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CONFIRMED MINUTES

Oberon Council Extraordinary Meeting
Wednesday 31 May 2016

Commencing at 5.30pm
at the Oberon Council Chambers

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1. OPENING OF MEETING & WELCOME TO COUNTRY

The Deputy Mayor welcomed members and declared the meeting open at 5.33pm.

Council acknowledges that this meeting is being held on the traditional lands of the Wiradjuri and Gundungurra People, and respects the history and culture of the elders both past and present.

2. RECORD OF ATTENDANCE

Members Deputy Mayor Kerry Gibbons (in the Chair)
Clr Ian Doney
Clr Jill Evans
Clr Neil Francis
Clr Sam Lord
Clr Clive McCarthy
Clr John Morgan

Staff Chris Schumacher, Works and Engineering Director
Lynette Safranek, Finance and Community Services Director
Jaclyn Burns, Health and Building Manager
Sharon Swannell, Executive Coordinator

Apologies Mayor Kathy Sajowitz
Gary Wallace, Acting General Manager

Moved: Evans
Second: McCarthy

That apologies be accepted for the non-attendance of Mayor Kathy Sajowitz and Acting General Manager Gary Wallace.

Carried 01 310516

3. DECLARATIONS OF INTEREST

File No: Governance/Councillors/Declarations of Interest

Pecuniary	-	Nil
Non-Pecuniary Significant	-	Nil
Non-Pecuniary Less than Significant	-	Nil

4. MAYORAL MINUTE AND REPORT

To be deferred to the Finance Committee Meeting.

5. REPORTS

05.01 DEVELOPMENT APPLICATION 10.2015.21.1 – 115 ALLOTTMENT SUBDIVISION

File No: PR185-32

Author: Jaclyn Burns, Health and Building Manager

Summary

An application for a 116 allotment subdivision, creating 80 serviced allotments at a minimum of 4,000 square metres and a further 36 allotments with a minimum lot size of two (2) hectares for the purpose of residential dwellings, has been received and is referred to Council for determination in accordance with Part H.3.10 of the Development Control Plan (DCP) 2001. Part H.3.10 of the DCP requires:

“In determining applications Council and/or delegated officers of Council, will consider all submissions before the application is determined.”

Moved: Lord
Second: Evans

That:

1. Council approve a deferred commencement approval to Development Application 10.2015.21.1 for a proposed 115 allotment subdivision of Lot 81 in DP 1103098, being known as, 32 Bracken Glen Lane Oberon in accordance with the 79C Assessment and conditions contained within this report subject to amendment of condition 22 to state that Bracken Glen Lane be constructed and sealed to a 10m width and other ancillary roads be constructed and sealed to a 8m width.
2. Further that condition 20 be amended to state that a landscape plan for the proposed development include a street tree theme for the whole subdivision. The plan is to be approved by council prior to the commencement of works.
3. A division be called in accordance with Section 375A of The Local Government Act 1993.

Carried 02 310516

In accordance with Section 375A of The Local Government Act 1993 the following votes are recorded for and against the Motion:

Votes For: Councillors Francis, Gibbons, Morgan, McCarthy, Lord, Doney and Evans
Against: Nil

05.02 PROPOSED DEMOLITION MISS WILSON PARK TOILET

File No: PO18-3

Author: Chris Schumacher Works & Engineering Director

Summary

Proposal to demolish the existing, dilapidated toilet block with the public reserve known as Miss Wilson Park, Oberon.

Moved: Lord
Second: Gibbons

That:

1. Council approve in principle the demolition of the dilapidated brick toilet facility in Miss Wilson Park, Oberon.
2. Council undertake community consultation through local press releases and adjoining owner notification as to Councils intention to undertake the demolition.
3. Council report back any consultation submissions relating to the proposed demolition.
4. Funding of \$10,000 be reallocated from unspent 2015/2016 Town Improvement funds to complete this work.

The motion was put and lost

Moved: McCarthy
Second: Morgan

That Council investigate the cost of renovation and securing the toilet facility at this stage and that funding of \$10,000 be reallocated from unspent 2015/16 Town Improvement funds to complete this work.

Carried 03 310516

05.03 CONSTRUCTION OF NEW TELSTRA MOBILE TOWER AT PORTERS RETREAT

File No: Governance/

Author: Chris Schumacher Works & Engineering Director

Summary

Council has received notification from Telstra that they wish to locate a new mobile services tower upon Council land identified at Felled Timber Road, Porters Retreat to improve mobile phone coverage in known blackspot.5

Moved: Morgan
Second: Francis

That:

1. Council agree to assist Telstra in the establishment of a suitable site on Council Land near Felled Timber Road at Porters Retreat.
2. Council accept the \$4,000 per annum rental payment of the 100sq/m section of Council land (subject to a 2.5% annual rent review increase).
3. Council authorise the Acting General Manager and Works & Engineering Director to execute all lease documents.

Carried 04 310516

05.04 DEVELOPMENT APPLICATION 10.2016.10.1– CARPORT

File No: Property/PO25-32
Author: Health and Building Surveyor, Kerry Davison

Summary

A Development Application has been received for the construction of a carport at 32 Glyndwr Avenue, Oberon. Variation to Development Control Plan (DCP) 2001 is sought, with particular reference to Part C.6.4 – “Carports and Garages.”

Moved: McCarthy
Second: Francis

That:

1. Delegation is granted to the Acting General Manager to vary Part C.6.4 – “Carports and Garages of the Oberon Development Control Plan 2001 associated to Development Application 10.2016.10.1 for the construction of a carport at Lot 1 in DP 742789, 32 Glyndwr Avenue, Oberon.
2. A division be called in accordance with Section 375A of The Local Government Act 1993.

Carried 05 310516

In accordance with Section 375A of The Local Government Act 1993 the following votes are recorded for and against the Motion:

Votes For: Councillors Francis, Gibbons, Morgan, McCarthy, Lord, Doney and Evans
Against: Nil

05.05 DEVELOPMENT APPLICATION 10.2016.24.1- DWELLING WITH SUB-FLOOR PARKING AND STORAGE

File No: Property/PR4-2068

Author: Health and Building Surveyor, Kerry Davison

Summary

A Development Application has been received for the construction of a dwelling with sub-floor parking and storage at 2068 Beaconsfield Road, Wisemans Creek. Approval is sought for the altering of Covenant No 2 of DP1142106 – “Restriction on Use of Land”.

Moved: McCarthy
Second: Doney

That:

1. Delegation is granted to the Acting General Manager to vary Covenant No 2 of DP1142106 – “Restriction on Use of Land” associated to Development Application 10.2016.24.1 for the construction of a dwelling with sub-floor parking and storage at Lot 3 in DP 1142106, being known as 2068 Beaconsfield Road, Wisemans Creek.
2. A division be called in accordance with Section 375A of The Local Government Act 1993.

Carried 06 310516

In accordance with Section 375A of The Local Government Act 1993 the following votes are recorded for and against the Motion:

Votes For: Councillors Francis, Gibbons, Morgan, McCarthy, Lord, Doney and Evans
Against: Nil

05.06 DEVELOPMENT APPLICATION 10.2016.34.1 - SHED

File No: Property/PO7-18A

Author: Health and Building Surveyor, Kerry Davison

Summary

A Development Application has been received for the construction of a shed at 18A Blenheim Avenue, Oberon. Variation to Development Control Plan (DCP) 2001 is sought, with particular reference to Part C.5.5 – “Building Height Plane” and Part C.6.4 – “Carports and Garages.”

Moved: McCarthy
Second: Lord

That

1. Delegation is granted to the Acting General Manager to vary Part C.5.5 – “Building Height Plane” and Part C.6.4 – “Carports and Garages of the Oberon Development Control Plan 2001 associated to Development Application 10.2016.34.1 for the construction of a shed at Lot 105 in DP 1052885, 18A Blenheim Avenue, Oberon.
2. A division be called in accordance with Section 375A of The Local Government Act 1993.

Carried 07 310516

In accordance with Section 375A of The Local Government Act 1993 the following votes are recorded for and against the Motion:

Votes For: Councillors Francis, Gibbons, Morgan, McCarthy, Lord, Doney and Evans
Against: Nil

6. CLOSED SESSION REPORTS

There are no closed session reports listed for discussion.

7. CLOSURE OF MEETING

The Mayor declared the Meeting closed at 6.59pm.