



**PLANNING VOTES OF THE ORDINARY MEETING OF KEMPSEY SHIRE COUNCIL**

21 June 2016 commencing at 9.03am.

<b>ITEM 2 PLANNING PROPOSAL BLAIRS LANE SOUTH KEMPSEY</b>	
Contact Person: Robert Pitt– Director Sustainable Environment	File: RZ-16-1

**PURPOSE**

Reporting that a Planning Proposal has been prepared to amend Kempsey Local Environmental Plan (KLEP) 2013 to rezone land in South Kempsey from RU2 - Rural Landscape to R5 – Large Lot Residential with a minimum lot size of one (1) hectare (currently a minimum of 40 hectares applies).

**2016.130 RESOLVED** *Moved: Cl. Shields*  
*Seconded: Cl. Williams*

**That the Planning Proposal and associated documentation be submitted to the Minister for Planning for consideration of issuing a “gateway determination” pursuant to Section 56 of the Environmental Planning and Assessment Act 1979.**

**A Division resulted in the following votes.**

**F = Voted For**  
**A = Voted Against**

<b>Campbell</b>	<b>F</b>	<b>Green</b>	<b>F</b>	<b>McGinn</b>	<b>F</b>	<b>Morris</b>	<b>F</b>
<b>Patterson</b>	<b>F</b>	<b>Saul</b>	<b>F</b>	<b>Shields</b>	<b>F</b>	<b>Williams</b>	<b>F</b>

<b>ITEM 3 KLEP 2013 AMENDMENT – NATIONAL PARKS</b>	
Contact Person: Robert Pitt– Director Sustainable Environment	File: KLEP2013-AM-12 LAS 33166, 16872, 9098 and 16873

**PURPOSE**

Reporting that the NSW National Parks and Wildlife Service has requested a Planning Proposal be prepared to amend Kempsey Local Environmental Plan 2013 (KLEP 2013) to rezone four land parcels in the Maria River Road area to E1 (National Parks and Reserves).

**2016.131 RESOLVED** *Moved: Cl. Shields*  
*Seconded: Cl. Morris*

**That the Draft Planning Proposal and associated documentation be submitted to the Minister for Planning for consideration of issuing a “gateway determination” pursuant to Section 56 of the Environmental Planning and Assessment Act 1979.**



A Division resulted in the following votes.

F = Voted For

A = Voted Against

Campbell	F	Green	F	McGinn	F	Morris	F
Patterson	F	Saul	F	Shields	F	Williams	F

Mayor Campbell declared a non-pecuniary, non-significant interest in the following item as the Infrastructure program included in the 2016/2017 Draft Operating Plan includes rehabilitation of Union Lane and Laurels Avenue, East Kempsey, as she is a resident of this area, the Mayor remained in the chamber.

#### ITEM 4 OPERATING PLAN 2016/2017

Contact Person: David Rawlings– General Manager

File: F12/423-05

#### PURPOSE

To adopt an Operating Plan for 2016/17 following public advertising. One submission was received from the Sherwood Hall Committee requesting a variation to the Fees and Charges, no other submissions were received.

#### MOVED

*Moved: Cl. Patterson  
Seconded: Cl. McGinn*

- 1 That the Operating Plan for 2016/17 as advertised be adopted.
- 2 That the Fees and Charges are amended for the Sherwood Hall as follows;
  - Private hire half day \$40.00
  - Private Hire Full Day \$60.00
  - Night Hire \$120.00
  - Two Day hire \$200.00

#### WORKSHOP

2016.132 RESOLVED:

*Moved: Cl. Campbell  
Seconded: Cl. Williams*

That Council move into workshop to allow discussion in open Council on Item 4.

#### MOTION TO RESUME COUNCIL MEETING

2016.133 RESOLVED:

*Moved: Cl. Patterson  
Seconded: Cl. Shields*

That the formal Council meeting be resumed.

2016.134 The MOTION was PUT to the MEETING and was CARRIED.

A Division resulted in the following votes.

F = Voted For

A = Voted Against

Campbell	F	Green	F	McGinn	F	Morris	F
Patterson	F	Saul	F	Shields	F	Williams	F

## 20 CONFIDENTIAL ITEMS

At this stage 12.40pm the meeting adjourned for luncheon and upon resumption at 2.03pm all present at the adjournment were in attendance with the exception of Councillor McGinn.

The following item was deferred from earlier in the meeting.

<b>ITEM 1 INCREASE IN ANNUAL EXTRACTION RATE AT THE EXISTING SAND QUARRY, 153 TEA TREE LANE, BELMORE RIVER</b>
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Contact Person: Robert Pitt – Director Sustainable Environment	File: T6-06-85
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### PURPOSE

Reporting that an application has been received to modify a development consent to increase the annual extraction rate at an existing quarry for a two (2) year period, for which objections have been received.

Applicant: Mr J P Phillips  
Subject Land: Lot 1321 DP785874, 153 Tea Tree Lane, Belmore River  
Zone: RU1 Primary Production and E2 Environmental Conservation

### WORKSHOP

2016.140 **RESOLVED:** *Moved: Cl. Patterson*  
*Seconded: Cl. Shields*

That Council move into workshop to allow discussion in open Council on item 1.

### MOTION TO RESUME COUNCIL MEETING

2016.141 **RESOLVED:** *Moved: Cl. Patterson*  
*Seconded: Cl. Shields*

That the formal Council meeting be resumed.

2016.142 **RESOLVED** *Moved: Cl. Saul*  
*Seconded: Cl. Morris*

1 That development consent T6-06-85 (Rev 02) be modified to increase the annual extraction

rate at the existing quarry from a maximum of 20,000 cubic metres per annum to a maximum extraction of 40,000 cubic metres per annum for a maximum two (2) year period at Lot 1321 DP785874, 153 Tea Tree Lane, Belmore River subject to the conditions contained in [\(Appendix A - Page 1\)](#) with the addition of;

- 10 b Loaded truck movements be limited to a minimum of 15 minute intervals for departure, except as otherwise limited by other conditions of consent.
- 2 That the objectors be advised of Council’s decision notified of the conditions of consent and also the hotline.

A Division resulted in the following votes.

F = Voted For

A = Voted Against

Campbell	F	Green	F	McGinn	F	Morris	F
Patterson	F	Saul	F	Shields	F	Williams	F