

DUNGOG SHIRE COUNCIL



Minutes of the Ordinary Meeting

19 August 2008

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COMPLIMENTS

MINUTES OF THE ORDINARY MEETING OF DUNGOG SHIRE COUNCIL HELD AT DUNGOG SHIRE COUNCIL OFFICES ON 19 AUGUST 2008 COMMENCING AT 6.04 PM.

PRESENT: The Mayor, Councillor G D Wall, and Councillors S T Low AM, M A Flannery, J F Thompson, B R Watkins, S B Farrow, L D Mitchell and E M Murrell.

OFFICERS IN ATTENDANCE: C F Deasey, General Manager, G W McDonald, Executive Manager Infrastructure & Assets, S L Chandler, Executive Manager Corporate Services, M D Brown, Manager Planning and T J Kavanagh, Manager Environmental Services.

APOLOGY: Nil

APPROVED LEAVE OF ABSENCE: Councillor P C Trappel

ABSENT: Nil

DECLARATION OF INTERESTS:

Cr Lea Mitchell declared a non-pecuniary interest in Item No. 9 Manager Planning's Report as the Secretary of the Church Committee of Management and the scribe of the DA originally.

Craig Deasey General Manager declared a Conflict of Interest in Item No. 5 Executive Manager Corporate Services Report as a registered player competing in the Shire Bowl Championship.

CONFIRMATION OF MINUTES:

Minute No. 34134

RESOLVED on the motion of Cr Low and seconded by Cr Mitchell that the Minutes of the Ordinary Meeting of Council, held on Tuesday 15 July 2008 and the Extraordinary Meeting held on Thursday 31 July 2008 having been circulated amongst the members of the Council be confirmed.

MATTERS ARISING: Nil

NOTICE OF MOTION: Nil

The Prayer was delivered by Rev Pirial Clift.

The Ode was delivered by the Mayor, Cr Glenn Wall.

WITHDRAWAL OF ITEMS AND LATE ITEMS OF BUSINESS

The General Manager advised that the following late items of business are tabled for consideration at the meeting:

Item 11 – General Manager's Report – Community Project Officers Report.

Item 1 – Manager Planning's Report – Additional information report.

GENERAL MANAGER'S REPORT

Craig Deasey

1. MANAGEMENT PLAN QUARTERLY REPORT EF08/45

Précis:

Reporting on the progress of implementation of Councils management plan.

Minute No. 34135

RESOLVED on the motion of Cr Low and seconded by Cr Flannery that the quarterly report on the progress of implementation of Councils Management Plan be received and the information noted.

Craig Deasey

2. COUNCILLOR FEES & EXPENSES POLICY EF08/307

Précis:

Reporting on the Councillor activity for the 2007/2008 financial year.

Minute No. 34136

RESOLVED on the motion of Cr Mitchell and seconded by Cr Farrow that the report be received and information noted.

Craig Deasey

3. GLOUCESTER COAL SEAM GAS PROJECT EF08/542

Précis:

Reporting on the Lucas Energy Part 3A application to NSW Planning.

Minute No. 34137

RESOLVED on the motion of Cr Flannery and seconded by Cr Low that the report be received and information noted.

**4. DUNGOG SHOWGROUND & RECREATION RESERVE
EF08/461**

Précis:

Reporting on the nominations received for the Showground management Committee.

Minute No. 34138

RESOLVED on the motion of Cr Mitchell and seconded by Cr Low that:

1. The nominations as received by Council and detailed within the report be accepted and that the community members be appointed to the Dungog Showground & Recreation Reserve Management Committee.
 2. The "A" Ward Councillors and Mayor meet with the incoming community members to outline the Councils expectations of the Committee.
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Craig Deasey

**5. LOCAL GOVERNMENT ELECTIONS – COUNCILS MEETING TIMETABLE
EF07/23**

Précis:

Reporting on issues associated with the timing of the forthcoming election.

Minute No. 34139

RESOLVED on the motion of Cr Murrell and seconded by Cr Farrow that the report be received and information noted.

Craig Deasey

**6. HUNTER RURAL DIVISION OF GENERAL PRACTICE
EF08/3**

Précis:

Funding request to assist in the recruitment of a Doctor for Gresford community.

Minute No. 34140

RESOLVED on the motion of Cr Wall and seconded by Cr Low that Council advise the Hunter Rural Division of General Practice that it is not prepared at this stage to financially assist on the following grounds:

- i) that other local general practitioners have committed their own funds to establishing their practices within the Dungog LGA without financial assistance from Council.
 - ii) that the current 2008/2009 budget deficit situation of Council is not likely to improve.
 - iii) that the other tiers of Government should be called upon to seed fund this project as opposed to the local ratepaying community.
-

7. **WATER AND SEWERAGE BUSINESS TRANSFER TO HUNTER WATER CORPORATION**
EF07/96

Craig Deasey

Précis:

To advise Council of outstanding matters associated with the transfer of the business operations.

Minute No. 34141

RESOLVED on the motion of Cr Low and seconded by Cr Murrell that:

1. The report be received and noted.
2. Council formally acknowledge the efforts of Mr Greg Horvath for his work associated with the transfer of Councils water and waste water operations.

8. **NSW DEPARTMENT OF LOCAL GOVERNMENT CIRCULARS**
EF08/142

Craig Deasey

Précis:

Providing a summary of circulars that have been released by the Department of Local Government.

Minute No. 34142

RESOLVED on the motion of Cr Low and seconded by Cr Mitchell that the report be received and information noted.

9. **COMMUNITY PROJECT OFFICER REPORT**

Tracey Lowrey

Précis:

Reporting on Community Project Officer's activities for the period April to June.

Minute No. 34143

RESOLVED on the motion of Cr Flannery and seconded by Cr Murrell that the report be received and information noted.

10. **RAILCORP QUARRY AT MARTINS CREEK**
EF08/166

Terry Kavanagh

Précis:

Reporting on recent developments in relation to the operation and approval of RailCorp's Martins Creek Quarry.

Minute No. 34144

RESOLVED on the motion of Cr Low and seconded by Cr Murrell that the report be considered in Closed Session of Council as the report is confidential as it contains advice concerning potential litigation.

11. **COMMUNITY PROJECT OFFICER REPORT**
EF08/489

Précis:

Reporting on minutes from the Access Committee meeting 14 August 2008.

Minute No. 34145

RESOLVED on the motion of Cr Flannery and seconded by Cr Low that the Access Committee minutes of 14 August 2008 be received and noted.

CORPORATE SERVICES DEPARTMENT
EXECUTIVE MANAGER'S REPORT

Shaun Chandler

1. **STATEMENT OF INVESTMENTS**
EF08/220

Précis:

Clause 212 of Local Government (General) Regulation 2005 requires a monthly report to Council outlining all money's Council has invested under Section 625 of Local Government Act.

Minute No. 34146

RESOLVED on the motion of Cr Low and seconded by Cr Flannery that the report be received and information noted.

Shaun Chandler

2. **WORKS COST STATEMENT**
EF 08/221

Précis:

A selective summary of expenditures on capital works and maintenance expense areas within Council's roads, bridges, cemeteries, toilets, parks and sports grounds cost centres.

Minute No. 34147

RESOLVED on the motion of Cr Low and seconded by Cr Mitchell that:

1. The Works Cost Statement for the period ending 31 July 2008 be received and noted.
2. Council congratulates the Finance staff for their continued efforts in response to the loss of the Manager Finance.

**3. COUNCILLORS TRAVELLING & OTHER EXPENSES
EF 08/222**

Précis:

Report on Councillors travelling for Councillors information.

Minute No. 34148

RESOLVED on the motion of Cr Murrell and seconded by Cr Mitchell that the report be received and information noted.

**4. WALLAROBBA MEMORIAL HALL
EF 08/45**

Précis:

Provision of rate assistance for the Wallarobba Memorial Hall for the 2008/09 rate year.

Minute No. 34149

RESOLVED on the motion of Cr Flannery and seconded by Cr Low that Council provide a rebate of \$566.41 toward the Wallarobba Memorial Hall rate raised on the property for the 2008/09 year.

**5. DUNGOG MENS BOWLING CLUB
EF 08/3**

Précis:

Request for sponsorship of 2008 Annual Shire Bowls Championship under Sec 356 of the Local Government Act 1993.

A MOTION was moved by Cr Farrow and seconded by Cr Mitchell that Council donate \$100 to the annual Shire Bowls Championships.

On being put the motion was defeated.

Minute No. 34150

A MOTION was moved by Cr Low and seconded by Cr Flannery that Council decline to sponsor the Dungog Bowling Club Shire Bowls Championships.

On being put the motion was carried.

Cr Farrow requested his negative vote be recorded.

6. AUSTRALIAN PARALYMPIC COMMITTEE
EF 08/3

Précis:

Request for donation to support the Australian Paralympic athletes attending the Beijing Games under Sec 356 of the Local Government Act 1993.

Minute No. 34151

RESOLVED on the motion of Cr Flannery and seconded by Cr Murrell that Council donate \$100 from the 2008/09 Section 356 budget allocation toward the Australian Paralympic athletes attending the Beijing Games.

Cr Farrow requested his negative vote be recorded.

7. QUARTERLY FINANCE REPORT FOR THE PERIOD ENDING 30 JUNE 2008
EF 08/224

Précis:

Review of expenditure and revenues as per Section 203 of the Local Government (General) Regulation 2005 for the quarter ending 30 June 2008.

Minute No. 34152

RESOLVED on the motion of Cr Low and seconded by Cr Mitchell that:

1. The variations to budgeted expenditures and revenues for the June quarter be approved and form part of the Management Plan 2007/08.
2. Council note the restricted cash transfers as highlighted within the report.

INFRASTRUCTURE & ASSETS DEPARTMENT EXECUTIVE MANAGER REPORT

1. WORKS PROGRESS REPORT
EF08/208

Précis:

Reporting on construction and maintenance works.

Minute No. 34153

RESOLVED on the motion of Cr Murrell and seconded by Cr Low that the report be received and information noted.

2. **IPART SUBMISSION ON HUNTER WATER CORPORATION AND GOSFORD AND
WYONG COUNCILS
EF08/540**

Précis:

Providing Council with a draft submission to IPART on pricing for the Hunter Water Corporation pricing review.

Minute No. 34154

RESOLVED on the motion of Cr Low and seconded by Cr Thompson that the IPART submission be endorsed by Council and submitted.

3. **SALE OF CATERPILLAR 12H GRADER AS PART OF MOTOR GRADER TENDER
418/2008
PN196, PN418**

Précis:

This report re-examines the trade-in of Council Plant No 196 (Caterpillar 12H Grader) as part of Motor Grader Tender 418/2008.

Minute No. 34155

RESOLVED on the motion of Cr Low and seconded by Cr Murrell that the order from Hitachi Construction Machinery (Australia) of one (1) John Deere 670D Motor Grader be modified to an outright (no trade) purchase; and Council Plant 196 - Caterpillar 12H Grader be retained for a minimum period of 10 months with future requirements to be reviewed at that time.

4. **SALISBURY ROAD MAINTENANCE – BARRINGTON WILDERNESS COTTAGES
EF 07/94**

Précis:

Reporting on representations from the Barrington Cottages Neighbourhood Association to maintain a section of Crown Road servicing their property.

Minute No. 34156

RESOLVED on the motion of Cr Murrell and seconded by Cr Flannery that Council does not extend the maintenance of Salisbury Road to include the 610m to Barrington Cottages.

5. MELBURY CEMETERY
EF07/26

Précis:

Providing Council with a lease document to enable legal access to Melbury Cemetery.

Minute No. 34157

RESOLVED on the motion of Cr Farrow and seconded by Cr Mitchell that Council sign and affix the Common Seal of Council to the Yates agreement for a Right of Way over his land to enable access to Melbury Cemetery.

Minute No. 34158

A MOTION was moved by Cr Wall and seconded by Cr Mitchell that Standing Orders be suspended to allow members of the public to address Council.

On being put the motion was carried.

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Standing Orders were suspended at 6.56 pm.

Mr Felix Prentice spoke against the recommendation for Item No. 1 Manager Planning's Report.

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Minute No. 34159

A MOTION was moved by Cr Wall and seconded Cr Flannery that Standing Orders resume.

On being put the motion was carried.

Standing Orders resumed at 7.04 pm.

MANAGER PLANNING PLANNING DEPARTMENT

Brent Mason

1. DA 61/08 - MILDHILL PTY LTD
EF07/85

Minute No. 34160

RESOLVED on the motion of Cr Wall and seconded by Cr Farrow that Council approve the application for a change of use – drive through bottle shop at Lot 1 DP 1122665, 119 Dowling Street, Dungog subject to the following conditions:

Attachment A - Conditions of the Development Consent

This consent is subject to the following conditions:-

Prior to Issue of Construction Certificate

1. Provide detailed plans of construction of transition zones, driveway, internal walls, ramp and exit driveway.

General

2. The development is to be carried out in accordance with the plans (numbered 61/08 and dated 16/5/08) and statement of environmental effects submitted to and stamped by Council as part of the application. Any amendments to these plans will require the approval of Council.

Reason: To ensure all works are carried out in accordance with the approved plans.

3. **All aspects of the building design shall comply** with the applicable performance requirements of the BCA for a Classification of the building or structure so as to achieve and maintain acceptable standards of structural sufficiency, safety (including fire safety), health and amenity for the ongoing benefit of the community. Compliance with the performance requirements can only be achieved by:-

- (a) complying with the deemed to satisfy provisions; or
- (b) formulating an alternative solution which:-
 - (i) complies with the performance requirements; or
 - (ii) is shown to be at least equivalent to the deemed to satisfy provisions; or
- (c) a combination of (a) or (b)

4. All building work must be carried out in accordance with the provisions of the Building Code of Australia.
5. All fees, Section 94 and other Contributions will need to be adjusted in accordance with Councils Fees & Charges applicable at the time of payment.

Reason: To ensure all Fees & Charges are paid at the correct rate at the time of payment.

6. The applicant shall comply with conditions of Development Consent No 61/08 dated > issued by Dungog Shire Council.
7. The building shall NOT BE USED OR OCCUPIED until completed and conditions of consent have been complied with and an Occupation Certificate has been issued.

During Construction

8. A sign must be erected in a prominent position on any work site on which work involved in the erection or demolition of a building is being carried out:-
 - (a) stating that unauthorised entry to the work site is prohibited; and
 - (b) showing the name of the person in charge of the work site and a telephone number at which that person may be contacted.
 - (c) identifying the Principal Certifying Authority and a telephone number at which that person may be contacted.

Any such sign is to be removed when the work has been completed.

9. A waste containment facility to Council's requirements is to be provided on the building site immediately after the first concrete pour for the building and is to be regularly serviced.

Council and the Environmental Protection Authority may issue "on the spot" fines if breaches of the Environmental Offences and Penalties Act, are detected.

Note - your attention is drawn to your responsibility to control any litter arising from building works associated with this consent.

10. To reduce nuisance to the surrounding properties, all demolished material and excess spoil from the site shall be disposed of to a location and in a manner to the approval of this office.

Note - No material shall be burnt or buried on site.

11. The site shall be kept clean and tidy during the construction period and all rubbish shall be removed from the site upon completion of the project to the satisfaction of this office.
12. ALL BUILDING MATERIALS, plant and equipment is to be placed ON THE BUILDING SITE. Building materials, plant and equipment (including water closets), are not to be placed on footpaths, roadways, public reserves etc.

Council Policy.

Reason: To ensure pedestrian and vehicular access is not restricted in public places.

Principal Certifying Authority

As your principal Certifying Authority, Council wishes to inform you of the following requirements:-

13. Timber framework shall comply with the provisions of the NATIONAL TIMBER FRAMING CODE, AS 1684 - 2006.

Note: Special attention should be given to the frame bracing and tie down requirements of AS 1684 - 2006.

14. SECOND HAND and previously used building materials are subject to inspection and approval by Councils Building Surveyor prior to use.
15. Treads and rises in all stairways shall comply with the requirements of the Building Code of Australia Clause D2.13.
16. The floors of bathrooms, laundries and W.C. compartments shall be impervious to water and graded and drained to a suitable floor waste.

The construction and installation of all equipment, fixtures and fittings within shall be in accordance with: Australian Standards 4674-2004,

- The premises must be operated at all times in accordance with Food Act 2003 and Food Regulation 2004 for Food Premises

Floors

- Floors shall be appropriate for the area, able to be effectively cleaned, non-absorbent and laid according to the relevant Australian Standards 4674-2004

Walls

- Walls shall be of solid construction and be finished with a material that is impervious to moisture and can be effectively cleaned. All corner joints must be covered with a minimum 25 mm radius. The finishing materials of the wall surfaces shall provide a smooth even surface, free of buckles or ledges fixing screws, picture rails, open joints, cracks or crevices this prevents the harbouring of bacteria and vermin (Australian Standards 4674-2004).

Ceilings

- Ceilings shall be non-perforated and finished free of joints, cracks, crevices to prevent contamination of food and to allow effective cleaning. It also pest proof the ceiling.

The intersection of the walls and the ceiling shall be tight jointed sealed and dust proof. Where a sealant is used, the sealant shall be of washable, impervious materials (Australian Standards 4674-2004).

- The cool room temperature must be kept below 5°C at all times
17. The whole of the plumbing and drainage work shall be carried out in accordance with the National Plumbing & Drainage Code AS 3500 and Council's Policy.
 18. The demolition and disposal of materials containing asbestos should be carried out in accordance with WorkCover Authority Guidelines. The material may be disposed of at Council's Waste Depot site by phoning 4992 1634. Details of the materials and forty eight (48) hours notice is necessary and only on Council tip days of operation.

Fire Conditions

19. Prior to Council approving occupation of the building, the applicant shall submit to Council a Certificate in respect of each ESSENTIAL SERVICE installed in the building (as detailed on attached schedule) indicating that:-
 - (a) the service has been inspected and tested by a person (chosen by the owner of the building) who is competent to carry out such an inspection and test; and
 - (b) the service was or was not (as at the date on which it was inspected or tested) found to have been designed and installed, and to be capable of operating, to a standard not less than that required by or under this regulation or by the Council.

The building owner shall cause Council to be given a Certificate as indicated above every twelve months after the first certificate is supplied.

Note: The certificates shall be in a form approved by Council.

Reason: To ensure that each of the essential services is installed and is capable of operating standard.

20. Prior to occupation of the building the applicant shall provide Council with a copy of an Emergency Procedures Manual which details procedures to be adopted in the event of the fire alarms in the building activating.

Council Policy.

Reason: To ensure that the building occupants are aware of emergency procedures to be adopted in the event of fire in the building.

Commercial Premises

21. EXISTING PLUMBING AND DRAINAGE FIXTURES, affected by the building works shall be modified or relocated by a Licensed Plumber in accordance with the requirements of the Hunter Water Corporation and the National Plumbing and Drainage Code, AS 3500.
22. ACCESS to the building shall be provided for DISABLED PERSONS in accordance with the provisions of Part D3 of the Building Code of Australia.

Special Conditions

23. A new Development Application for the signage must be applied for and approved by Council prior to erection.
24. Deliveries must occur between the hours of 8.00am and 10.00am Monday to Friday.

25. Delivery vehicles must not be kept at the premises during business hours.
26. Delivery vehicles must be garaged at a property other than 119 Dowling Street, Dungog when not in use.
27. Hours of operation will be 10.00am to 8.00pm, Monday to Saturday and 11.00am to 6.00pm Sunday.
28. The development is to be carried out in accordance with the plans submitted to and stamped by Council as part of the application. Any amendments to these plans will require the approval of Council.
29. The applicant is to supply Council with the liquor license from the NSW Department of Gaming and Racing, prior to occupation.
30. Building work shall not commence on the site before 7.00am on weekdays and Saturdays and 8.00am on Sundays and public holidays. All works are to cease by 8pm on any day.
31. Cool Room - Joints at the floor to wall intersections are to be coved and the vertical wall to wall intersections are to be finished with a cove or splay and the edges of all joining moulds are to be tight fitting and water repellent.
32. The use of particle board for shelving is not permitted unless the shelving is laminated on all surfaces with an approved impervious material.
33. The developer is to implement the following to ensure the safety of people;
 - a) Enable people to be seen, to see and to interpret their surrounds through;
 - Adequate Lighting
 - Clear Sightlines
 - The elimination of entrapment spots
 - The use and design of landscaping and fencing
 - Enable people to be able to leave an area or seek assistance when in danger, through legible design and comprehensive surveillance
 - Surveillance
34. Development should promote the security of property by:
 - a) Clearly defining ownership and legitimate use of private, public and community space
 - b) Avoid the use of materials which are likely to be susceptible to damage and vandalism.
 - c) Avoid fencing and landscaping which may present a security risk by obscuring doors and windows.
 - d) Surveillance cameras should be installed to run 24/7
 - e) Alarm system should be installed
35. The developer will remove and replace the fence on the eastern boundary to the satisfaction of the owner of the adjoining property and Council. The cost of these works will be borne by the developer.
36. The developer will upgrade the exit driveway including:
 - sealing of the axe handle type egress into Mackay Street providing full width seal for its full length on 150mm depth compacted gravel formation and

Reason: To provide an appropriate standard of vehicle egress from the property to accommodate the traffic likely to be generated from the development.

37. Install traffic calming devices and signage in accordance with AS 2890 Parking Facilities and the plans and specifications submitted to Council as part of the application.

Reason: to provide adequate safety to pedestrians and vehicles exiting the development.

Lighting

Minimum standards:

As the development (Liquor Store) will be used at night, the lighting should allow visibility. Pedestrian pathways, laneways and access routes in outdoor public spaces should be lit to the minimum Australian Standard of AS 1158 (Public Lighting Code).

Consistency of Lighting:

Lighting should be consistent in order to reduce contrast between shadows and illuminated areas.

38. External lighting is to be designed in accordance with AS1158 lighting for roads and public spaces.
39. All of the above must be fulfilled prior to Council issuing an occupation certificate.

Councillor Vote: For: Farrow, Low, Thompson, Murrell, Wall, Flannery. Against – Watkins, Mitchell

Matthew Brown

2. **COVER COPY (ACM Landmark) LOT 32 DP 1068717 NO 41 COMMON ROAD,
DUNGOG
171/82/9**

Précis:

LEP Amendment Application – Common Road, Dungog.

Minute No. 34161

RESOLVED on the motion of Cr Flannery and seconded by Cr Thompson that:

1. Council resolves to defer the application to amend the Dungog Local Environmental Plan from Rural 1(a) to Rural Enterprise 1(e) on Lot 32 DP 1068717, Common Road Dungog.
2. The applicant be advised to make a submission to the Dungog Shire Land Use Plan.

Matthew Brown

3. **ENVIRONMENTAL PLANNING & ASSESSMENT AMENDMENT ACT 2008
BUILDING PROFESSIONALS AMENDMENT ACT 2008**

Précis:

Commencement of certain provisions of the *Environmental Planning and Assessment Amendment Act 2008* and the *Building Professionals Amendment Act 2008*.

Minute No. 34162

RESOLVED on the motion of Cr Thompson and seconded by Cr Mitchell that the report be received and information noted.

4. **BEECHWOOD HOMES - DEVELOPMENT APPLICATIONS
EF08/142**

Précis:

Planning system options for people with Development Applications affected by the Beechwood Homes situation.

Minute No. 34163

RESOLVED on the motion of Cr Murrell and seconded by Cr Mitchell that the report be received and information noted.

5. **PROPOSED SEPP (REPEAL OF CONCURRENCE & REFERRAL PROVISIONS)
2008
EF08/225**

Précis:

Proposed SEPP (Repeal of Concurrence and Referral Provisions) 2008.

Minute No. 34164

RESOLVED on the motion of Cr Mitchell and seconded by Cr Wall that the report be received and information noted.

6. **SEPP 65 AMENDMENT
EF08/225**

Précis:

Amendment No 2 to SEPP 65 – Design Quality of Residential Flat Development.

Minute No. 34165

RESOLVED on the motion of Cr Mitchell and seconded by Cr Low that the report be received and information noted.

7. **STRATEGIC PLANNING UPDATE
EF08/226**

Précis:

There are at present a number of strategic planning applications being processed. Refer to the summary and status included below;

Minute No. 34166

RESOLVED on the motion of Cr Flannery and seconded by Cr Mitchell that the report be received and information noted.

8. LITIGATION REPORT
EF08/227

Précis:

Reporting on Planning Legal Costs in relation to litigation matters.

Minute No. 34167

RESOLVED on the motion of Cr Murrell and seconded by Cr Mitchell that the report be received and information noted.

Matthew Brown

9. DEVELOPMENT APPLICATIONS - DELEGATED AUTHORITY
EF08/228

Development Consent has been granted to the following development applications under delegated authority for the month of July 2008.

Minute No. 34168

RESOLVED on the motion of Cr Flannery and seconded by Cr Farrow that the report be received and information noted.

ENVIRONMENTAL SERVICES DEPARTMENT MANAGER'S REPORTS

Terry Kavanagh

1. COMPANION ANIMALS AND RANGER SERVICES
EF08/31

Précis:

Reporting on the Companion Animal Program and Ranger activities for the 2007/2008 period.

Minute No. 34169

RESOLVED on the motion of Cr Low and seconded by Cr Mitchell that the report be received and information noted.

Terry Kavanagh

2. HUNTER CENTRAL RIVERS CATCHMENT MANAGEMENT AUTHORITY COMMUNITY
SUPPORT PROGRAM IN DUNGOG SHIRE
EF08/167

Précis:

This report is to provide an update to Council on the activities of the Hunter Central Rivers Catchment Management Authority's (HCRCA) Community Support Program in the Dungog Local Government Area.

Minute No. 34170

RESOLVED on the motion of Cr Thompson and seconded by Cr Low that the report be received and information noted.

**3. LIQUOR LICENCE APPLICATIONS
EF08/188**

Précis:

This report is to advise Council on recent applications for new or for amendments to existing liquor licences in the Dungog Shire Council area.

Minute No. 34171

RESOLVED on the motion of Cr Low and seconded by Cr Mitchell that:

1. The report be received and the information noted.
2. Council staff write to the Local Area Police Superintendent's in both Maitland and Raymond Terrace and request that a forum is established for Council Staff and Police to consider and provide a coordinated response to Liquor Licensing Applications in the Dungog Local Government Area.
3. A policy on dealing with future applications is considered by Council once talks with local police take place.

QUESTIONS WITHOUT NOTICE

Cr Watkins – still not suspended with 4 months passed. General Manager replied that nothing had been received from the Department of Local Government as yet.

CLOSED COUNCIL

Minute No. 34172

RESOLVED on the motion of Cr Wall and seconded by Cr Mitchell that:

1. Council resolve into closed council to consider business identified, together with any late reports tabled at the meeting.
2. Pursuant to section 10A(1)-(3) of the *Local Government Act 1993*, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) of the *Local Government Act 1993*.
3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993*.

Council closed its meeting at 7.31 pm. The public and media left the Chamber.

Minute No. 34174

A MOTION was moved by Cr Wall and seconded by Cr Low that Council move out of Closed Council and into Open Council.

Open Council resumed at 7.41 pm.

The following resolutions of Council while the meeting was closed to the public were read to the meeting by the General Manager.

GENERAL MANAGER'S REPORT

Terry Kavanagh

1. **MARTINS CREEK RAILCORP QUARRY**
EF08/166, TPA's 1553/1502, 1553/16, 1553/17
-

Précis:

This report is to advise Councillors on recent developments in relation to the proposed expansion of the RailCorp Martins Creek Quarry.

Minute No. 34173

RESOLVED on the motion of Cr Wall and seconded by Cr Mitchell that the report be received and information noted.

There being no further business the meeting terminated at 7.42 pm.

Confirmed

Date