

WARRUMBUNGLE SHIRE COUNCIL

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD
AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18 APRIL 2013 COMMENCING AT
10.08AM** **PAGE 1**

PRESENT: Cr Peter Shinton (Chairman), Cr Capel, Cr Clancy, Cr Coe, Cr Schmidt, Cr C Sullivan, Cr R Sullivan, Cr Todd, General Manager (Steve Loane), Director Corporate Services (Rebecca Ryan), Director Technical Services (Kevin Tighe) and Director Environmental & Community Services (Tony Meppem).

In attendance: Manager Administration & Customer Service (S Morris) (minutes)

APOLOGIES: Cr Andrews,
305/1213 RESOLVED that the apologies of Cr Andrews be accepted.

Todd / Coe
The motion was carried

10.08am

Forum

Lou Knyvett addressed the meeting as a representative of Coolah District Development Group regarding the proposed community identity sculpture at Coolah of the Black Stump – a Community Arts Project. This project is intended to promote tourism, community support and community development.

10.29am

REPORTS

Item 1 Minutes of Ordinary Council Meeting – 21 March 2013

306/1213 RESOLVED that the resolutions contained in the Minutes of the Ordinary Council meeting held on 21 March 2013 be endorsed.

Todd / Coe
The motion was carried

Item 2 Minutes of Traffic Advisory Committee Meeting held on 4 April 2013

307/1213 RESOLVED:

1. That Council accepts the Minutes of the Traffic Advisory Committee meeting held on 4 April 2013 at Coonabarabran.
2. That request to close Renshaw Street between Bullinda Street and Yarran Street on Sunday, 5 May 2013 between 9.00 am and 11.30 am for the 150 Year Back to Binnaway Weekend Event be approved subject to lodgement of relevant and current documentation, compliance with RMS Guidelines and Council's Road Closure Policy.
3. That Concept Plan submitted by Siding Spring Observatory to erect advertising banners on street lights and across John Street for Open Day on 5 October 2013 be referred to RMS for information and approval **FURTHER** that Council conduct an inspection on the proposed locations and infrastructure.

Coe / Schmidt
The motion was carried

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Item 3 Minutes of Consultative Advisory Committee Meeting – 13 March 2013

308/1213 RESOLVED that Council notes the minutes from the Consultative Advisory Committee meeting held on 13 March 2013 at Coolah.

Schmidt / Capel
The motion was carried

Item 4 Minutes of the Audit and Risk Management Committee Meeting – 13 March 2013

309/1213 RESOLVED:

1. That Council accepts the Minutes of the Audit and Risk Management Committee meeting held on 13 March 2013 at Gilgandra.
2. That the items pending and actions completed for action list be noted and report from Chief Financial Officer be commended and noted.
3. That the Workers Compensation Report and discussion be noted
4. That the Staff Turnover Report and discussion be noted
5. That the information from the Internal Audit Report be noted and Action List be updated.
6. That ARMC trial the frequency of meeting for 2013 to three (3) meetings.
7. That ARMC questionnaire is completed and returned to Chairman by 30 April 2013.

Schmidt / Capel
The motion was carried

Item 5 Minutes Bushfire Appeal Advisory Panel – 9 April 2013

310/1213 RESOLVED:

1. That Council endorse the recommendations of the Warrumbungle Shire Mayors Bushfire Appeal Advisory Panel Meeting held on 9 April 2013
2. That the Roadside Fencing Materials Grant criteria be relaxed to enable landowners on lifestyle blocks or those without livestock access this program.
3. That the Warrumbungle Shire Mayors Bushfire Appeal application forms for the Home Dislocation, Shed Rebuild, House Reestablishment and Roadside Fencing programs include a payment details option whereby suppliers may be paid directly.
4. That the Warrumbungle Shire Mayors Bushfire Appeal allocate \$10,000 each to ADRA, Barnardos, Centacare and St Vincent de Paul in Phase 3 for household and emerging needs. **FURTHERMORE** that the Agencies meet on a weekly to review expenditure requests.
5. That the Warrumbungle Shire Mayors Bushfire Appeal set aside an amount of \$50,000 in Phase 3 for Community Renewal and Rejuvenation Programs to support Arts, Cultural and Community based events and gatherings focussing on renewing,

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healing and rebuilding the community **FURTHERMORE** that a draft set of grant guidelines and criteria be presented to the next meeting.

**Schmidt / Coe
The motion was carried**

**Item 6 Minutes of Economic Development & Tourism Advisory Committee Meeting
27 March 2013**

311/1213 RESOLVED:

1. That Council accepts the Minutes of the Economic Development & Tourism Advisory Meeting held 27th March 2013
2. That the Manager EDT contact Universities to gauge the level of interest in an environmental studies time lapse project using the Warrumbungle National Park rejuvenation/resilience as a subject for research
3. Following review of the sites identified for location of dump site points, that a report be prepared and submitted to Council concerning the installation of Dump Sites in each of the towns.
4. That a letter of congratulations be sent to the VIC staff members involved with the preparation and maintenance of AVIC Accreditation levels of the Coonabarabran VIC.
5. That the Budget Report is accepted and the funds expended as listed.

**Schmidt / Capel
The motion was carried**

Item 7 Responses to Questions from March meeting

Received.

Item 8 Castlereagh Macquarie County Council

Received.

Item 9 Orana Arts Board Meeting Report

Received.

Item 10 Report from Human Resources

Received.

Item 11 Request for Leave of Absence – Councillor Denis Todd

312/1213 RESOLVED that Council accepts the written notification from Councillor Todd and grants a leave of absence, due to travel, from the Ordinary May 2013 Council meeting **FURTHERMORE** acknowledge that Councillor Todd is not available for Council duties for the period of 24 April to 27 May 2013.

**Capel / C Sullivan
The motion was carried**

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Item 12 Brick Bats and Bouquets

Received.

Item 13 ANZAC Centenary Grants

313/1213 RESOLVED that Council, through the CDC network, should liaise with community organisations across the shire on a shire wide initiative to commemorate the Centenary of ANZAC and submit for funding to progress a project **FURTHERMORE** Council encourage communities to pursue projects that will profile their individual community commemoration of this important historical event.

**Schmidt / C Sullivan
The motion was carried**

Item 14 Wambelong Fire

Received.

Item 15 Warrumbungle Shire Community Strategic Plan 2012-2032

314/1213 RESOLVED that Council undertake a review of the Warrumbungle Shire Council Community Strategic Plan 2012-2032 and prepare an amended draft for the May 2013 Council meeting.

**R Sullivan / Capel
The motion was carried**

Item 16 Coonabarabran Rugby League Football Club

315/1213 RESOLVED that Council approve the waiving of the day's hire fee for the oval to assist Coonabarabran Rugby League Football Club fundraising activity **FURTHERMORE** donate the expense from Donations Other, within the current budget.

**Coe / R Sullivan
The motion was carried**

Item 17 Bank Reconciliation for month ending 31 March 2013

316/1213 RESOLVED that Council accept the Bank Reconciliation Report for the month ending 31 March 2013.

**Schmidt / Capel
The motion was carried**

Item 18 Rates Report for Month ending 31 March 2013

Received.

Item 19 Investments and Term Deposits

317/1213 RESOLVED that Council accept the Investments Report for the month ending 31 March 2013.

**Clancy / Todd
The motion was carried**

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Item 20 Financial Tendering For Supply of Bulk Fuel

318/1213 RESOLVED that Council utilises Regional Procurement to undertake a Single Service Panel Tender for the Supply and Delivery of Bulk Fuel to Warrumbungle Shire Council for the period 1 July 2013 to 30 June 2015; with an option for a 12 month extension based on satisfactory performance.

**R Sullivan / Coe
The motion was carried**

Item 21 Coolah Public Art and Tourism Proposal

319/1213 RESOLVED that Council endorse the community public art piece proposed by the CDDG to pay tribute to the Black Stump and the heritage of Coolah and donate the Development Application expense from Donations Other **FURTHERMORE** provide in-kind Labour and Plant to assist the removal of the existing tree and seating and installation of the sculpture onsite from Urban Services, Coolah Streets to a total value of \$2,240 as per budget provided.

**R Sullivan / Capel
The motion was carried**

Item 22 RV Dump Points

320/1213 RESOLVED that Council proceeds with the application to CMCA for Dump Point Subsidy of \$6,000 for the RV Dump Points to be installed immediately at the following locations: Coonabarabran and Baradine **FURTHERMORE** purchase the two (2) additional DumpEzy's for Coolah and Dunedoo when locations have been finalised for installation in the 2013/2014 financial year.

**Clancy / Todd
The motion was carried**

Item 23 Storage of Coonabarabran Family History Group Historical Society Records

321/1213 RESOLVED that the DPS be advised that the small office in the Visitor Information Centre would be made available to them for storage of historical records on the understanding that this is a shared arrangement with the VIC/Warrumbungle Shire Tourism who will continue to store brochures in the room **FURTHERMORE** The key responsibility for the room remains with the VIC and access will be granted to the DPS during VIC opening hours only.

**R Sullivan / Clancy
The motion was carried**

Item 24 Coolah Medical Centre – 16 Cole Street Coolah

322/1213 RESOLVED that Council proceeds with the purchase of the Coolah Medical Centre premises at 16 Cole Street Coolah, Lot 15 Section 3 DP 979105 subject to:

1. Undertaking of a comprehensive building inspection and the General Manager being satisfied the neglect to the building has not been detrimental to the original purchase price; and
2. Agreement by the Vendor to remove the Furniture and Fittings valued at \$4,000 from the agreement.

**Clancy / Schmidt
The motion was carried**

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Item 25 NSW Treasury Financial Assessment and Benchmarking Report

323/1213 RESOLVED that Council receives the NSW Treasury Financial Assessment and Benchmarking Report (March 2013) noting the recommendations in preparations of the 2013/2014 – 2016/2017 Delivery Program/Operational Plan and review of the Long Term Financial Plan and Asset Management Plan IP&R documents.

**R Sullivan / Capel
The motion was carried**

Item 26 Community Representatives - Advisory Committees of Council

324/1213 RESOLVED that Council accept the nominations for the Community representatives as the following;

Warrumbungle Aerodromes Advisory Committee:

Mr John Farrell, Mr Darren Worrell, Mr Gary Connelly, Mr John Gill, Mr Colin Tink and Mr Kevin Barrington.

Baradine Memorial Hall Committee:

Mr John Farrell, Mrs Nea Worrell, Mrs Loretta Masman and Mr Matthew Bunner.

**Todd / Schmidt
The motion was carried**

11.25am

325/1213 RESOLVED that standing orders be suspended to break for morning tea.

**Schmidt / Capel
The motion was carried**

11.47am

326/1213 RESOLVED that standing orders be resumed.

**Coe / R Sullivan
The motion was carried**

Mr David Forrest addressed Council regarding proposed changes to zoning of his property at 65 Dalgarno Street Coonabarabran to residential.

11.57am

Item 27 Selection of a Consultant to Investigate and Prepare Concept Designs for the Proposed Baradine Flood Levee

327/1213 RESOLVED that the following consultants are invited to submit a tender for the project 'Investigation and Concept Design for the Baradine Town Levee and Diversion Channel Combination Options:

- Lyall & Associates
- NSW Public Works
- GHD Pty Ltd
- Geolyse.

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FURTHERMORE if an invitation is declined the following two consultants are invited in the preference order shown:

1. J Wyndham Prince
2. Entura

Clancy / Todd
The motion was carried

Item 28 2012 /13 Technical Services Works Program – Road Operations & Urban Services

328/1213 RESOLVED that works program presented in Attachment 1.0 in the business paper is noted for information only.

Schmidt / C Sullivan
The motion was carried

Item 29 Woodsmoke Reduction Program 2013

329/1213 RESOLVED that Council accept the funding of \$5,000 under the Wood Smoke Reduction Program 2013 from the NSW Government and authorise the fixing of the Seal of Council to any funding documentation where required.

Capel / Clancy
The motion was carried

Item 30 Life Education Mobile Classroom

330/1213 RESOLVED that Council accept the request from Life Education NSW to provide a driver/s for the purpose of transporting the Life Education NSW Mobile Classroom when required across the Warrumbungle Shire, thus utilising the Life Education Truck to continue providing this quality and invaluable child development resource.

R Sullivan / Coe
The motion was carried

Item 31 Adoption of Comprehensive LEP and Land Use Strategy

331/1213 RESOLVED:

1. That Council confirm the minutes from the 27 of March 2013 and adopt the recommendations that were determined during Committee of the Whole, in Appendix A as follows:

APPENDIX A

**MINUTES OF THE SPECIAL MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD
AT COUNCIL CHAMBERS, COONABARABRAN ON WEDNESDAY, 27 MARCH 2013
COMMENCING 10.30AM**

PRESENT: *Cr Coe (Chairman), Cr Andrews, Cr Capel, Cr Clancy, Cr C Sullivan, Cr R Sullivan, Cr Todd, General Manager (Steve Loane), Director Corporate Services (Rebecca Ryan) and Director Environmental & Community Services (Tony Meppem).*

Councillor Coe welcomed Councillors and attendees to the special LEP meeting.

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In attendance: Manager Administration & Customer Service (S Morris) (minutes)

APOLOGIES: Cr Shinton, Cr Schmidt, Angus Stuart, Jan Burgess and Ken Westerman
300/1213 RESOLVED that the apologies of Cr Shinton and Cr Schmidt, Angus Stuart, Jan Burgess and Ken Westerman be accepted.

Capel / Todd
The motion was put and carried

10.35am
Presentations

The following people addressed the meeting in relation to the LEP each speaking for 5 minutes.

Name
Leonie Hutchinson
John Stuart
Melanie Harris
David Sherlock
John Gill
Sally Staniforth
Loretta Pulham
Bill Kelly
Elizabeth Barkley
Jeanne Hughes
Brett Yeo
Frank Nottle
Kingsley Cook
Graham Kelly
Ted Miller
Presentation by Sally Staniforth on behalf of Jan Burgess

12.01pm
301/1213 RESOLVED that Council move into Committee of the whole.

Clancy/ Capel
The motion was put and carried

Introduction of Brad Carmody who presented an overview of the process undertaken leading to the presentation of the draft LEP.

Consideration of Submissions

Submission 1
Objection to sunset clause for existing holdings

RECOMMENDED that the sunset clause be excluded from the LEP.

Capel/R Sullivan
The motion was put and carried

Submissions 2 and 25
Objection to proposed zoning of Caigen Street Dunedoo as industrial

RECOMMENDED that the zoning for the lots fronting Caigen Street (other than existing corner business) change to residential to reflect the existing residential use of the land and the DA approved for two lot residential subdivision of this land in DA 62/0910. **FURTHER** that the rear lots bounded by the Golden Highway that are undeveloped are to remain industrial zoned.

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C Sullivan/Capel
The motion was put and carried

Submission 3

Support of Use of E1 zone – Office of Environment and Heritage

RECOMMENDED that mapping be updated to reflect current NPWS estate and note Baradine and Mendooran flood mapping determined from flood studies while other mapping determined by SES information gathered from historical accounts **FURTHER** that no changes were proposed in relation to other concerns raised by the Office of Environment and Heritage.

Clancy/Capel
The motion was put and carried

Submission 4

Request for Lot 90 DP750774 to be zoned R5

RECOMMENDED that this submission be set aside for further consideration following inspection.

C Sullivan/R Sullivan
The motion was put and carried

Submission 5

Request for Lots 170-171 DP750774 to be included as residential land to provide dwelling entitlement

RECOMMENDED that no change be made as the proposal would create an isolated dwelling entitlement with no public benefit.

R Sullivan/C Sullivan
The motion was put and carried

12.48pm

Councillor Todd left the meeting.

Submission 6

Submission seeking amendment to the draft WLEP to ensure that dwelling permissibility is retained for Lot 4 DP616353, Lot 15 DP736980 and Lots 5, 6, 24, 40, 41 and 46 DP753399 and removing subdivision potential by dramatically increasing the MLS provisions

RECOMMENDED that change to use most recent Clause 4.2A regarding dwelling entitlements so as to retain existing dwelling entitlements, **FURTHER** that in relation to removing subdivision potential by dramatically increasing the MLS provisions, that no action is proposed as the aim of the removal of subdivision potential in this area is to restrict the increase of dwelling entitlements in these dangerous bushfire zones.

Capel/Andrews
The motion was put and carried

RECOMMENDED that Submissions 17, 18, 19, 20 and 21 be brought forward for consideration at this time.

C Sullivan/Andrews
The motion was put and carried

Submissions 17, 18, 19, 20 and 21

Objection to the rezoning of Swanston Park

RECOMMENDED that the zoning of Swanston Park be changed to RE 1 Public Recreation Zone.

Capel/Andrews
The motion was put and carried

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RECOMMENDED that Council resume consideration of the matters as itemised in the agenda.

Capel/CSullivan

The motion was put and carried

Submission 7

Mendooran – inaccurate flood information

RECOMMENDED that there be no change to the proposed LEP as flood affected area is in accordance with the Flood Study commissioned by the Coolah Shire Council and provided by the Department of Water Resources in June 1987.

Clancy/Andrews

The motion was put and carried

Submission 8

Heritage Conservation

RECOMMENDED that no change be made as WLUS identifies proposed boundaries of Heritage Conservation Area.

Capel/CSullivan

The motion was put and carried

Submission 9, 10, 11, 12 and 13

Dunedoo Rural Residential land

RECOMMENDED that these submissions be set aside for further consideration following inspection.

Coe/C Sullivan

The motion was put and carried

1.20pm

302/1213 RESOLVED that standing orders be suspended to break for lunch.

Capel/R Sullivan

The motion was carried

1.52pm

303/1213 RESOLVED that standing orders be resumed.

Capel / R Sullivan

The motion was carried

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RECOMMENDED that Submissions 37, 38 and 39, 29, 24 and 30 be brought forward for consideration at this time.

**C Sullivan/Capel
The motion was put and carried**

Submission 37
Rural Residential backzoning to retain R5 Zoning

RECOMMENDED that Council support the change back to R5 Lot Residential as the land has been subdivided and cannot be further subdivided as the minimum lot sizes will be below the new R5 zoned land minimum lot size of 2 Ha.

**Capel/Clancy
The motion was carried**

Submission 38
Object to some portions of proposed rural residential

RECOMMENDED that minor change be made to incorporate part of the additional area identified by owner to include that area of previously cleared poor agricultural viability as detailed on the map provided with this report and remove proposed R5 Zone from the lower land on the property identified by the owner as unsuitable for R5 zone and convert back to RU 1 zone.

**Capel/Clancy
The motion was carried**

Submissions 39 and 29
Minimum lot size in proposed rural zone and proximity of R5 zone to farm and proposed back zoning of rural residential land in Coona

RECOMMENDED that in relation to submission 39 Council agree to change the proposed zoning of the properties adjoining Mr Cook's property on Three Hills Rd from the proposed R5 zone to RU1 zone and that the proposed R5 zone land be applied to the land outlined in submission 29 due to less risk of bushfire attack and proximity to other R5 lands.

**R Sullivan/Clancy
The motion was carried**

Submission 24
Protection of property owners

RECOMMENDED that no change be made as the existing RU1 zone objectives address the encouragement of sustainable primary industry. **FURTHER** the protection of property rights is considered to be outside the remit of the LEP provisions of the Environmental Planning and Assessment Act 1979.

**R Sullivan/Capel
The motion was carried**

Submission 30
Proposed back zoning of 62 Dandry Road, Coona

RECOMMENDED that this submission be set aside for further consideration following inspection.

**Clancy/ R Sullivan
The motion was carried**

RECOMMENDED that Council resume consideration of the matters as itemised in the agenda.

**Capel/R Sullivan
The motion was carried**

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Submission 14

Transport Roads & Maritime Services - Large development proposed in northern and eastern Coonabarabran could impact on State road network

RECOMMENDED that the rezoned areas referred to are existing 1c zoned land and no traffic study is considered necessary. **FURTHER** that no changes were proposed in relation to other concerns raised by the Transport Roads & Maritime Services.

Capel/Andrews
The motion was put and carried

Submission 15

Fisheries NSW - Fish Habitat

RECOMMENDED that no change proposed and the comments are noted.

Andrews/Capel
The motion was put and carried

Submission 16

Zoning of 65 Dalgarno Street Coonabarabran

RECOMMENDED that this submission be set aside for further consideration following inspection.

Clancy/Capel
The motion was carried

Submission 22

NSW RFS - Council should ensure that land being rezoned will be able to achieve the requirements of 79BA and that PBP 2006 & AS 3959 be considered and implemented for future development

RECOMMENDED that no change proposed - LUS has considered bushfire mapping in constraint analysis of areas considered for rezoning. **FURTHER** that the comments be noted regarding PBP 2006 & AS 3959.

Capel/C Sullivan
The motion was put and carried

Submission 23

Talbragar Broadcasters Incorporated - Rural Residential zoning Dunedoo

RECOMMENDED that proposed zoning does not alter legal access entitlements. Reservoir continues to enjoy battle axe handle off Rhodes Street. If private land is currently used, such an arrangement needs legally enforceable provision such as easement to guarantee continuance.

C Sullivan/R Sullivan
The motion was put and carried

Submission 26

Coolah rural residential land

RECOMMENDED that the proposed 500ha and 600ha MLS in RU1 zone reflects existing MLS. Any change would require a rural lands study to justify. **FURTHER** that the land proposed as R5 zone adjoining the golf course be altered as recommended for submission 38 from Mr Gill.

Capel/C Sullivan
The motion was put and carried

Submission 27

DPI - Existing Holdings
Submission noted

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Submission 28

Forests NSW - Forestry

RECOMMENDED that SMEC to review mapping - will use most recent version supplied by OEH and **FURTHER** that proposed to change to reflect comment that to avoid ambiguity and unintended restriction of forest operations on Crown - Timber lands, 'Forestry' should be listed as: Permitted with consent for RU1 and permitted with consent for zones RE1 and RE2.

R Sullivan/Capel

The motion was put and carried

Submissions 31, 32 and 33

RECOMMENDED that Submissions 31, 32 and 33 be set aside for further consideration following inspection.

Clancy/C Sullivan

The motion was carried

Submission 34

Rural Residential land Coolah

RECOMMENDED that no change is proposed as new areas of rural residential land are identified in close proximity to services in urban areas. NSW Department of Planning and Infrastructure are not supportive of isolated large lot residential areas

Clancy/Andrews

The motion was put and carried

Submission 35

Back zoning of rural residential land around Coonabarabran

RECOMMENDED that no changes are proposed in relation to concerns raised within this submission as the existing 1(b) zone (40Ha minimum) is not supported and single dwelling entitlement is maintained.

Andrews/Capel

The motion was put and carried

Submission 36

Rural RU1 zoning

RECOMMENDED that no change proposed as reasons for back zoning based upon constraint mapping and oversupply of rural residential land.

Clancy/R Sullivan

The motion was put and carried

304/1213 RESOLVED that Council move out of Committee of the whole and into open council meeting.

Clancy / Capel

The motion was put and carried

There being no further business the meeting closed at 2.55pm.

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CHAIRMAN

Coe / Capel

The motion was put and carried

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2. That Council determined the outstanding submissions referred to in Appendix B as follows:

Submission 4.

332/1213 RESOLVED that Council supports the submission of Mr Yeo to rezone the section of lot 90 DP 750774 bounded by the golden Highway and the rail line to R5 zoning.

**Coe / C Sullivan
The motion was put and carried**

Submission 9.

333/1213 RESOLVED that Council supports the recommendation that no change is proposed.

**Coe / C Sullivan
The motion was put and carried**

Submissions 10, 11, 12 and 13

334/1213 RESOLVED that Council supports the recommendation that no change is proposed.

**Coe / C Sullivan
The motion was put and carried**

Submission 16.

335/1213 RESOLVED that Council supports the recommendation that change from current zoning 2(v) village to proposed new zone to be B2 Local Centre to reflect the use of the land immediately adjoining an proximity to business area.

**Todd / R Sullivan
The motion was put and carried**

Submission 30.

336/1213 RESOLVED that Council supports the recommendation that no change is proposed noting that the area has been back zoned due in large part to the bushfire hazard and allowing further placement of people in the area would not be appropriate

**Clancy / Todd
The motion was put and carried**

Submissions 31, 32 and 33.

337/1213 RESOLVED that Council supports the recommendation that no change is proposed as existing lots less than 500ha will retain existing dwelling entitlement but not subdivision potential. Reasons for back zoning based upon constraint mapping and oversupply of rural residential land.

**Coe / Clancy
The motion was put and carried**

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Submission 36.

338/1213 RESOLVED that Council supports the recommendation that no change is proposed noting the reasons for back zoning is based upon constraint mapping and oversupply of rural residential land.

**R Sullivan / Clancy
The motion was put and carried**

339/1213 RESOLVED that

3. The Council adopt the draft Warrumbungle Local Environmental Plan, including changes recommended in this report, for submission to the Department of Planning and Infrastructure under the provisions of the former section 68 of the EP&A Act
4. That Council endorse the Warrumbungle Shire Council Land Use Strategy 2013, for submission to the Department of Planning and Infrastructure as a supporting document to the draft Warrumbungle Local Environmental Plan.
5. That upon adoption, the draft Plan be known as draft Warrumbungle Local Environmental Plan 2013.
6. That a public notice be placed on Council's website and in the relevant local papers informing the community of the adoption of the draft Local Environmental Plan and Land Use Strategy.
7. That Council concur to the approach, detailed in this report, for dealing with development applications that are determined prior to the new Local Environmental Plan taking effect.

**Coe / Capel
The motion was carried**

Item 32 Development Applications

340/1213 RESOLVED that Council note the Applications Approved, during March 2013, under Delegated Authority.

**Schmidt / C Sullivan
The motion was carried**

QUESTIONS AND MATTERS OF CONCERN

Cr Schmidt

Nil

C Sullivan

Nil

Cr Capel

- Government changes re town planning regulations for complying development to be dealt with within 10 days. DECS explained process.
- Communication re water charges and timing of communications to residents. DCS advised matter has been dealt with.

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Cr Coe

- Thank you to Director Environmental and Community Services for work undertaken on LEP
- Anzac day services – Was attendance by Councillors for wreath laying organised? GM responded that attendance at Baradine to be organised

Cr R Sullivan

- Mitchell Springs Road – emergency services confused on road access in recent medical event. Technical Services to investigate.
- Request that suggestions in submission for improvements to functions and activities for Australia Day celebrations be referred for budget consideration
- Congratulations to staff of the work undertaken on placement of new pavers around New building – job well done and also well done on work on footpath outside swimming pool at Coonabarabran.

Cr Todd

- Access from road into properties. Advised this is owners responsibility. If Council changing road and impacting access – then council will put culvert in however property owners are responsible for maintenance.
- Toilets at primitive caravan park at Mendooran – lack of lights. To be investigated.

Cr Clancy

- Webinars – nominate for participation in speed reading and reimbursement of costs
- Request for copy of organisation structure with names (No names just titles)
- Native Grove – index of grave sites. Could list be put on Eastern board. This will be referred to Manager Property and Risk
- Condition of Footpath outside Eat It Café – chewing gum on path – to be investigated
- DA of Mrs Virginia Birks – 20/1213 – has letter of refusal been sent. Request that Council write to let her know rescission motion failed and that 6 items in letter of refusal stands.
- Recognition of Awards to Manager Economic Development and Tourism – acknowledge her success
- Signage re welcome to Warrumbungle Shire Council – more formal signs required at entry and exit to Shire and entries to towns, to be considered in Budget deliberations.

Cr Coe

- Toilets in Dunedoo in Park – being locked overnight after damage done. Problems with other areas being used as toilet area and associated cost to community. Review toilet access. Look at disabled toilet being left open only. Noted that there have been problems and damage in other towns when toilets left open.
- Provision of town water supply to property between saleyards and bowling club in Binnaway

WARRUMBUNGL

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGL SHIRE COUNCIL HELD
AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18 APRIL 2013 COMMENCING AT
10.08AM** **PAGE 17**

Cr Schmidt

- Solar lights costing – could Cr Schmidt have a copy of the costing to review

There being no further business the meeting closed at 1.15 pm.

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CHAIRMAN