



PLANNING VOTES OF THE ORDINARY MEETING OF KEMPSEY SHIRE COUNCIL

12 October 2010 commencing at 9.01am.

1.7.1 Proposed use of existing cattle ramp and erection of temporary yards
File: T6-10-139 {Folio No. 436433}

SUMMARY

Reporting that an application for use of an existing cattle ramp and erection of temporary yards has been submitted for which objections have been received.

2010. 401 RESOLVED:

Moved: Cl. Hayes
Seconded: Cl. Saul

- A. That Council resolve to acknowledge the subject land enjoys non-conforming existing use rights for agriculture.
- B. That Development Application No. T6-10-139 be approved subject to the following conditions.
1. Development is to be in accordance with approved plans. The development is to be implemented in accordance with the plans and supporting documents set out in the following table except where modified by any conditions of this consent.

Plan No./ Document	Supporting	Version	Prepared by	Dated
Site Plan		1	E Cook	-

In the event of any inconsistency between the conditions of this development consent and the plans/supporting documents referred to above, the conditions of this development consent prevail.

The approved plans and supporting documents endorsed with the Council stamp and authorised signature must be kept on site at all times while work is being undertaken.

2. The period during which the development may be carried out is limited
This consent is limited to the use of the stock 2 (two) times a

year as stated on the plan. A single use being the loading and unloading of stock. In the event of an emergency such as bushfire or flooding, this figure may be varied.

3. Access

At no time is a vehicle loading or unloading stock to be stationary (parked) on Great North Road. All loading and unloading is to be completed safely outside of the sealed section of the road reserve.

4. Stock Yards

Stock are not to be kept in the stockyards overnight.

C. That the objectors be advised of Councils decision.

A Division resulted in the following votes.

F = Voted For

A = Voted Against

Bowell	F	Campbell	F	Green	F	Gribbin	F	Hayes	F	Saul	F	Snowsill	F
Sproule	F	Walker	F										

At this stage 9.40am Councillor Campbell declared a pecuniary interest in the following item for the reason that her son is a casual worker for the developer and left the chambers.

1.7.3 Waste or Resource Transfer Station
File: T6-10-73 {Folio No. 436435}

SUMMARY

Reporting that an application has been received for the continued use of an unauthorised Waste or Resource Transfer Station at 39-41 Lindsay Noonan Drive, South West Rocks for which objections have been received.

MOVED:

***Moved: Cl. Hayes
 Seconded: Cl. Green***

A That the application be refused for the following reasons:

- 1. The proposal is considered an overdevelopment of the site in terms of the ability to contain the associated equipment as well as material being processed on the site.**
- 2. The proposed development has negative effects on the public domain including visual impact, odour and noise.**
- 3. Inadequate parking provided on the site.**
- 4. Non compliant building line and setback provisions.**
- 5. Inadequate stormwater details provided.**
- 6. That, on the basis of the reasons specified in reason 1 through 5, the proposal is not in the public interest.**

B That the objectors be advised of Council's decision.

An Amendment was MOVED:

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

That this matter be listed for works inspection.

The Amendment LAPSED for want of a SECONDER.

2010. 402 The MOTION was PUT to the MEETING and was CARRIED.

A Division resulted in the following votes.

F = Voted For

A = Voted Against

Bowell	F	Green	F	Gribbin	F	Hayes	F	Saul	A	Snowsill	F
Sproule	F	Walker	F								

Councillor Campbell returned to the Chamber.

1.7.2 Additions To Tourist Facility

File: T6-10-221 {Folio No. 436434}

SUMMARY

Reporting on Development Application No. T6-10-221 for a proposed expansion of an existing tourist facility at 1090 Point Plomer Road Crescent Head, known as Mandalay.

The consent authority is the Joint Regional Planning Panel (JRPP) as the proposed development is captured by State Environmental Planning Policy (Major Projects) 2005.

2010. 419 RESOLVED:

***Moved: Cl. Campbell
Seconded: Cl. Walker***

That Council advise the JRPP that it raises no objection to the proposed development.

A Division resulted in the following votes.

F = Voted For

A = Voted Against

Bowell	F	Campbell	F	Green	A	Gribbin	A	Hayes	F	Snowsill	F
Sproule	A	Walker	F								