



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

15 November 2011 commencing at 9.00am

**GOAL 1: To facilitate ecological and economical sustainable development in the Shire**

**1.7 Development Approvals & Regulatory Planning Functions**

**1.7.1 Draft Development Control Plan – Industrial Lands and Service Centre Site (Farrawell’s Land), South Kempsey  
File: T5-81, LA6183 & 6186 {Folio No. 461438}**

1211	RBP
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**SUMMARY**

Reporting that Draft Development Control Plan – South Kempsey Industrial Lands and Service Centre Site (Farrawell’s land), South Kempsey (DCP-SK), has been prepared and is considered suitable to be placed on public exhibition.

**2011. 464 RESOLVED:** *Moved: Cl. Sproule  
Seconded: Cl. Green*

**That the Draft Development Control Plan – South Kempsey Industrial Lands and Service Centre Site, South Kempsey be placed on public exhibition for a period of at least 28 days.**

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

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

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

**1.7.2 Proposed Modification of Conditions for the Taxi Rank Office  
File: T6-01-406 (Rev.01) {Folio No. 461439}**

1211	RBP
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**SUMMARY**

Reporting that Council has received an application to modify a condition of consent for the taxi rank office located at 96 Belgrave Street, Kempsey.

**Applicant:** Kempsey Shire Council  
**Subject Property:** Lot 2 DP1122926, 96 Belgrave Street, Kempsey  
**Zone:** 5(a) (Special Uses "A" Zone)

**2011. 465 RESOLVED:**

**Moved: Cl. Green  
 Seconded: Cl. Gribbin**

**That the application to modify Development Consent No T6-01-406 – Taxi Shelter, Waiting Area and Office be approved and the conditions of consent be modified as follows:**

- (i) Delete the second sentence in Condition 10 in order to clarify the intended meaning of the condition;
- (ii) Delete Condition No 13(d); and
- (iii) The following condition be added as Condition 15 to the development consent:

**15. The Kempsey Radio Taxis Incorporated is to submit a written report to Council’s Director Infrastructure Services within one month following any flood event that results in the building being relocated or the foundations inundated. Such report is to be prepared by a Structural Engineer stating that the building has been maintained to a suitable standard to permit towing. The costs of such inspection and any maintenance works required is to be borne by the Kempsey Radio Taxis Incorporated.**

**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>Gribbin</b>	<b>F</b>	<b>Saul</b>	<b>F</b>	<b>Snowsill</b>	<b>F</b>
<b>Sproule</b>	<b>F</b>	<b>Walker</b>	<b>F</b>						

**1.7.3 Proposed Modification of Conditions for the Netball Clubhouse**  
**File: T6-99-123 (Rev 01) {Folio No. 461441}**

1211	RBP
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**SUMMARY**

Reporting that Council has received an application to modify the conditions of consent for the netball clubhouse located at 104 Belgrave Street, Kempsey.

**Applicant:** Kempsey Shire Council  
**Subject Property:** Lot 5 DP1127988, 104 Belgrave Street, Kempsey  
**Zone:** 6(a) (Open Space "A" Zone)

**2011. 466 RESOLVED:**

**Moved: Cl. Green**

*Seconded: Cl. Sproule*

**That the application to modify Development Consent No T6-99-123 – Netball Clubhouse be approved with the conditions of consent modified as follows:**

**(i) Condition No 8 be amended to remove the requirement for annual engineering certificates to be submitted and to read as follows:**

**8. The Macleay Netball Association is to submit a written report to Council’s Director Infrastructure Services within one month following any flood event that results in the building being relocated and/or the foundations being inundated. Such a report is to be prepared by a Structural Engineer stating that the building has been maintained to a suitable standard to permit towing. The costs of such inspection and any maintenance works required is to be borne by the Macleay Netball Association.**

**(ii) Condition 10 amended to read:**

**10. All building work must be carried out in accordance with the provisions of the Building Code of Australia.**

**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>Gribbin</b>	<b>F</b>	<b>Saul</b>	<b>F</b>	<b>Snowsill</b>	<b>F</b>
<b>Sproule</b>	<b>F</b>	<b>Walker</b>	<b>F</b>						

**1.7.4 Kempsey Local Environmental Plan Amendment No 110  
File: T5-110 {Folio No. 461443}**

1211	RBP
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**SUMMARY**

Reporting that a Planning Proposal has been prepared and publicly exhibited to rectify errors in Amendment 110 relating to Misty Mountain.

Applicant: Kempsey Shire Council  
Subject Land: Lot 19 DP 752436, Diamond Trail Flat, Comara  
Zone: 1(f)(Rural (Forestry) "F" Zone)

**2011. 467 RESOLVED:**

***Moved: Cl. Green  
Seconded: Cl. Walker***

**That Council submit the Planning Proposal to the Department of Planning and Infrastructure to be made to rectify the errors in the Kempsey Local Environmental Plan 1987 Amendment No 110.**

**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>Gribbin</b>	<b>F</b>	<b>Saul</b>	<b>F</b>	<b>Snowsill</b>	<b>F</b>
<b>Sproule</b>	<b>F</b>	<b>Walker</b>	<b>F</b>						