



the bushland shire

creating a living environment

MINUTES OF PLANNING MEETING

Held at COUNCIL CHAMBERS, HORNSBY
on Wednesday, 1 April, 2009
at 6:37 pm

PRESENT

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

NATIONAL ANTHEM

OPENING PRAYER

Mr Dan Henby, Assistant Minister of St Peter's Anglican Church Hornsby, 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."

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

GENERAL MANAGER

CHAIRMAN

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."

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 HUTCHENCE, seconded by COUNCILLOR MCMURDO,

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

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

AGAINST: NIL

DECLARATIONS OF INTEREST

NIL

CONFIRMATION OF MINUTES

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

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

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

AGAINST: NIL

PETITIONS

NIL

This is page 2 of the Minutes of the Planning Meeting of Hornsby Shire Council held on 1 April, 2009.

GENERAL MANAGER

CHAIRMAN

MAYORAL MINUTES

7 MM3/09 To Grant Freedom of Entry to Hornsby Shire to Veterans of the Hornsby RSL Sub-Branch and the 22Bn OC Australian Army Cadets

(F2004/08423)

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

THAT Council

1. Grant Freedom of Entry to the Shire to Veterans of the Hornsby RSL-Sub Branch and the 22Bn OC Australian Army Cadets on 28 June 2009.
2. Provide a framed A3 Certificate to the Hornsby RSL Sub-Branch commemorating the occasion.

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

AGAINST: NIL

NOTICES OF MOTION

NIL

RESCISSION MOTIONS

NIL

MATTERS OF URGENCY

NIL

ITEMS PASSED BY EXCEPTION / CALL FOR SPEAKERS ON AGENDA ITEMS

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

Items 2, 3 and 4 were withdrawn for discussion.

RESOLVED ON THE MOTION OF COUNCILLOR RUSSELL, seconded by COUNCILLOR MARTIN,

THAT the recommendations in respect of Items 1, 5 and 6 be adopted.

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

AGAINST: NIL

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GENERAL MANAGER

CHAIRMAN

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

1 PLN14/09 Development Application - Construction of a New Multi-Purpose Hall Office and Store Room For Use As a Place of Worship - 3 Amor Street Asquith

(DA/977/2007)

RESOLVED ON THE MOTION OF COUNCILLOR RUSSELL, seconded by COUNCILLOR MARTIN,

THAT Development Application No. 977/2007 for the demolition of part of the existing church offices and hall and construction of a new multi-purpose hall, office and store room for use as a place of worship at Lot 1 DP 136101 and Lot 39 DP 12901, No. 3 Amor Street Asquith, be approved subject to the conditions of consent detailed in Schedule 1 attached to Report No. PLN14/09.

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

AGAINST: NIL

A WARD

2 PLN24/09 Development Application - Reconstruct Existing Boatshed and Deck, Berowra Waters Boat Shed, Berowra Creek

(DA/1269/2008)

Dr Gabe Lomas, on behalf of the Association for Berowra Creek Inc, addressed Council regarding this item.

Mr Graeme Fear, of Berowra Waters, addressed Council regarding this item.

Ms Helen Wilson, on behalf of the Berowra Waters Residents' Pontoon Association, addressed Council regarding this item.

Ms Jill Gleave, of Berowra Waters, addressed Council regarding this item.

Mr John Farquhar, on behalf of the Berowra and District Community Association, addressed Council regarding this item.

Mr John Vaughan, of Berowra, addressed Council regarding this item.

Mr Stephen McMahan, on behalf of the applicant, addressed Council regarding this item.

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

THAT:

1. Development Application No. 1269/2008 for the demolition and reconstruction of an existing boatshed and deck at Lot 466 DP 727082 and Crown Lease 1985/6 be approved subject to the conditions of consent detailed in Schedule 1 attached to Report No. PLN24/09.
2. A separate report be prepared for Council's consideration regarding the parking issues at Berowra Waters and Brooklyn with such report to include various options for an increase in car parking capacity and funding opportunities that may be considered to resolve these issues.

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

AGAINST: NIL

3 PLN23/09 Development Application - Alterations and Additions to Existing Church, Hall and Rectory - 34 Palmerston Road, Waitara

(DA/1623/2008)

Mr Bruce Elson, of Waitara, addressed Council regarding this item.
Mr Leland Sanchez, of Waitara, addressed Council regarding this item.
Mr James Turnbull, of Waitara, addressed Council regarding this item.
Mr Geoff Deane, on behalf of the applicant, addressed Council regarding this item.

RESOLVED ON THE MOTION OF COUNCILLOR RUSSELL, seconded by COUNCILLOR SMART,

THAT Development Application No. 1623/2008 for alterations and additions to an existing church, hall and rectory at Lot 4 DP 14655 (No. 34) Palmerston Road, Waitara, be approved subject to the conditions of consent detailed in Schedule 1 attached to Report No. PLN23/09, as amended by the following requirements:

Condition 25 be amended to read:

The hours of operation of the premises be restricted to those times listed below:

<i>Monday to Saturday</i>	<i>7 am to 10.30 pm</i>
<i>Sunday & Public Holidays</i>	<i>7 am to 10.00 pm</i>

With the exception of:

- *Two worship services per annum that are permitted to operate until 1 am; and*
- *A maximum of 10 persons at any one time on-site for up to half an hour before or after the approved hours of operation.*

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

AGAINST: NIL

B WARD DEFERRED

NIL

B WARD

C WARD DEFERRED

NIL

C WARD

**4 PLN20/09 Development Application – Seniors Living Development 64-66
Norfolk Road, Epping**

(DA/1536/2008)

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GENERAL MANAGER

CHAIRMAN

Mr Nathain Secker, of Epping, addressed Council regarding this item.
Mr Andrew Minto, on behalf of the applicant, addressed Council regarding this item.

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

THAT Development Application No. DA/1536/2008 for the demolition of existing buildings,
the retention of 'Donald M Tulloch' building and the erection of a Seniors Living
development comprising a 105 bed residential care facility at Lot 3 DP 828636 (No. 64-66)
Norfolk Road, Epping, be approved subject to the conditions of consent detailed in Schedule
1 attached to Report No. PLN20/09.

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

AGAINST: NIL

**5 PLN17/09 Development Application - Modification To Approved Dwelling-
House - 15 Shields Lane, Pennant Hills**

(DA/1228/2008/A)

RESOLVED ON THE MOTION OF COUNCILLOR RUSSELL, seconded by
COUNCILLOR MARTIN,

THAT Development Application No. 1228/2008/A, for the erection of a dwelling-house and
front fence at Lot 1, DP 1086210, No. 15 Shields Lane, Pennant Hills, be approved subject to
the conditions of consent detailed in Schedule 1 attached to Report No. PLN17/09.

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

AGAINST: NIL

GENERAL BUSINESS

NIL

SUPPLEMENTARY REPORTS

**6 PLN12/09 Development Application – Modification To An Approved
Horticultural Advisory Centre – 83 Becroft Road, Becroft**

(DA/285/2004/D)

RESOLVED ON THE MOTION OF COUNCILLOR RUSSELL, seconded by COUNCILLOR MARTIN,

THAT Development Application No. 285/2004/D for modifications to an approved Horticultural Advisory Centre at Lot 12, Section 6, DP 758074 (No. 83) Beecroft Road, Beecroft be approved subject to the conditions of consent detailed in Schedule 1 attached to Report No. PLN12/09.

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

AGAINST: NIL

CONFIDENTIAL ITEMS

NIL

QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

NIL

QUESTIONS WITHOUT NOTICE

NIL

THE MEETING terminated at 8.06 pm.

These Minutes were confirmed at the meeting held on Wednesday, 6 May, 2009, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN

This is page 8 of the Minutes of the Planning Meeting of Hornsby Shire Council held on 1 April, 2009.

GENERAL MANAGER

CHAIRMAN