 2,000 sqm.

JINDERA LOW DENSITY RESIDENTIAL MASTER PLAN, URANA ROAD AND PIONEER DRIVE JINDERA

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Heriot McInerney Meyer O'Neill Osborne Schoff Wilton	Quinn	Schilg	

Cr Quinn requested that his opposition to the motion be recorded.

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GOVERNANCE

1. HOLBROOK AIRPARK – HISTORY, CURRENT MANAGEMENT AND FUTURE DEVELOPMENT POTENTIAL

Dealt with earlier in the meeting.

2. DETERMINATIONS OF LOCAL GOVERNMENT REMUNERATION TRIBUNAL - MAYOR'S AND COUNCILLORS' FEES

4362 RESOLVED [Meyer/Heriot]

That:

1. the fee payable to Councillors be set at \$10,380 per annum effective 1 July 2016
2. In addition to the adopted Councillor fee above, the fee payable to the Mayor be set at \$11,703 per annum effective 1 July 2016.
3. an allowance of \$1,877 be paid to the Deputy Mayor from the 2016/2017 Mayoral Allowance.

3. 2015/2016 DELIVERY PLAN – REPORT AS AT 31 MARCH 2016

4363 RESOLVED [Quinn/Heriot]

The report be received and noted.

4. LGNSW – ELECTION OF THE BOARD OF DIRECTORS

4364 RESOLVED [McInerney/Quinn]

That Council nominate Cr Wilton and Cr Meyer as voting delegates for the forthcoming Local Government NSW election for Board of Directors.

5. LOCAL GOVERNMENT ELECTIONS – SATURDAY 10 SEPTEMBER 2016

4365 RESOLVED [Osborne/Quinn]

That the report be received and noted.

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CORPORATE AND COMMUNITY SERVICES

1. INTERIM 2015/2016 QUARTERLY BUDGET REVIEW AS AT 31 MARCH 2016

4366 RESOLVED [Osborne/Quinn]

That Council note and approve the Interim Budget Review Statement as at 31 March 2016.

ENGINEERING

1. CREATING A PLAN FOR BETTER URBAN ADDRESSING IN JINDERA

4367 RESOLVED [Osborne/O'Neill]

That the report be received and noted.

2. NAMING OF UN-NAMED ROAD SOUTH OF ALBURY STREET, HOLBROOK

4368 RESOLVED [McInerney/Heriot]

That:

1. Council endorse the naming of the road as Bethana Lane.
2. Staff be authorised to proceed with the process of consultation via advertising in the local newspapers.
3. if no objections are made, gazetting the road name and notifying all appropriate agencies.

3. REQUESTED CHANGE OF ROAD NAME – PART OF BARBERS ROAD

4369 RESOLVED [Quinn/Heriot]

That :

1. Council endorse the change of the name for a section of Barbers Road to The Elms Lane.
2. Staff be authorised to proceed with the process of consulting via advertising in the local Newspapers.
3. if no objections are made, gazetting the changes and notifying all appropriate agencies.

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PART B - ITEMS FOR INFORMATION

GOVERNANCE

1. **OFFICE OF LOCAL GOVERNMENT CIRCULARS**
2. **LOCAL GOVERNMENT NEW SOUTH WALES (LGNSW) – WEEKLY CIRCULARS**
3. **TOURISM AND PROMOTIONS OFFICER'S REPORT**

CORPORATE AND COMMUNITY SERVICES

1. **CUSTOMER REQUEST MODULE – SUMMARIES OF MONTHLY REQUESTS**
2. **STATEMENTS OF BANK BALANCES AND INVESTMENTS AS AT 30 APRIL 2016**
3. **HUMAN RESOURCES REPORT**

ENGINEERING

1. **APRIL REPORT OF WORKS**
2. **WATER & SEWER REPORT – APRIL 2016**

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ENVIRONMENT AND PLANNING

1. **DEVELOPMENT APPLICATIONS PROCESSED FOR THE MONTH OF APRIL 2016**

2. **SENIOR WEEDS OFFICER'S REPORT – MAY 2016**

3. **RANGER'S REPORT – APRIL 2016**

4370 RESOLVED [Quinn/Meyer]

That Part B of the Agenda be received and noted.

Cr Meyer left the meeting room at 6.31pm, returning at 6.33pm.

PART C – COMMITTEE AND DELEGATE REPORTS

4371 RESOLVED [Quinn/Meyer]

That Part C of the Agenda be received and noted.

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MATTER OF URGENCY

4372 RESOLVED [Osborne/Meyer]

And ruled by the Chair that the MATTER OF URGENCY GOVERNANCE REPORT INDEPENDENT PRICING AND REGULATORY TRIBUNAL (IPART) – REVIEW OF THE LOCAL GOVERNMENT RATING SYSTEM be dealt with at this time.

4373 RESOLVED [Osborne/Meyer]

That standing orders be suspended at 6.35pm.

4374 RESOLVED [Meyer/Heriot]

That standing orders resume at 7.10pm.

1. INDEPENDENT PRICING AND REGULATORY TRIBUNAL (IPART) – REVIEW OF THE LOCAL GOVERNMENT RATING SYSTEM

4375 RESOLVED [Quinn/Meyer]

That Council's submission to IPART'S "Review of the Local Government Rating System" be adopted.

ADDITIONAL MATTERS OF URGENCY

4376 RESOLVED [Osborne/Meyer]

And ruled by the Chair that the ADDITIONAL MATTER OF URGENCY CORPORATE AND COMMUNITY SERVICES REPORT HOLBROOK SUBMARINE CAFÉ – VARIATION OF LEASE be dealt with at this time.

1. HOLBROOK SUBMARINE CAFE – VARIATION OF LEASE

4377 RESOLVED [Osborne/McInerney]

That the matter of a lease of retail property at Holbrook be referred to Closed Council in accordance with Section 10 A (2) (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

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HOLBROOK SUBMARINE CAFE – VARIATION OF LEASE [CONT'D]

REASON

The need to preserve the confidentiality of the valuations received from Taylor Byrne Property Valuers to ensure that rental is maximised, outweighs the public interest in maintaining openness and transparency in Council decision making because the disclosure of this information could compromise the commercial position of Council.

4378 RESOLVED [Osborne/McInerney]

And ruled by the Chair that the ADDITIONAL MATTER OF URGENCY CORPORATE AND COMMUNITY SERVICES REPORT EXTENSION OF TRAINEESHIP be dealt with at this time.

2. EXTENSION OF TRAINEESHIP

4379 RESOLVED [Osborne/McInerney]

That the matter of the review of organisation structure is confidential in nature and that the matter be referred to Closed Council (Committee Of The Whole) for discussion, in accordance with the relevant section of the Local Government Act 1993 section 10a (2)(a) personnel matters concerning particular individuals (other than councillors).

REASON FOR REFERRAL

Details relating to traineeship positions are confidential in nature and relate to the personal employment arrangements for staff.

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QUESTIONS ON NOTICE

1. TELSTRA NBN PLANNED MAINTENANCE

At the recent LEMC meeting Cr Osborne raised the issue of Telstra NBN planned maintenance and the implications of this as it appears emergency services, local government, businesses and residents are not made aware as a matter of course. This recently took place in Jindera and could have had severe ramifications as phone service was lost and mobile service is not reliable.

2. RAILWAY SHED

Cr Heriot indicated that it was a lift to sprits to see the disused railway shed coming down this week.

3. INSTALLATION OF BOLLARDS AT 68 ALBURY STREET, HOLBROOK

Cr Heirot queried progress regarding the installation of street bollards at 68 Albury Street, Holbrook. Director Engineering advised bollards have been ordered and should be installed shortly.

Cr O'Neill left the meeting room at 7.13pm.

4. SWEETWATER RETIREMENT PROJECT

Cr Heriot queried progress. General Manager advised that it was likely that a development application for further construction at the complex could be received in the near future.

5. LOCAL AREA HEALTH COMMITTEE IN HENTY – INITIATIVES TO REDUCE STAFF GRADINGS IN HENTY HOSPITAL

Cr Meyer advised that there has been moves to alter and demote staffing positions at Henty Hospital.

Cr O'Neill returned to the meeting room at 7.15pm.

6. JOINT REGIONAL PLANNING PANEL – CULCAIRN HOSPITAL

AT THIS JUNCTURE, CR DENISE OSBORNE MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE CHAMBER AT 7.16PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993. THE REASON BEING IS THAT CR OSBORNE IS COUNCIL'S DELEGATE TO THE JOINT REGIONAL PLANNING PANEL.

At this juncture Cr Osborne left the chamber at 7.16pm.

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Cr Heriot queried progress. General Manager advised that he would follow the matter up with Health Administration.

Cr Osborne returned to the chamber at 7.18pm.

7. MAINTENANCE AND CONDITION REPORT OF COUNCIL'S HALLS IN THE SHIRE

Cr Schoff advised that members of the community have concerns for the maintenance and conditions of a number of halls in the shire and requested a report be presented to a future meeting of Council on the matter.

8. EXTRAORDINARY MEETING OF JINDERA COMMUNITY FORUM

Cr Osborne indicated that the Jindera Community Forum has called an extraordinary meeting on Tuesday, 24 May and the General Manager has been invited to attend (and will attend).

CLOSING THE MEETING

At this juncture one member of the press present in the gallery left the meeting room.

4380 RESOLVED [7.19pm] [Quinn/Osborne]

That the meeting be closed during the discussion of the confidential matters listed in the agenda.

COMMITTEE OF WHOLE SECTION

4381 RESOLVED [Quinn/Osborne]

That, in accordance with the provisions of the Local Government Act 1993, Council enter into 'Committee of the Whole' for the discussion of the following items of business:

CORPORATE AND COMMUNITY SERVICES

1. HOLBROOK SUBMARINE CAFE – VARIATION OF LEASE

2. EXTENSION OF TRAINEESHIP

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME SHIRE COUNCIL
HELD AT THE COMMUNITY MEETING ROOM, LIBRARY COMPLEX, LIBRARY
COURT, HOLBROOK
AT 4.30PM ON WEDNESDAY, 18 MAY 2016**

CONFIDENTIAL - CLOSED COUNCIL (COMMITTEE OF THE WHOLE)

CORPORATE AND COMMUNITY SERVICES

AT THIS JUNCTURE, CR HEATHER WILTON MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE CHAMBER AT 7.20PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993. THE REASON BEING IS THAT CR WILTON IS A PERSONAL FRIEND OF THE CURRENT LESSEES OF THE SUBMARINE CAFÉ, AND THE REPORT NOW BEFORE COUNCIL DEALS WITH A VARIATION OF LEASE FOR THE SUBMARINE CAFÉ.

Cr Meyer took the chair at this juncture.

1. HOLBROOK SUBMARINE CAFE – VARIATION OF LEASE

RECOMMENDATION [Quinn/McInerney]

1. That the General Manager be authorised to undertake negotiations with Wazlen Pty Limited in regard to the proposed lease rental on behalf of Council.
2. Council approve the variations to the lease between Greater Hume Shire Council and Wazlen Pty Limited, as provided within this report.
3. The Mayor and General Manager be authorised to sign the Variation of Lease to Wazlen Pty Limited under the Common Seal of Council.

Cr Wilton returned to the meeting room at 7.22pm.

AT THIS JUNCTURE, CR DENISE OSBORNE MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE CHAMBER AT 7.22PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993. THE REASON BEING IS THAT CR OSBORNE IS A BOARD MEMBER OF ATEL WHICH IS REFERRED TO IN THE REPORT NOW BEFORE THE COUNCIL.

AT THIS JUNCTURE, CR KAREN SCHOFF MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE CHAMBER AT 7.22PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993. THE REASON BEING IS THAT CR SCHOFF IS A DIRECTOR ON THE ATEL BOARD WHICH IS REFERRED TO IN THE REPORT NOW BEFORE THE COUNCIL.

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME SHIRE COUNCIL
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AT 4.30PM ON WEDNESDAY, 18 MAY 2016**

2. EXTENSION OF TRAINEESHIP

RECOMMENDATION [Quinn/O'Neill]

That:

1. Council apply for early completion of the Library and Cultural Services Traineeship and that the employment arrangement between Hannah Daniel and ATEL be concluded as soon as possible.
2. Commence a new traineeship at Diploma level for the period until 30 June 2017 and that Hannah Daniel be directly employed by Council.

ORDINARY MEETING RECONVENED

4382 RESOLVED 7.25pm [O'Neill/McInerney]

That the Ordinary Meeting be reconvened for the purpose of determining the report of the matter dealt with in Committee.

COMMITTEE REPORT

The Chairperson reported that the Committee of the Whole makes the following recommendation.

RECOMMENDATION OF CLOSED COUNCIL (COMMITTEE OF THE WHOLE)

4383 RESOLVED [O'Neill/Quinn]

That the foregoing report and recommendation from Closed Council (Committee of the Whole) be adopted.

Crs Osborne and Schoff returned to the meeting room at 7.26pm.

There being no further business, the meeting concluded at 7.32pm.

THESE MINUTES WERE CONFIRMED at the Council meeting held on 22 June 2016 at which time the signature hereon was subscribed.

Cr Heather Wilton, Mayor
Mayor, Greater Hume Shire Council