

Ordinary Meeting Of Council



Wollondilly Shire Council

Minutes

Monday 17 August 2015

The meeting commenced at 6.33pm and was held in the Council Chamber 62-64 Menangle Street, Picton NSW 2571.

WOLLONDILLY SHIRE COUNCIL

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RECORDING OF MEETINGS

The Acting Mayor stated that in accordance with Council's Code of Meeting Practice the electronic recording of the Council Meeting and the use of electronic media during the proceedings is not permitted. This includes devices such as laptops, mobile phones, tape recorders and video cameras.

PRESENT

Councillors: B Banasik, Law, Terry, M Banasik, Hannan, Gibbs and Landow.

In the Mayors absence the Deputy Mayor presided over the meeting.

ALSO PRESENT WERE

General Manager, Executive Director Community Services and Corporate Support, Director Planning, Director Infrastructure and Environment, Manager Governance and one Administration Officer.

NATIONAL ANTHEM

The Acting Mayor requested that everyone stand for the Australian National Anthem.

ACKNOWLEDGEMENT OF COUNTRY

The Acting Mayor acknowledged the traditional Custodians of the Land:

I would like to pay my respect and acknowledge the traditional custodians of the land on which this meeting takes place, and also pay respect to Elders both past and present.

APOLOGIES AND LEAVE OF ABSENCE REQUESTS

TRIM 88-10

Apologies for Cr Mitchell and Cr Amato were accepted for this meeting.

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DECLARATION OF INTEREST

TRIM 528-6

Cr M Banasik declared a Pecuniary Conflict of Interest in relation to Item CO1 – 2015 Community Grants as he is an Executive Committee member of the Buxton Community Association and a Non-Pecuniary Conflict of Interest in the same Item as he is a Patron of Wollondilly Arts Group (WAG). Cr M Banasik advised that he would leave the meeting and not participate in discussion or vote on this matter.

Cr Landow declared a Non-Pecuniary Conflict of Interest in relation to Item PE1 – Development Application D525-05. The reason being was that his mother owns a shop in Picton Village Square which is next door to the development application site. Cr Landow advised he would remain present at the meeting and vote on the matter.

Cr B Banasik declared a Non-Pecuniary Conflict of Interest in relation to Item PE4 – Planning Proposal – Picton East due to a close relative of his living in a rental property in the vicinity of the proposal. He stated that the relative does not own property and would have no potential gain or loss from the development. Cr B Banasik advised that he would remain present at the meeting and vote on the matter.

CONFIRMATION OF MINUTES

TRIM 88-10

133/2015 **Resolved on the Motion of Crs B Banasik and Hannan:**

That the Minutes of the Ordinary Meeting held on Monday 20 July 2015, as circulated, be adopted as true and correct.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

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MAYORAL MINUTE

DEPUTY MAYORS ADDRESS

TRIM 531

The Mayor cannot be with us tonight following the recent sad passing of his wife Pat who passed away peacefully surrounded by her loving family following a long illness on Friday 7 August 2015. Pat was 77 years old.

Pat was the beloved wife of Col for 54 years, mum to Shiree, Glen, Denise, Jackie and Deeann; mother-in-law to Stephen, Brett and Trish; and nan to Teonie, Key, Tenille, Riley, Ryan, Kiara, Blake, Kendall and step-nan to Jayden.

Pat's funeral was held on Saturday 15 August 2015 at St John's Anglican Church Camden followed by a cortege past her family home on Thirlmere Way before proceeding to the Upper Picton Cemetery.

Pat was a kind and friendly member of our community and will be sadly missed by many.

Condolences from Council have been sent to the Mayor and his family at this extremely sad and difficult time.

I would like to observe a minutes silence for the Late Pat Mitchell.



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I would like to now read on behalf of the Mayor the Mayoral Minute.

Simon Landow
DEPUTY MAYOR
17 August 2015

MAYORAL MINUTE

A site visit was organised on Tuesday 21 July 2015 to a historical homestead in Appin known as 'Beulah'. The Mayor was unfortunately unable to attend but would like to thank Cr Kate Terry and Cr Hilton Gibbs for attending.

Beulah is a historic homestead in Appin and dates back to the 1830's.



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On Wednesday 22 July 2015 Picton-Thirlmere-Bargo RSL Hall was officially reopened. I was able to attend on behalf of the Mayor along with Councillor Lou Amato and General Manager, Luke Johnson.

Also in attendance was Angus Taylor, Member for Hume and Jai Rowell, Member for Wollondilly.



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Cr Michael Banasik attended the KEEP NSW Beautiful Congress on 22-23 July 2015 held in Sydney with Council's Waste Education Officer, Yolande Presland. The theme of the Congress was Less Litter Live Better. Over 100 people were in attendance. Speakers included State NSW Minister for the Environment, Mark Speakman; NSW Governor, David Hurley; Jeff Angel, Total Environmental Centre, Anne Price, Waste Aid; EPA speakers and other waste experts.

Some main issues discussed at the congress included:

- The EPA's Hey Tosser campaign
- Butt Free Australia
- Container Deposit legislation
- Recyclable Vending machines
- Illegal dumping
- Packaging waste
- Council public bins.

It was a very informative gathering with some exiting news with the Container Deposit legislation announced by the State Government. The City of Sydney is trialling reverse vending machines, offering users tokens for buses, events and instant prizes.

These are very innovative ways to give people back their deposit for drink containers.



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On Thursday 23 July 2015 Council held a Stakeholder Workshop – Sydney Food Futures: Mapping Sydney’s Potential Foodsheds Research Project. I would like to thank Cr Kate Terry for attending along with General Manager, Luke Johnson and Executive Director, Ally Dench.



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The 2015 Youth Solutions Charity Event, 'Enchanted Winter' was held on Saturday 25 July 2015 at The Cube, Campbelltown Catholic Club.

Cr Benn Banasik and Cr Judith Hannan attended this event on behalf of Council.

The night was a great success and raised \$35,500 for Youth Solutions, which will help to continue to deliver their drug and alcohol prevention and health promotion workshops and campaigns for young people.



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The formal opening of the Alfred Deakin Administration Centre, the Wollondilly Trade Skills Centre and Cook Cottage Play Area at Wollondilly Anglican College was held on Tuesday 28 July 2015.

I would like to thank Cr Judith Hannan for attending along with General Manager, Luke Johnson and Executive Director, Ally Dench.

Pictured below Angus Taylor, Member for Hume with Mr Ed Halmagyi (Chef, Better Homes and Gardens)



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Also on Tuesday 28 July 2015 Council held the Arts & Culture Forum in the Shire Hall.

This Forum was attended by Cr Michael Banasik and Cr Hilton Gibbs.

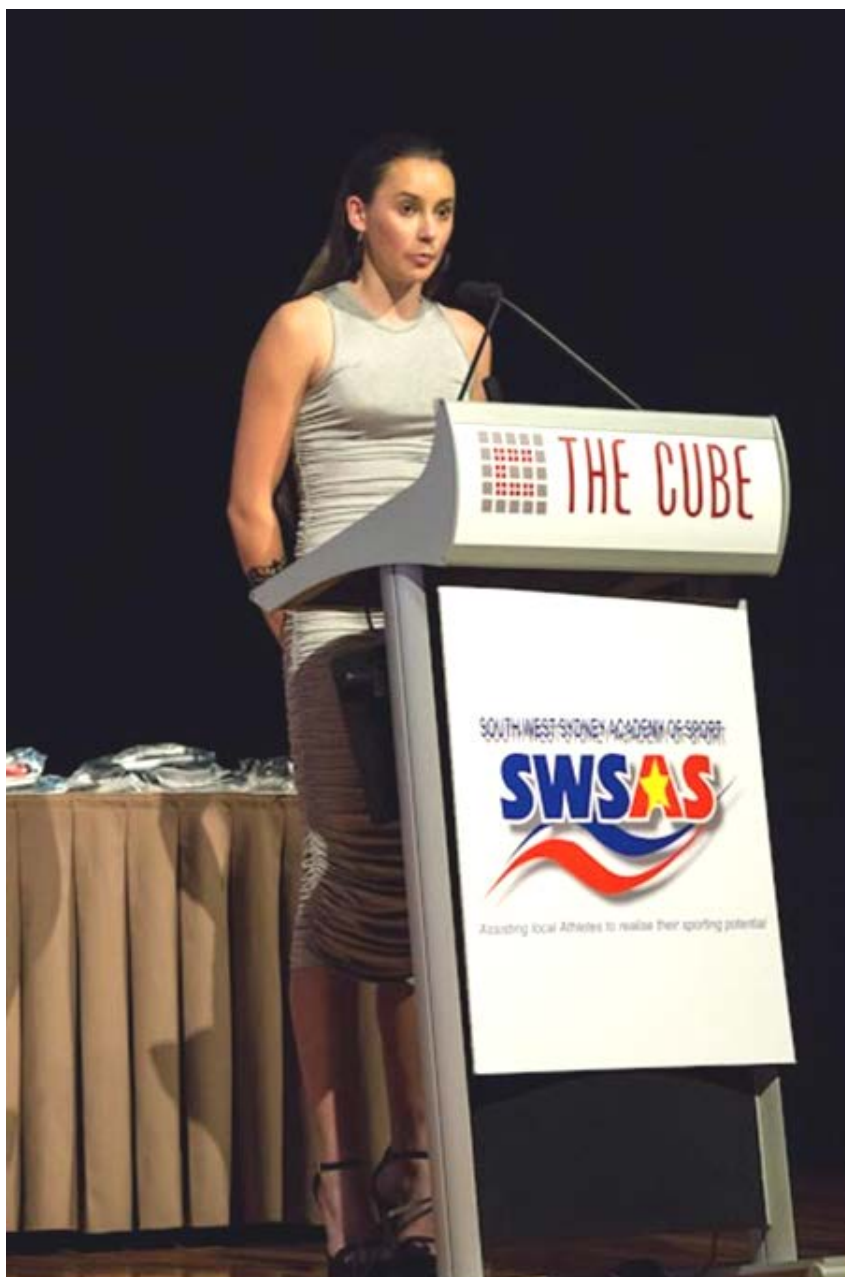


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The South West Sydney Academy of Sports Awards Dinner was held on Friday 31 July 2015 at The Cube, Campbelltown Catholic Club.

I would like to thank Cr Judith Hannan for attending this event on behalf of Council.

Wollondilly 'Athletics' athlete Brodie Mate



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The 2015 Rural Fire Service Medal Presentation ceremony was held at Mittagong RSL Club on Saturday 1 August 2015 to witness the presentation of Long Service Awards for Wollondilly and Wingecarribee RFS Volunteers.

I attended this event on behalf of the Mayor along with General Manager, Luke Johnson.



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It was Local Government Week from Monday 3 August 2015 through to Friday 7 August 2015 which attracted the annual school visits to Council.

This year Douglas Park Public School, St Anthony's Public School, Wollondilly Anglican College and Appin Public School participated in these visits.

The Mayor was unfortunately unable to attend and he would like to pass on thanks to Cr Hilton Gibbs and Cr Kate Terry who assisted me with this year's school visits.



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On Tuesday 4 August 2015 the Picton View Club held its 50th Birthday Celebrations at Picton Bowling Club. I would like to thank Ally Dench, Executive Director for attending this event on behalf of the Mayor. Angus Taylor, Member for Hume also attended.

One of the highlights was a guest address from Mrs Margie Abbott, wife of Prime Minister Tony Abbott, who shared her story about her own interests and career. Mrs Abbott spoke about the importance of fostering the development of children under five and some of the charitable organisations she is involved with, in particular breast and ovarian cancer charities.



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On Thursday 6 August 2015 the RH Dougherty Awards were held at the National Maritime Museum Darling Harbour.

I would like to thank Cr Michael Banasik for attending on behalf of Council along with General Manager, Luke Johnson; Executive Director, Ally Dench as well as members of staff.



In July 2015 Council received two (2) applications for Donations:

Kathryn Haynes for \$250 to participate in the Aged World Series Ladies Australian Team Indoor Netball – Brisbane 1 to 11 October 2015.

Rachael Downey for \$250 to participate in the School Sports Australia under 12 Hockey Championships – Perth, August 2015.

These requests have been assessed against the program criteria and deemed eligible to receive funding through the Donations Program as per the criteria for individuals and organisations.

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The Mayor attended the Funeral of Mrs Anne Middleton on Wednesday 5 August 2015. Anne was the wife of late Councillor Roy Middleton a Shire President for numerous years. The Mayor would like to thank General Manager, Luke Johnson for also attending this funeral.

I would like to observe a minutes silence for the Late Anne Middleton.

Photo below taken of the Mayor attending Mrs Middleton's 100th Birthday held 3 years ago.



Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 August 2015, commencing at 6.33pm

Many of you would be aware of media reports over the weekend regarding the forced amalgamation of Councils.

In response to these reports, I move the following motion:

1. That Wollondilly Council express its deep concern at media reports regarding forced amalgamation of Councils in NSW.
2. That Council seek an urgent response from the Premier of NSW regarding the recent media reports that forced amalgamations are being considered by the NSW State Cabinet and requesting clarification of the range of local government reform options being considered.

Col Mitchell
MAYOR
17 August 2015

134/2015 Resolved on the Motion of Crs Hannan and Terry:

- 1. That the Mayoral Minute be accepted.**
- 2. That Wollondilly Council express its deep concern at media reports regarding forced amalgamation of *all* Councils in NSW.**
- 3. That Council seek an urgent response from the Premier of NSW regarding the recent media reports that forced amalgamations are being considered by the NSW State Cabinet and requesting clarification of the range of local government reform options being considered.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

Planning and Economy

PLANNING AND ECONOMY

PE1 Development Application No. D525-05 - Alterations and Additions to Existing Commercial Building, to create Eight (8) Ground Level Shops, Nine (9) Units of Shop-top Housing Dwellings over new shops and Landscaping and a Draft Voluntary Planning Agreement (VPA)
Consultant D525-05

135/2015 Resolved on the Motion of Crs M Banasik and Law:

- A. That Council determine Development Application No. D525-05 - Alterations and additions to existing commercial building, to create eight ground level shops, nine units of shop-top housing - being dwellings over the proposed new retail premises and landscaping at 55 to 57 Menangle Street, Picton - by refusing development consent for the following reasons:
1. The deficient provision of car parking for the owners / tenants of the proposed residential units is unacceptable because:
 - (a) This does not provide for dedicated, highly accessible, secure garaging / car parking for all of the owners / tenants.
 - (b) Only six usable garages are proposed for nine residential units which is a deficiency of seven (7) such garages / car parking spaces relative to the car parking standards in Development Control Plan 7: Off Street Car Parking.
 - (c) Displacement of public car parking spaces in St Mary MacKillop Lane and the car park at its southern end provided for business oriented use will occur by demand generated by the proposed residential units not provided with dedicated, secure garages / car parking spaces.
 2. The seven (six usable) garages proposed for private residential oriented use will lead to the unacceptable loss of nine public car parking spaces in St Mary MacKillop Lane which currently have predominantly business generated use given that:

Planning and Economy

- (a) **Predominant, current public usage is fully consistent with the 3 (a) Business zoning under Wollondilly Local Environmental Plan 1991 and B2 Local Centre zoning under Wollondilly Local Environmental Plan 2011, the provisions of Wollondilly Development Control Plan 7: Off Street Car Parking and Development Control Plan 27: Picton Commercial Area.**
 - (b) **There will be adverse impacts on existing businesses and accessibility for vulnerable persons.**
- 3. Adverse implications for traffic and pedestrian safety in terms of:**
 - (a) **The resident parking located directly adjacent to the public road and non-acceptance that vehicles will enter the garages in the manner shown in the plans provided by the proponent's consultants.**
 - (b) **The proposed arrangements for entry into, and egress from, the garages are likely to exacerbate queuing on St Mary MacKillop Lane which could exacerbate queuing on Menangle Street.**
 - (c) **Sight lines are not adequate particularly for any vehicle which enters their garage in a forward direction thereby forcing them to reverse out. This in turn is likely to create safety issues, will be at a low speed and is not considered appropriate given that pedestrians including school children will be using the lane to access other parking.**
 - (d) **Competition for car parking spaces and circulation in St Mary MacKillop Lane will cause congestion around St Mary MacKillop Lane and have the potential to create queuing of east bound traffic on Menangle Street as there is no opportunity for through vehicles to pass right turning vehicles.**
- 4. The development design is incompatible with the heritage values of the subject site and the Picton Urban Conservation Area - particularly in terms of:-**
 - (a) **The design presents an unacceptable bulk in the new building and insufficient separation of the new building from the original. The facades of the new development will present to the street as two storey high vertical walls.**

Planning and Economy

- (b) There is a lack of depth in the façade to Argyle Street and the development will present to the street as flat façade, there is a lack of recess to clearly separate the slate roofed original building from the metal roofed new building and there is minimal setback for the Argyle Street frontage.
 - (c) The elevation presenting to St Mary MacKillop Lane frontage is unacceptable in terms of the visual impact of the proposed garage doors having a real potential to have adverse visual impacts on the heritage significance of the heritage items on the site and in the vicinity.
- 5. The development proposal is not suitable for the site.
 - 6. The development proposal is not in the public interest.
- B. That Council determine that the Voluntary Planning Agreement is inequitable, does not meet the acceptability tests of planning and public benefits and therefore be discontinued.**
 - C. That Council delegate to the General Manager to promptly invite the applicant to enter into negotiations with a view to enabling expeditious submission of a new, revised Development Application.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

Planning and Economy

PE2 Planning Proposal – Abbotsford TRIM 6497
259421

136/2015 Resolved on the Motion of Crs Hannan and Terry:

1. That Council support the proposed amendments to the Abbotsford Planning Proposal being:

Part Lot 1 DP 1086066 (No.15) Fairleys Road, Picton to amend Wollondilly Local Environmental Plan 2011, as follows:

- amend the Land Zoning Map from Zone RU2 Rural Landscape to E4 Environmental Living
- amend the Lot Size Map from a minimum lot size category of 40 hectares across the site to 4000 square metres on the lower slopes and 20 hectares along the ridge and upper slopes
- amend the Height of Buildings Map to establish a Maximum Building Height of 6.8 metres
- amend Schedule 5 Environmental heritage to include the Byrne's Exhibition Dairy and the Rural silo structures
- amend the Heritage Map to provide an appropriate curtilage around the existing Abbotsford item and new items at the Byrne's Exhibition Dairy and the Rural silo structures.

2. That an amended planning proposal is prepared and forwarded to the Minister for Planning and Environment for an alteration to the Gateway Determination.
3. That the proponent be informed of Council's decision *and also be informed that the final decision on the Abbotsford Planning Proposal will be dependent on the outcomes of the Picton Town Centre traffic investigation and, consistent with Council's July resolution, 'does not signal an approval for the development'*.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

Planning and Economy

PE3 Planning Proposal – Clearview TRIM 5875
41

137/2015 Resolved on the Motion of Crs M Banasik and Law:

1. That Council support the Planning Proposal for land being:

Lots 21, 36 & 37 DP 751287 and Lots 1 & 2 DP 1079669 and Lot 1 DP 1058734 (No's 664, 740 & 760 Thirlmere Way and 25 Star Street, Picton)

To amend Wollondilly Local Environmental Plan, 2011 as follows:

- Amend the Land Zone Map to part R2 Low Density Residential (R2) and part R5 Large Lot Residential (R5) and;
- Amend the Minimum Lot Size Map to 450 sqm for the land zoned R2 and part 4,000 sq for the land zoned R5 and;
- Amend the Height of Building Map to apply a maximum building height of 9m and;
- Amend the Urban Release Area Map to include the subject land.

2. That in accordance with Section 59 to the Environmental Planning and Assessment Act, 1979 the Planning Proposal be forwarded to the Director-General with a request to make arrangements for the drafting of the amended Local Environmental Plan and that the Minister make the Plan in the form as detailed in this report and in the Planning Proposal or in a form the Minister may determine appropriate to account for the objection by the Department of Trade and Investment.

3. That Council exhibit the proposed amendments to Wollondilly Development Control Plan (2011 or 2015).

4. That the applicant and persons who made submissions regarding the Planning Proposal be notified of Council's decision.

5. *That consideration of traffic matters include the need for effective treatment at the junction of Connellan Crescent and Argyle Street.*

6. *That geotechnical reports for the site include specific consideration of potential landslip and drainage issues.*

7. *That Council look forward to a range of block sizes being included in any forthcoming development application.*

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Planning and Economy

- 8. That the initial subdivision development application in relation to this site be forwarded to Council for its consideration.**

On being put to the meeting the motion was declared CARRIED.

Vote For: Crs Law, B Banasik, M Banasik, Hannan and Landow

Vote Against: Crs Terry and Gibbs

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Planning and Economy

PE4

Planning Proposal – Picton East

41

TRIM 6842

Cr B Banasik noted a Non-Pecuniary interest in this matter.

This application was withdrawn.

Planning and
Economy

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Planning and Economy

PE5 Greater Macarthur Investigation Area – Impact on Current Planning Proposals
243773 TRIM 3522-2

138/2015 Resolved on the Motion of Crs B Banasik and Law:

1. That Council leave all planning proposals in the Greater Macarthur Investigation Area on hold.
2. That a further report be prepared to the September 2015 Ordinary Meeting outlining the status / findings of the Greater Macarthur Land Capability Study prepared by NSW Department of Planning and Environment.
3. *That Council write to the Department of Planning & Environment about the concern of the pressure on our community caused by their delay.*

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

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Planning and Economy

PE6 **Companion Animal Off Leash Area at Picton Sports Ground** TRIM 1757
223

139/2015 **Resolved on the Motion of Crs Hannan and B Banasik:**

1. **That a Companion Animal Off Leash Area, funded from the Animal Management Restricted Cash Account and Recreational Restricted Cash Account, be established at the Picton Sports Ground.**
2. **That the current review of the Wollondilly Section 94 Development Contribution Plan 2011 investigate whether funds can be collected for establishment of off leash areas as a form of open space embellishment.**
3. ***That at all Companion Animal Off Leash Areas, drinking water and doggy litter bins be provided.***

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

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Notice of Motion

NOTICE OF MOTION

140/2015 Resolved on the Motion of Crs B Banasik and M Banasik:

That Council suspend standing orders to deal with NOM2.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

TRIM 6416-5

NOM1 was NOM2 Notice of Motion No. 1 submitted by Cr Hannan on 12 August 2015 regarding Infrastructure at Appin

141/2015 Resolved on the Motion of Crs Hannan and B Banasik:

That notwithstanding the State Government's Greater Macarthur Investigation Area process, Council write to the NSW Premier regarding community concerns about the inadequacy of existing Water, Sewer, *Appin* Road and Electricity infrastructure servicing the Appin community and request the State Government initiate a co-ordinated process, to engage with the community, ascertain the extent of these issues and address these concerns.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

Cr Law advised that tomorrow would be Vietnam Veterans Day and said a few words to commemorate the day and requested a minutes silence in memory of the Vietnam veterans.

142/2015 Resolved on the Motion of Crs M Banasik and Hannan:

That Council resume standing orders.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

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Governance

GOVERNANCE

GO1 **Notice of Motion Status Report – August 2015**
103

TRIM 5253

Items GO1 to GO3 were moved concurrently.

Cr Hannan left the meeting at 7.35pm.

143/2015 **Resolved on the Motion of Crs M Banasik and Hannan:**

That Council note the August 2015 Notice of Motion Status Report.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, M Banasik, Gibbs and Landow

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Governance

GO3

Policy Classification Review

238

TRIM 1693

145/2015

Resolved on the Motion of Crs M Banasik and Hannan:

- 1. That Council adopt a new policy framework and Policy Register that incorporates a distinction between Council Policy and Administrative Protocol.**
- 2. That additionally a Register of "Policy Positions" is proposed.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, M Banasik, Gibbs and Landow

Governance

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Governance

GO4 Councillor Attendance at Conferences and 2015 Local Government Conference Voting Delegates
234777 TRIM 3207-8

Cr Hannan returned to the meeting at 7.39pm.

146/2015 Resolved on the Motion of Crs M Banasik and Gibbs:

1. **That Council approve the Councillor representation at the listed conferences and events as follows:**
 - *National Growth Areas Alliance Congress (NGAA): Cr Hannan*
 - *LGNSW Annual Conference:*

Mayor (Voting Delegate);
Deputy Mayor (Voting Delegate);
Cr M Banasik (Voting Delegate);
Cr Gibbs
and any other Councillors who advise the General Manager.
2. **That the names of the three voting delegates for the LGNSW Conference be provided to LGNSW.**
3. **That the names of the voting delegates be substituted under conference rules following the outcome of the Council elections to the newly elected Mayor and Deputy Mayor and the third councillor delegate be determined at a subsequent Councillor Workshop as required.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

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Community

COMMUNITY

CO1 **2015 Community Grants**
253

TRIM 6300-5

Cr M Banasik left the meeting at 7.43pm due to a previously declared Conflict of Interest in this item.

147/2015 **Resolved on the Motion of Crs B Banasik and Gibbs:**

- 1. That Council fund 33 Community Grant applications for a total value of \$52,648.**
- 2. That Council fund 18 local schools at \$200 each for the Mayoral School Citizenship Award at a total of \$3,600.**
- 3. That Council fund 4 Community Hall Rates Subsidies for a total of \$5,988.84.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, Gibbs and Landow

WOLLONDILLY SHIRE COUNCIL

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 August 2015, commencing at 6.33pm

Infrastructure

INFRASTRUCTURE

IN1 **Roads to Recovery Funding** TRIM 1811
178

Cr M Banasik returned to the meeting at 7.44pm.

148/2015 **Resolved on the Motion of Crs B Banasik and Hannan:**

That Council seek to increase the Major Roads & Bridges Works Program by \$516,322 in 2015/16 in line with this allocation.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 August 2015, commencing at 6.33pm

Notice of Motion/Rescission

NOTICE OF MOTION/RESCISSION

TRIM 6416-5

RES1 Rescission Motion No. 1 submitted by Cr Ray Law on 20 July 2015 regarding a Popularly Elected Mayor

The General Manager advised that the Rescission Motion was withdrawn by the three supporting Councillors prior to the meeting.

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 August 2015, commencing at 6.33pm

Notice of Motion/Rescission

TRIM 6416-5

NOM2 was NOM1 Notice of Motion No. 2 submitted by Cr Law on 4 August 2015 regarding the s88 levy being imposed on illegally dumped waste

149/2015 Resolved on the Motion of Crs Law and M Banasik:

That Council write to the NSW Minister for Environment requesting that the NSW Government waive all Section 88 fees (Environment Levy) under the Protection of the Environment Operations Act on illegally dumped waste collected by Councils and deposited at licenced landfills as this levy when imposed on councils does not achieve the Levy's aim of waste minimisation to landfill given the producer or dumper of the waste avoids the costs imposed by the Levy.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 August 2015, commencing at 6.33pm

Notice of Motion/Rescission

TRIM 6416-5

NOM 3 Notice of Motion No. 3 submitted by Cr Hannan on 13 August 2015 regarding the Warragamba/Silverdale Baby Health Clinic

150/2015 Resolved on the Motion of Crs Hannan and Landow:

- 1. That Council write to the NSW Government requesting an explanation as to why it is closing the Warragamba/Silverdale Baby Health Clinic and also requesting that the service remain in operation.**
- 2. *That this issue also be raised with the Wollondilly Health Alliance.***

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 August 2015, commencing at 6.33pm

Notice of Motion/Rescission

TRIM 6416-5

NOM 4 **Notice of Motion No. 4 submitted by Cr Terry on 13 August 2015 regarding consultation for the Outer Orbital (M9)**

151/2015 **Resolved on the Motion of Crs Terry and Hannan:**

1. That Council write to the NSW Minister for Roads, Maritime and Freight (Hon Duncan Gay MLC), Transport for New South Wales, and the Member for Wollondilly (Jai Rowell MP) requesting a targeted consultation program be implemented to ensure that Wollondilly residents are appropriately informed regarding plans for the Outer Orbital (M9).

2. That to assist with ensuring Wollondilly residents in the subject area are fully informed, the targeted consultation program include a letterbox drop to all residents within the identified corridor.

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

Notice of
Motion/Rescission

WOLLONDILLY SHIRE COUNCIL

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 August 2015, commencing at 6.33pm

Notice of Motion/Rescission

TRIM 6416-5

NOM 5 **Notice of Motion No. 5 submitted by Cr Michael Banasik on 14 August 2015 regarding the NSW EPA's 'Hey Tosser Campaign'**

152/2015 **Resolved on the Motion of Crs M Banasik and Hannan:**

That Wollondilly Council look into becoming part of the 'Hey Tosser Campaign' run by the NSW Environment Protection Agency (EPA).

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, B Banasik, Terry, Hannan, M Banasik, Gibbs and Landow

Notice of
Motion/Rescission

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 17 August 2015, commencing at 6.3#pm

Closing

CLOSING

There being no further business, the Mayor declared the Ordinary Meeting closed at 8.04 pm.

This and the preceding 40 pages are the Minutes of the Ordinary Meeting of Council held on Monday 17 August 2015 and were confirmed in the subsequent meeting held on Monday 21 September 2015.

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Mayor