

MidCoastCouncil



**MINUTES OF THE
ORDINARY COUNCIL MEETING**

**HELD AT THE ADMINISTRATION CENTRE
89 KING STREET, GLOUCESTER**

ON WEDNESDAY 8 FEBRUARY 2017

**Glenn Handford
INTERIM GENERAL MANAGER**

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Minutes of the Ordinary Meeting of MidCoast Council held at the Administration Centre, 89 King Street, Gloucester, on Wednesday 8 February 2017 commencing at 2.00PM.

Present: Administrator (John Turner)
In Attendance: Interim General Manager (Glenn Handford)
Director Engineering & Infrastructure (Ron Hartley)
Director Community Spaces & Services (Paul De Szell)
Director Planning & Natural Systems (Lisa Schiff)
Director Corporate & Business Systems (Steve Embry)
Minute Taker (Janine Mitchell)

Apologies: Nil

The following document is the minutes of the Council meeting held on 8 February 2017.

These minutes are subject to confirmation as to their accuracy at the next meeting to be held on 22 February 2017 and therefore subject to change.

Please refer to the minutes of the meeting of 22 February 2017 for confirmation.

ACKNOWLEDGEMENT OF TRADITIONAL CUSTODIANS

The Administrator recognised the traditional custodians of the land and paid respect to their elders and heritage.

DISCLOSURES OF INTEREST

Nil.

APOLOGIES

Nil.

CONFIRMATION OF MINUTES

6/17 RESOLVED (Turner)

That the minutes of the Extraordinary Meeting held on 18 January 2017 be adopted.

ADDRESSES FROM THE PUBLIC GALLERY

Nil

CONSIDERATION OF REPORTS

DIRECTOR PLANNING & NATURAL SYSTEMS

1 NSW COASTAL REFORMS - MIDCOAST COUNCIL SUBMISSION

Report Author Alexandra Macvean, Senior Strategic Planner

7/17 RESOLVED (Turner) (as per recommendation)

- A. Council gives in-principle support to the initiatives and intent of the Department of Planning & Environment Coastal Reforms.
- B. Council endorse the provision of relevant Council mapping data to the Department of Planning & Environment and NSW Office of Environment & Heritage for verification and incorporation into an environmental planning instrument that provides a consistent development assessment framework for coastal management areas for the state of New South Wales.
- C. To ensure that local government has the ability to effectively, efficiently and transparently implement the development assessment framework, Council recommends that the definitions, clauses and associated mapping outlined within the Coastal Reform exhibition material, namely the:
 - Draft Standard Principle Instrument Local Environmental Plan Amendments
 - Draft State Environmental Planning Policy (SEPP) - Coastal Management

be incorporated into the Standard Principle Instrument Local Environmental Plan as compulsory matters for inclusion in local environmental plans that affect land within the coastal management areas, as defined by the Coastal Management Act.

- D. MidCoast Council continue to work closely with representatives of the Department of Planning & Environment and NSW Office of Environment & Heritage to progress the coastal reforms to ensure a clear, transparent and consistent planning and management framework can be established for the benefit of land owners and the community.
- E. Council endorse lodgement of the draft submission in Attachment A and supporting information in Attachment B, to the Minister for Planning.

2 PLANNING PROPOSAL TO AMEND GLOUCESTER LEP 2010 - GROUPED AMENDMENT NO. 4

Report Author Aaron Kelly, Urban and Regional Planner

8/17 RESOLVED (Turner) (as per recommendation)

That Council:

- A: Pursuant to section 59 of the *Environmental Planning and Assessment Act 1979* adopt the updated Planning Proposal for amendments to Gloucester LEP 2010 (General Amendment No. 4) as contained in Attachment B.
- B: Submit the Planning Proposal to the Parliamentary Counsel's Office for the LEP to be drafted.

- C: Upon acceptance of the Parliamentary Counsel's Office draft clause to give effect to the revised Planning Proposal, submit the LEP Amendment to the Minister to be made and notified on the NSW Legislation website.

3 PLANNING PROPOSAL AND DEVELOPMENT CONTROL PLAN DRAFT POLICY

Report Author Richard Pamplin, Project Manager - Planning & Natural Systems

9/17 RESOLVED (Turner) (as per recommendation)

That the amended draft Policy – Planning Proposal and Development Control Plan Applications contained in Annexure D be adopted and made effective immediately.

4 DCP FORESHORE BUILDING LINE

Report Author Aaron Kelly, Urban and Regional Planner

10/17 RESOLVED (Turner) (as per recommendation)

- 1) That Council endorse the preparation of draft DCP amendments as contained in Annexure A to this report relating to:

- the deletion of setback provisions to drainage reserves in the Forster Keys Estate;
- the deletion of setback provisions to drainage reserves in Tuncurry.

and exhibit the draft provisions concurrently with the Planning Proposal which seeks to insert two (2) additional Foreshore Building Line Maps within the residential estates of Forster Keys, Forster and Jonnel Cove, Tuncurry.

- 2) Following the exhibition of the planning proposal and draft DCP provisions the matter be reported back to Council for adoption.

5 GLOUCESTER TOWN CENTRE STUDY AND PLAN

Report Author Aaron Kelly, Urban and Regional Planner

11/17 RESOLVED (Turner) (as per recommendation)

That Council:

- A. Discontinue the Planning Reform Funding project for the Gloucester Town Centre Study and Development Control Plan and consolidate the project into the MidCoast Council Strategic Planning Work program, with the aim of incorporating provisions into a consolidated MidCoast Council Local Environmental Plan and Development Control Plan.
- B. Acquit the Planning Reform Project for the Gloucester Town Centre Study and Plan with the NSW Department of Planning and Environment and request the Department to consider reallocating the funding to another project that will help establish a solid Strategic Planning framework for MidCoast Council.
- C. Further consider the options for relocation of the Gloucester Tourist Information Centre, highlighted through previous submissions to the Town Centre Study and Plan.

6 NORTHERN GATEWAY TRANSPORT HUB STAGE 2

Report Author Sue Calvin, Senior Strategic Planner

12/17 RESOLVED (Turner) (as per recommendation)

1. That a request be made for a Gateway determination from the Department of Planning and Environment, pursuant to the Environmental Planning and Assessment Act (EP&A Act) 1979, in relation to the planning proposal in Attachment 'A'.
2. That consultation with State Government agencies and service authorities be undertaken in accordance with the Gateway determination.
3. That the planning proposal be placed on public exhibition in accordance with the Gateway determination.
4. That the plan be made if no objections are received during public exhibition.
5. That an amendment to Part L10 of the *Greater Taree Development Control Plan 2010* (DCP 2010) be prepared and exhibited concurrently with the planning proposal to include Northern Gateway stage 2 and requirements pertaining to visual amenity, acoustic impacts, flooding, traffic, airport considerations, ecological management, flooding and rural operations.

7 MINUTES FOR WALLIS & SMITHS COAST & ESTUARY COMMITTEE

Report Author Prudence Tucker, Environmental Projects Coordinator

13/17 RESOLVED (Turner) (as per recommendation)

It is recommended that the Minutes of the Wallis & Smiths Lake Coast & Estuary Management Committee meeting held 14 September 2016 be noted.

DIRECTOR ENGINEERING AND INFRASTRUCTURE

8 ROAD DAMAGE BOND POLICY HARMONISATION

Report Author Phil Miles, Manager Projects & Engineering

14/17 RESOLVED (Turner) (as per recommendation)

That:

1. MidCoast Council continue to impose a bond on developments and subdivisions for the purpose of funding repairs to Council assets damaged as a result of activities associated with their construction.
2. The bond be based on the former Great Lakes Council Schedule of Fees and Charges.
3. The bond include a non-refundable application and administration fee.
4. The bond only apply to developments fronting sealed roads.
5. The necessary administrative and advertising processes be undertaken to amend the Schedule of Fees and Charges in accordance with this decision.

DIRECTOR COMMUNITY SPACES AND SERVICES

9 STRONGER COMMUNITIES FUND (MAJOR PROJECTS)

Report Author Paul De Szell - Director Community Spaces & Services

15/17 RESOLVED (Turner) (as per recommendation)

That the "Stronger Communities –Major Projects Fund" be distributed in accordance with the following works program:

Year	Project	Cost \$,000
2016/2017	Giro - Thunderbolts Way - Preparation of design	250
2017/2018	Giro - Thunderbolts Way - Construction	1,250
	Road Resealing Program	1,500
	Bridges	1,500
	Road Renewals	3,500
2018/2019	Road Resealing Program	1,500
	Bridges	1,500
	Road Renewals	3,000
	TOTAL	14,000

10 FINANCIAL SUPPORT TO OPERA BY THE LAKE 2017

Report Author Andrew Braybrook, Project Manager, Community Spaces & Services

16/17 RESOLVED (Turner) (as per recommendation)

1. That funding support of \$3,000 is granted to the Rotary Club of Great Lakes to support the 'Opera by the Lake' event in March 2017
2. That the Rotary Club of Great Lakes be congratulated on the success of the 'Opera by the Lake' event, and be strongly encouraged to set aside funds to support the event going forward.

DIRECTOR CORPORATE AND BUSINESS SYSTEMS

11 INVESTMENTS REPORT - DECEMBER 2016

Report Author Phil Brennan, Manager Finance

17/17 RESOLVED (Turner) (as per recommendation)

That the report be received and noted.

12 INSTRUMENT OF DELEGATION UNDER THE NOXIOUS WEEDS ACT

Report Author Rob Griffiths, Manager, Governance

18/17 RESOLVED (Turner) (as per recommendation)

That Council delegate to the Strategic Weeds Biosecurity Officer, Catchment Weed Biosecurity Officers and Catchment Weed Biosecurity Field Officers pursuant to its powers under section 68 of the Noxious Weeds Act 1993 those functions as set out in the Instrument of Delegation included in the report see Annexures A, B and C.

13 MEETING SCHEDULE FOR 2017

Report Author Steve Embry, Director Corporate & Business Systems

19/17 RESOLVED (Turner) (as per recommendation)

That the Meeting Schedule for 2017 be adopted as follows:

22 February - Forster
22 March - Forster
19 April - Taree
24 May - Taree
28 June - Gloucester
26 July - Taree
23 August - Forster

14 PROPOSED LAND EXCHANGE - 205 THE LAKES WAY FORSTER

Report Author John Dougherty, Manager Property and Commercial Services

20/17 RESOLVED (Turner) (as per recommendation)

That:

1. Council endorse the actions of Council staff,
2. Council supports the proposed sale of Council owned land (Lot 15 DP 800751) in exchange for a 15 metre strip of Lot 5 DP 414387 adjoining The Lakes Way at no cost to Council, and in accordance with the independent valuations for the parcels of land.
3. The Common Seal of Council be affixed to all necessary legal documents in respect of the land exchange, and
4. Any parcel of land acquired from Lot 15 DP 800751 if and when acquired shall be classified as Community Land, Natural Area, Bushland.

CLOSED COUNCIL

21/17 RESOLVED (Turner)

That Council move into Closed Council (Confidential Section of Ordinary Meeting) (Meeting Closed to the Public) to discuss the items listed in the report (2.04pm).

Upon resuming into Open Council the Chairperson reported that the following resolutions had been passed.

15 EXTENSION OF REGULAR PASSENGER TRANSPORT APRON TAREE AIRPORT

Report Author Daniel Aldridge, Manager Community Spaces, Recreation & Trades

22/17 RESOLVED (Turner) (as per recommendation)

That Council award the contract for the extension of the RPT Apron at Taree Airport to Daracon Group Pty Ltd for the lump sum price detailed in this report.

There being no further business, the meeting closed at 2.06pm.

This is the last page of the minutes of the Ordinary Meeting of MidCoast Council held on 8 February 2017.

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Administrator

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Interim General Manager