



the bushland shire

creating a living environment

MINUTES OF PLANNING MEETING

Held at COUNCIL CHAMBERS, HORNSBY
on Wednesday, 5 October, 2011
at 6.35pm

PRESENT

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

NOTE: Councillor Browne and Smart arrived at the Meeting at 6.39pm. They were not present for Apologies/Leave of Absence.

NATIONAL ANTHEM

OPENING PRAYER

Rev. Ingrid Robertson, from Berowra Uniting Church, 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."

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GENERAL MANAGER

CHAIRMAN

ABORIGINAL RECOGNITION

Statement by the Chairman:

"We acknowledge we are on the traditional lands of the Darug and Guringai Peoples. We pay our respects to elders past and present."

AUDIO RECORDING OF COUNCIL MEETING

Statement by the Chairman:

"I advise all present that tonight's meeting is being audio recorded for the purposes of providing a record of public comment at the meeting, supporting the democratic process, broadening knowledge and participation in community affairs, and demonstrating Council's commitment to openness and accountability. The recordings will be made available on Council's website once the Minutes have been finalised. All speakers are requested to ensure their comments are relevant to the issue at hand and to refrain from making personal comments or criticisms."

APOLOGIES / LEAVE OF ABSENCE

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

THAT the apology and request for leave of absence from Councillor Russell in respect of an inability to attend the Planning Meeting on 5 October, 2011 be accepted and leave of absence be granted.

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

AGAINST: NIL

PRESENTATIONS

The Mayor and Councillor Browne (Chair of the Heritage Committee) presented the 2011 Hornsby Shire Heritage Awards as follows:

Category A – Projects involving the preservation, restoration and conservation of a listed heritage item

Winner – Glenys Rowe

Highly Commended – Lorraine and Max Lowery

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Category B – For sensitively designed extensions or alterations to a heritage item, a building in the vicinity of a heritage item or a building within a heritage conservation area

Winner – Glenys Rowe

Highly Commended – Lindsay and Mio Bryce

Owen Nannelli Memorial Award – To a group or individual who has made an outstanding contribution to the education and promotion of heritage

Highly Commended – Ann Howard

Highly Commended – Alan Tierney

Highly Commended – Don Wall

Highly Commended – Daryl Lightfoot and Sue Pacey

POLITICAL DONATIONS DISCLOSURE

Statement by the Chairman:

“In accordance with Section 147 of the Environmental Planning and Assessment Act 1979, any person or organisation who has made a relevant planning application or a submission in respect of a relevant planning application which is on tonight’s agenda, and who has made a reportable political donation or gift to a Councillor or employee of the Council, must make a Political Donations Disclosure Statement.

If a Councillor or employee has received a reportable political donation or gift from a person or organisation who has made a relevant planning application or a submission in respect of a relevant planning application which is on tonight’s agenda, they must declare a non-pecuniary conflict of interests to the meeting, disclose the nature of the interest and manage the conflict of interests in accordance with Council’s Code of Conduct.”

DECLARATIONS OF INTEREST

COUNCILLOR HUTCHENCE declared a significant non-pecuniary interest in Item 2 - PLN67/11 Development Application - Erection of an Affordable Rental Housing Development Comprising 12 units 176 - 178 Ray Road, Epping. Refer to that Item for details.

CONFIRMATION OF MINUTES

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

THAT the Minutes of the Planning Meeting held on Wednesday 7 September 2011 be

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confirmed, a copy having been distributed to all Councillors.

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

AGAINST: NIL

PETITIONS

Nil

RESCISSION MOTIONS

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.

Items 1, 2, 3, 4 and 5 were withdrawn for discussion.

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

**1 PLN27/11 Alterations and Additions to an Existing Dwelling
Lot 4 DP 370795 , 45 Brooklyn Road, Brooklyn**

(DA/1544/2010)

Mrs Linda Hassett, of Brooklyn, addressed Council regarding this item.

Mr Neil Hassett, of Brooklyn, addressed Council regarding this item.

Mr Paul Ritter, of Brooklyn, addressed Council regarding this item.

MOVED ON THE MOTION OF COUNCILLOR MCMURDO, seconded by
COUNCILLOR MARTIN,

THAT Council defer consideration of this matter to allow the Executive Manager, Planning

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GENERAL MANAGER

CHAIRMAN

to organise a meeting with the applicant and objectors to discuss issues raised in relation to the building design and the loss of views.

AN AMENDMENT WAS MOVED BY COUNCILLOR BROWNE, seconded by COUNCILLOR SMART,

THAT Development Application No. DA/1544/2010 for alterations and additions to an existing dwelling at Lot 4 DP 370795, 45 Brooklyn Road, Brooklyn be approved subject to the conditions of consent detailed in Schedule 1 of Executive Manager's Report No. PLN27/11.

THE AMENDMENT MOVED BY COUNCILLOR BROWNE, seconded by COUNCILLOR SMART WAS PUT AND CARRIED.

FOR: COUNCILLORS BROWNE, CHOPRA, EVANS, HUTCHENCE, MILLS AND SMART

AGAINST: COUNCILLORS BERMAN, MARTIN AND MCMURDO

THE AMENDMENT THEREBY BECAME THE MOTION WHICH WAS PUT AND CARRIED

FOR: COUNCILLORS BROWNE, CHOPRA, EVANS, HUTCHENCE, MILLS AND SMART

AGAINST: COUNCILLORS BERMAN, MARTIN AND MCMURDO

B WARD DEFERRED

Nil

B WARD

Nil

C WARD DEFERRED

Nil

C WARD

2 PLN67/11 Development Application - Erection of an Affordable Rental Housing Development Comprising 12 Units 176 - 178 Ray Road, Epping

(DA/359/2011)

Mr Dennis Hicks, of Epping, addressed Council regarding this item.

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GENERAL MANAGER

CHAIRMAN

Mr Ram Sharma, of Epping, addressed Council regarding this item.
Beverley Hillier, of Epping, addressed Council regarding this item.
Mr Ian Glendinning, on behalf of the applicant, addressed Council regarding this item.

NOTE: COUNCILLOR HUTCHENCE declared a significant non-pecuniary interest in this item under Clause 51A of Council's Code of Meeting Practice (see Declarations of Interest in these Minutes). The nature of interest was stated by COUNCILLOR HUTCHENCE on the Declaration of Interest form as: "One of the objectors is a good family friend". COUNCILLOR HUTCHENCE was not present at, or in sight of, the Meeting when the matter was being debated or voted on.

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

THAT Development Application No. DA/359/2011 for the demolition of existing structures and the construction of an affordable rental housing development comprising 12 units at Lot 1 DP 569934 Nos. 176 - 178 Ray Road, Epping be approved subject to the conditions of consent detailed in Schedule 1 of Executive Manager's Report No. PLN67/11.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, MARTIN, MCMURDO, MILLS AND SMART

AGAINST: NIL

3 PLN69/11 Development Application - Section 96(2) - Construction of Two Storey Classroom Building and Two Storey Staff Building - Cheltenham Girls High School 161 - 175 Beecroft Road, Cheltenham

(DA/1463/2005/A)

Mrs Felicity Findlay, of Cheltenham, addressed Council regarding this item.
Mr Scott Drew, of Cheltenham, addressed Council regarding this item.
Mr Geoff Pratt, of Berowra, addressed Council regarding this item.
Mrs Stephanie Davison, of Epping, addressed Council regarding this item.
Mrs Susan Bridge, Principal of Cheltenham Girls High School, addressed Council regarding this item.
Mr Andrew Steel, Regional Manager Asset Management, Department of Education and Communities, addressed Council regarding this item.

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

THAT Development Application No. DA/1463/2005/A for the construction of a two storey classroom building and two storey staff building at Nos. 161-175 Beecroft Road, Cheltenham (Cheltenham Girls High School) be approved subject to conditions of consent detailed in Schedule 1 of Executive Manager's Report No. PLN69/11, as amended by the following requirements:

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1. Amend Condition 48(d) to read:

Specify that all stages within the Vegetation Management Plan are to be undertaken by a qualified and experienced Bush Regeneration company.

2. Amend Condition 49 to read:

The Applicant shall engage a qualified and experienced Bush Regeneration company to implement the Vegetation Management Plan. A section 132c license under the National Parks and Wildlife Act 1974 must be obtained by the applicant. The applicant's bush regeneration contractor is to present evidence a Section 91 license under the Threatened Species Conservation Act 1995 has been obtained from the Office of Environment and Heritage, prior to the commencement of work. All works undertaken by non-licensed workers/ volunteers/ students are to be undertaken under the supervision of the principal and licensed bush regeneration contractor in accordance with the approved Vegetation Management Plan.

FOR: COUNCILLORS BERMAN, BROWNE, EVANS, HUTCHENCE, MARTIN,
MCMURDO, MILLS AND SMART

AGAINST: COUNCILLOR CHOPRA

GENERAL BUSINESS

4 PLN71/11 Affordable Housing Options for Hornsby Shire

(F2004/07491-07)

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

THAT consideration of Executive Manager's Report No. PLN71/11 be deferred to allow an informal briefing of Councillors in respect of this matter.

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

AGAINST: NIL

CONFIDENTIAL ITEMS

Nil

QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

MAYORAL MINUTES

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GENERAL MANAGER

CHAIRMAN

Nil

NOTICES OF MOTION

Nil

SUPPLEMENTARY REPORTS

5 WK61/11 Redevelopment of Hornsby Aquatic Centre - Submission of Development Application

(F2009/00386)

Mr Peter Frame, of Berowra, addressed Council regarding this item.

Mr Michael Trenaman, of Westleigh, on behalf of the Hornsby Amateur Swim Club addressed Council regarding this item.

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

THAT Council:

1. Endorse the plans included as Attachment 1 to Executive Manager's Report No. WK61/11 for the purpose of submission of a development application, and grant consent to the submission.
2. Grant consent to the submission of a development application following advice to this effect to the Division of Crown Lands.
3. Note that the estimated construction cost of the Centre as currently proposed is approximately \$22.2 Million.
4. Give further consideration to the budget for the project upon finalisation of the design, receipt of tenders and revision of the Capital Expenditure Review.

FOR: COUNCILLORS BERMAN, BROWNE, CHOPRA, EVANS, HUTCHENCE, MCMURDO, MILLS AND SMART

AGAINST: COUNCILLOR MARTIN

MATTERS OF URGENCY

Nil

QUESTIONS WITHOUT NOTICE

Nil

THE MEETING terminated at 9.23pm.

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GENERAL MANAGER

CHAIRMAN

These Minutes were confirmed at the meeting held on Wednesday, 2 November, 2011, at which meeting the signature hereunder was subscribed.

CONFIRMED

CHAIRMAN

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GENERAL MANAGER

CHAIRMAN