

## **MINUTES OF PLANNING MEETING**

Held at COUNCIL CHAMBERS, HORNSBY  
on Wednesday, 4 March, 2009  
at 6:38 pm

### **PRESENT**

Councillors Berman (Chairman), Chopra, Evans, Hutchence, Martin, McMurdo, Mills and Russell.

### **NATIONAL ANTHEM**

### **OPENING PRAYER**

Rev. Gerald Beckett, Dural Anglican Church, Dural, opened the Meeting in prayer.

### **ACKNOWLEDGEMENT OF RELIGIOUS DIVERSITY**

Statement by the Chairman:

*"We recognise our Shire's rich cultural and religious diversity and we acknowledge and pay respect to the beliefs of all members of our community, regardless of creed or faith."*

### **ABORIGINAL RECOGNITION**

Statement by the Chairman:

*"We recognise the traditional inhabitants of the land we are meeting on tonight, the Darug and Guringai Aboriginal people, and respect is paid to their elders and their heritage."*

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This is page 1 of the Minutes of the Planning Meeting of Hornsby Shire Council held on 4 March, 2009.

## **AUDIO RECORDING OF COUNCIL MEETING**

Statement by the Chairman:

*"I advise all present that tonight's meeting is being audio recorded for the purpose of assisting in the accuracy of the Minutes. The recordings may be accessed by members of the public once the Minutes have been finalised and speakers are requested to ensure their comments are relevant to the issue at hand and refrain from making personal comments or criticisms."*

## **APOLOGIES**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR MILLS,

THAT an apology be received and accepted for the non-attendance of COUNCILLORS BROWNE AND SMART.

FOR: COUNCILLORS BERMAN, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS AND RUSSELL

AGAINST: NIL

## **DECLARATIONS OF INTEREST**

NIL

## **CONFIRMATION OF MINUTES**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR CHOPRA,

THAT the Minutes of the Planning Meeting held on Wednesday, 4 February, 2009 be confirmed, a copy having been distributed to all Councillors.

FOR: COUNCILLORS BERMAN, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS AND RUSSELL

AGAINST: NIL

## **PETITIONS**

NIL

## **MAYORAL MINUTES**

NIL

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This is page 2 of the Minutes of the Planning Meeting of Hornsby Shire Council held on 4 March, 2009.

GENERAL MANAGER

CHAIRMAN

## **NOTICES OF MOTION**

NIL

## **RESCISSION MOTIONS**

NIL

## **MATTERS OF URGENCY**

NIL

## **ITEMS PASSED BY EXCEPTION / CALL FOR SPEAKERS ON AGENDA ITEMS**

THE MAYOR ANNOUNCED his intention to deal with the balance of the Business Paper by the exception method and announced the items.

Item 4 was withdrawn for discussion.

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR HUTCHENCE,

THAT the recommendations in respect of Items 1, 2 and 3 be adopted.

FOR: COUNCILLORS BERMAN, CHOPRA, EVANS, HUTCHENCE, MARTIN,  
MCMURDO, MILLS AND RUSSELL

AGAINST: NIL

For the sake of clarity, the above items are recorded in Agenda sequence.

*Note:*

Persons wishing to address Council on matters which were on the Agenda were permitted to speak, prior to the item being discussed, and their names are recorded in the Minutes in respect of that particular item.

## **DEVELOPMENT APPLICATIONS**

### **A WARD DEFERRED**

NIL

### **A WARD**

NIL

### **B WARD DEFERRED**

NIL

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This is page 3 of the Minutes of the Planning Meeting of Hornsby Shire Council held on 4 March, 2009.

GENERAL MANAGER

CHAIRMAN

## **B WARD**

### **1 PLN11/09 Development Application – Community Facility – Place of Public Worship, 24 William Street, Hornsby**

**(DA/1635/2008)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR HUTCHENCE,

THAT Development Application No. 1635/2008 for Community Facility – Place of Public Worship at Lot 1 DP 869009, 24 William Street, Hornsby be approved subject to conditions of consent detailed in Schedule 1 attached to Report No. PLN11/09.

FOR: COUNCILLORS BERMAN, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS AND RUSSELL

AGAINST: NIL

## **C WARD DEFERRED**

### **2 PLN6/09 Development Application - Demolition of Two Existing Dwellings and Erection of a Seniors Living Development, 64 and 64A Beecroft Road, Beecroft**

**(DA/1867/2007)**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR HUTCHENCE,

THAT Development Application No. 1867/2007 for the demolition of existing dwellings and the erection of a seniors living development comprising 11 units with basement carparking and strata title subdivision at Lot 1 and Lot 2 DP 502773 (Nos 64 & 64A) Beecroft Road, Beecroft, be approved subject to the conditions of consent detailed in Schedule 1 attached to Report No. PLN6/09.

FOR: COUNCILLORS BERMAN, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS AND RUSSELL

AGAINST: NIL.

## **C WARD**

### **GENERAL BUSINESS**

### **3 PLN13/09 State Environmental Planning Policy (Exempt and Complying Development Codes) 2008**

**(F2004/07218-02)**

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This is page 4 of the Minutes of the Planning Meeting of Hornsby Shire Council held on 4 March, 2009.

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR HUTCHENCE,

THAT:

1. A workshop with Councillors be conducted to discuss the implication of *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*.
2. A further report be presented to Council concerning variations and exceptions to the *SEPP* when the process is identified by the Department of Planning.

FOR: COUNCILLORS BERMAN, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS AND RUSSELL

AGAINST: NIL.

### **CONFIDENTIAL ITEMS**

RESOLVED ON THE MOTION OF COUNCILLOR EVANS, seconded by COUNCILLOR CHOPRA,

THAT Council move in to Confidential Session to consider Item 4 for the reasons given below the item.

RESOLVED ON THE MOTION OF COUNCILLOR HUTCHENCE, seconded by COUNCILLOR EVANS,

THAT Council move out of Confidential Session.

**4            PLN18/09 CONFIDENTIAL - Advice on Prospects - Torrens title subdivision of an existing multi-unit housing development - 18 Fairburn Avenue, West Pennant Hills**

*This report was dealt with in confidential session, under s10A (g) of the Local Government Act, 1993. This report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

**(DA/1182/2008)**

Mr David Gale, of West Pennant Hills, addressed Council regarding this item.

RESOLVED ON THE MOTION OF COUNCILLOR HUTCHENCE, seconded by COUNCILLOR MILLS,

THAT Council instruct its solicitor to proceed to a Consent Orders hearing.

FOR: COUNCILLORS BERMAN, CHOPRA, EVANS, HUTCHENCE, MARTIN, MCMURDO, MILLS AND RUSSELL

AGAINST: NIL.

**QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

NIL

**SUPPLEMENTARY AGENDA**

NIL

**QUESTIONS WITHOUT NOTICE**

NIL

**THE MEETING** terminated at 7.14 pm.

These Minutes were confirmed at the meeting held on Wednesday, 1 April, 2009, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN

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This is page 6 of the Minutes of the Planning Meeting of Hornsby Shire Council held on 4 March, 2009.

GENERAL MANAGER

CHAIRMAN