

Healthy Wealthy Safe Sociable



PLANNING VOTES OF THE ORDINARY MEETING OF KEMPSEY SHIRE COUNCIL

16 May 2017 commencing at 9.00am.

ITEM 13.3 PLANNING PROPOSAL - FELTON'S LANE, HAMPDEN HALL

Contact Person: Robert Pitt – Director Sustainable Environment

File: F12/1327-01

PURPOSE

The purpose of this report is to advise that a Planning Proposal has been lodged to amend Kempsey Local Environmental Plan (KLEP) 2013 to reduce the permissible minimum lot size for a rural land parcel at Hampden Hall.

2017.143 RESOLVED

*Moved: Cl. Saul
Seconded: Cl. Shields*

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

Baxter	F	Campbell	F	Hauville	F	McGinn	F	Morris	F
Patterson	F	Saul	F	Shields	F	Williams	F		

ITEM 13.1 ACCESS ROAD – CRESCENT HEAD

Contact Person: Robert Pitt – Director Sustainable Environment

File: KLEP2013-AM-1

PURPOSE

Council has received advice from the Office of Local Government declining a request to acquire Crown land for the purposes of providing access to land west of Baker Drive for which it is recommended that reconsideration be sought.

2017.153 RESOLVED

*Moved: Cl. Saul
Seconded: Cl. Patterson*

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That the acquisition of Crown land west of Baker Drive, Crescent Head be compulsory acquired as there is a broad community benefit in addressing the structural changes impacting on Crescent Head through creation of developable land and more affordable housing options.

A Division resulted in the following votes.

F = Voted For

A = Voted Against

Baxter	F	Campbell	F	Hauville	F	McGinn	F	Morris	F
Patterson	F	Saul	F	Shields	F	Williams	F		

ITEM 13.2 SOUTH KEMPSEY VILLAGE PRECINCT PLANNING PROPOSAL

Contact Person: Robert Pitt – Director Sustainable Environment

File: KLEP2013-AM-15

PURPOSE

To report on the outcomes of the public exhibition for the Planning Proposal for Draft Kempsey LEP Amendment No 15, South Kempsey Village Precinct, to rezone various lots from R1 General Residential to R3 Medium Density Residential and B4 Mixed Use; from R3 Medium Density Residential to B4 Mixed Use, and from B2 Local Centre to B4 Mixed Use purposes.

2017.154 RESOLVED

Moved: Cl. Morris

Seconded: Cl. Saul

That Council exercise its delegated authority from the NSW Department of Planning and Environment (DPE) to make the LEP Amendment.

A Division resulted in the following votes.

F = Voted For

A = Voted Against

Baxter	F	Campbell	F	Hauville	F	McGinn	F	Morris	F
Patterson	F	Saul	F	Shields	F	Williams	F		

ITEM 13.4 ANIMAL BREEDING FACILITY

Contact Person: Erin Fuller - Manager Development Assessment

File: T6-17-79

PURPOSE

A Development Application for an “animal breeding facility” has been submitted by a Council staff member, which in accordance with Council Procedure 1.1.13, is required to be referred to the Council for consideration and determination.

Applicant: Egan G

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Property: Lot 102 DP882719, 1399 Macleay Valley Way, Seven Oaks
 Zone: RU1 Primary Production Zone

2017.155 RESOLVED

*Moved: Cl. Morris
 Seconded: Cl. McGinn*

That development consent be granted to development application T6-17-079 for the animal breeding facility at Lot **102 DP882719, 1399 Macleay Valley Way, Seven Oaks**, subject to the conditions contained in [\(Appendix G - Page 109\)](#).

A Division resulted in the following votes.

F = Voted For
 A = Voted Against

Baxter	F	Campbell	F	Hauville	F	McGinn	F	Morris	F
Patterson	F	Saul	-	Shields	F	Williams	F		

ITEM 13.5 MIDROC CONTAMINATED LAND POLICY

Contact Person: Ken Ward - Manager Regulatory Compliance

File: F12/1315-02 (1.1.18)

PURPOSE

To consider submissions received during the exhibition period for Council's draft Contaminated Land Policy (the 'Policy') prepared in conjunction with Mid North Coast Regional Organisation of Councils (MIDROC) [\(Appendix H - Page 116\)](#).

2017.156 RESOLVED

*Moved: Cl. McGinn
 Seconded: Cl. Shields*

That the Contaminated Land Policy incorporating amendments referred to in this report be adopted.

A Division resulted in the following votes.

F = Voted For
 A = Voted Against

Baxter	F	Campbell	F	Hauville	F	McGinn	F	Morris	F
Patterson	F	Saul	F	Shields	F	Williams	F		

ITEM 15.3 CRESCENT HEAD POOL - TOILETS AND SHOWERS PROVISION

Contact Person: Leo Hauville – Councillor

File: T2012-002

MOVED

*Moved: Cl. Hauville
 Seconded: Cl. Patterson*

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That Council consult with the lessees and community on the needs for construction of toilets and showering facilities for patrons of Crescent Head Swimming pool, Council devises and costs plans for such facilities, and seek community funding/provision of labour for construction. The planning costs and provision of materials be considered a high priority in the toilet block renewals program fully funded in the 2017-2021 Delivery Program.

The MOTION was PUT to the Meeting and was LOST.

A Division resulted in the following votes.

F = Voted For

A = Voted Against

Baxter	A	Campbell	A	Hauville	F	McGinn	A	Morris	F
Patterson	F	Saul	A	Shields	A	Williams	A		

MOVED:

*Moved: Cl. Baxter
Seconded: Cl. Patterson*

That Council move into workshop to allow discussion in open Council on item 15.3.

The MOTION was PUT to the Meeting and was LOST.

MOVED

*Moved: Cl. Morris
Seconded: Cl. Patterson*

Council undertakes a risk assessment of not having toilet facilities in the pool facilities at Crescent Head.

2017.170 RESOLVED

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

That the MOTION be PUT.

The MOTION was PUT to the Meeting and was LOST.

A Division resulted in the following votes.

F = Voted For

A = Voted Against

Baxter	A	Campbell	A	Hauville	F	McGinn	A	Morris	F
Patterson	F	Saul	A	Shields	A	Williams	A		