



# **MINUTES**

**Ordinary Council Meeting**

**15 October 2018**

## Order Of Business

<b>1</b>	<b>Opening .....</b>	<b>4</b>
<b>2</b>	<b>Recording of the Meeting .....</b>	<b>4</b>
<b>3</b>	<b>Webcast Notice .....</b>	<b>4</b>
<b>4</b>	<b>National Anthem .....</b>	<b>4</b>
<b>5</b>	<b>Acknowledgement of Country .....</b>	<b>4</b>
<b>6</b>	<b>Apologies and Leave of Absence Requests .....</b>	<b>5</b>
<b>7</b>	<b>Declaration of Interest .....</b>	<b>5</b>
<b>8</b>	<b>Items to be Tabled .....</b>	<b>6</b>
<b>9</b>	<b>Confirmation of Minutes .....</b>	<b>7</b>
<b>10</b>	<b>Mayoral Minute .....</b>	<b>9</b>
<b>15</b>	<b>Efficient and Effective Council .....</b>	<b>22</b>
15.2	Investment of Funds as at 31 August 2018 .....	23
15.3	Annual Financial Statements for the Year Ended 30 June 2018 .....	23
<b>11</b>	<b>Sustainable and Balanced Growth .....</b>	<b>25</b>
11.1	Draft Planning Proposal - Heritage Housekeeping Amendments .....	25
11.2	Adoption of Planning Agreement for 1-41 Marsh Road Silverdale .....	26
11.3	Local Environmental Plan Review Report .....	27
11.4	Draft Planning Proposal - Eltondale Release Area .....	28
11.5	Pre-Gateway Determination Planning Proposal in the Metropolitan Rural Area; West Tahmoor Minimum Lot Size Amendment No.3 Draft Planning Proposal .....	30
11.6	Barkers Lodge Road, Picton - Draft Planning Proposal (Tourism Facilities & Residential) .....	31
11.7	Pre-Gateway Determination Planning Proposal in the Metropolitan Rural Area; 65-95 Ironbark Road, Bargo Draft Planning Proposal .....	32
11.8	Western Sydney Airport Land Use and Infrastructure Implementation Plan .....	33
11.9	Temporary Food Premises Policy .....	34
<b>12</b>	<b>Management and Provision of Infrastructure .....</b>	<b>35</b>
12.1	Amendment of Operational Plan Budget .....	35
12.2	Facilities Consolidation Strategy .....	36
<b>13</b>	<b>Caring for the Environment .....</b>	<b>37</b>
13.1	Additional Fees and Charges Bargo Waste Management Centre 2018/19 Financial Year .....	37
<b>14</b>	<b>Looking after the Community .....</b>	<b>38</b>
	Nil	
<b>15</b>	<b>Efficient and Effective Council .....</b>	<b>39</b>
15.1	Register of Disclosed Interests - 2017-18 .....	39
15.4	Adoption of the Wollondilly Destination Management Plan (DMP) .....	40
<b>16</b>	<b>Notice of Motion/Rescissions .....</b>	<b>41</b>
16.1	Notice of Motion - Raising Warragamba Dam .....	41

16.2	Notice of Motion - Water and Coal Protection.....	42
16.3	Notice of Motion - LEP Review.....	43
16.4	Notice of Motion - Roads Program Workshop .....	44
16.5	Notice of Motion - Harvestable Use Rights .....	45
16.6	Notice of Motion - LEP Review - Zones RU1 & RU2 .....	46
16.7	Notice of Motion - Koala National Park.....	47
16.8	Notice of Motion - "GOGET" Cars .....	47
<b>17</b>	<b>Questions for Next Meeting .....</b>	<b>47</b>
17.1	Question for Next Meeting.....	47
<b>18</b>	<b>Closed Reports .....</b>	<b>49</b>
18.1	Legal Status .....	49

**MINUTES OF WOLLONDILLY SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
held at the Council Chamber, 62-64 Menangle Street, Picton NSW 2571  
on Monday, 15 October 2018 at 6.36pm**

**PRESENT:** Mayor Judith Hannan (Mayor), Cr Robert Khan, Cr Michael Banasik, Cr Blair Briggs, Cr Matthew Deeth, Cr Matthew Gould, Cr Simon Landow, Cr Noel Lowry

**IN ATTENDANCE:** Chief Executive Officer, Executive Director Community & Corporate, Director Infrastructure & Environment, Director Planning, Assistant Director People, Legal & Governance, Chief Financial Officer, Legal Counsel and two Minute Takers

## **1 OPENING**

In the absence of the Mayor the Deputy Mayor declared the meeting open at 6.36pm.

## **2 RECORDING OF THE MEETING**

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.

## **3 WEBCAST NOTICE**

Members of the public are advised, in accordance with Section 18 of the Privacy and Personal Information Protection Act 1998 (PPIPA), that Wollondilly Shire Council records and webcasts live all Ordinary and Extraordinary Meetings of Council held in open session for the purpose of facilitating community access. The webcasts are publicly available for viewing on Council's website.

Video footage collected is of the decision making body only, if you do not wish your image to be recorded please remain in the public gallery. Your image, voice, personal and health information may be recorded, publicly broadcast and archived if you speak during the meeting and/or don't remain in the space provided.

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Council may be required to disclose recordings pursuant to the Government Information (Public Access) Act 2009, or where Council is compelled to do so by court order, warrant or subpoena or by any other legislation.

## **4 NATIONAL ANTHEM**

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

## **5 ACKNOWLEDGEMENT OF COUNTRY**

The Deputy 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 the Elders both past and present.

## **6 APOLOGIES AND LEAVE OF ABSENCE REQUESTS**

### **RECOMMENDATION**

That leave of absence from Cr Blair Briggs for one month be received and accepted.

## **7 DECLARATION OF INTEREST**

CR BRIGGS DECLARED A PECUNIARY INTEREST IN RELATION TO ITEM 11.1- DRAFT PANNING PROPOSAL – HERITAGE HOUSEKEEPING AMENDMENTS, DUE TO HIM LIVING ON A HERITAGE PROPERTY. CR BRIGGS ADVISED HE WOULD LEAVE THE MEETING DURING THIS ITEM.

CR BRIGGS DECLARED A PECUNIARY INTEREST IN RELATION TO ITEM 11.6- BARKERS LODGE ROAD, PICTON – DRAFT PLANNING PROPOSAL (TOURISM FACILITIES & RESIDENTIAL), DUE TO BEING A TOURISM OPERATOR. CR BRIGGS ADVISED HE WOULD LEAVE THE MEETING DURING THIS ITEM.

CR BRIGGS DECLARED A NON-PECUNIARY (LESS THAN SIGNIFICANT) CONFLICT OF INTEREST IN RELATION TO ITEM 11.9- TEMPORARY FOOD PREMISES POLICY. THE REASON BEING HE IS A MEMBER OF THE LAKESLAND RURAL FIRE SERVICE AND UNDERTAKES FUNDRAISING BARBEQUE ACTIVITIES ON OCCASIONS. CR BRIGGS ADVISED HE WOULD STAY AND VOTE ON THIS ITEM.

CR BRIGGS DECLARED A PECUNIARY INTEREST IN RELATION TO ITEM 15.4- ADOPTION OF WOLLONDILLY DESTINATION MANAGEMENT PLAN (DMP), DUE TO HIM BEING A TOURISM OPERATOR. CR BRIGGS ADVISED HE WOULD LEAVE THE MEETING DURING THIS ITEM.

CR BRIGGS DECLARED A PECUNIARY INTEREST IN RELATION TO ITEM 16.5- HARVESTABLE USE RIGHTS (WATER), DUE TO HIM LIVING ON A FARM WHICH IS AFFECTED BY WATER HARVEST RIGHTS. CR BRIGGS ADVISED HE WOULD LEAVE THE MEETING DURING THIS ITEM.

CR BRIGGS DECLARED A PECUNIARY INTEREST IN RELATION TO ITEM 16.6- LEP REVIEW- ZONES RU1 & RU2, DUE TO HIM LIVING ON A RU1 ZONED PROPERTY. CR BRIGGS ADVISED HE WOULD LEAVE THE MEETING DURING THIS ITEM.

CR GOULD DECLARED A NON-PECUNIARY (LESS THAN SIGNIFICANT) INTEREST IN RELATION TO ITEM 11.4- DRAFT PLANNING PROPOSAL- ELTONDALE RELEASE AREA. THE REASON BEING HE IS A MEMBER OF THE SILVERDALE VOLUNTEER RURAL FIRE SERVICE BRIGADE AND A MEMBER OF THE BRIGADE HAS LAND WITHIN THE PROPOSED DEVELOPMENT AREA. CR GOULD ADVISED HE WOULD STAY AND VOTE ON THIS ITEM.

CR GOULD DECLARED A NON-PECUNIARY (LESS THAN SIGNIFICANT) INTEREST IN RELATION TO ITEM 11.9- TEMPORARY FOOD PREMISES POLICY. THE REASON BEING HE IS A MEMBER OF THE SILVERDALE VOLUNTEER RURAL FIRE SERVICE BRIGADE AND THIS POLICY MAY IMPACT HOW THE BRIGADE CONDUCTS BARBEQUES. CR GOULD ADVISED HE WOULD STAY AND VOTE ON THIS ITEM.

CR LANDOW DECLARED A PECUNIARY INTEREST IN RELATION TO ITEM 11.2- ADOPTION OF PLANNING AGREEMENT FOR 1-41 MARSH ROAD, SILVERDALE, DUE TO BEING A FINANCIAL SPONSOR OF THE WARRADALE SOCCER CLUB WHO HAVE PUT IN A LATE SUBMISSION TO THE VPA. CR LANDOW WILL LEAVE THE MEETING DURING THIS ITEM.

CR DEETH DECLARED A PECUNIARY INTEREST IN RELATION TO ITEM 11.1- DRAFT PANNING PROPOSAL – HERITAGE HOUSEKEEPING AMENDMENTS, DUE TO HIM LIVING WITHIN THE MENANGLE CONSERVATION AREA. CR DEETH ADVISED HE WOULD LEAVE THE MEETING DURING THIS ITEM.

CR DEETH DECLARED A NON-PECUNIARY (LESS THAN SIGNIFICANT) INTEREST IN RELATION TO ITEM 12.2- FACILITIES CONSOLIDATION STRATEGY. THE REASON BEING HE USED TO ATTEND THE CHURCH ADJACENT TO THIRLMERE HALL. CR DEETH ADVISED HE WOULD STAY AND VOTE ON THIS ITEM.

CR BANASIK DECLARED A NON-PECUNIARY (LESS THAN SIGNIFICANT) CONFLICT OF INTEREST IN RELATION TO ITEM 12.2- FACILITIES CONSOLIDATION STRATEGY. THE REASON BEING HIS PLACE OF RESIDENCE IS CLOSE TO THIRLMERE OVAL. CR BANASIK ADVISED HE WOULD STAY AND VOTE ON THIS ITEM.

THE ASSISTANT DIRECTOR PEOPLE, LEGAL AND GOVERNANCE DECLARED A NON PECUNIARY (SIGNIFICANT) CONFLICT OF INTEREST IN RELATION TO ITEM 11.2- ADOPTION OF PLANNING AGREEMENT 1-41 MARSH ROAD, SILVERDALE. THE REASON BEING HE IS A COMMITTEE MEMBER OF WARRADALE SOCCER CLUB WHICH ADJOINS THE PROPOSED DEVELOPMENT. THE ASSISTANT DIRECTOR ADVISED HE WOULD LEAVE THE MEETING DURING THIS ITEM.

THE ASSISTANT DIRECTOR PEOPLE, LEGAL AND GOVERNANCE DECLARED A NON PECUNIARY (SIGNIFICANT) CONFLICT OF INTEREST IN RELATION TO ITEM 17.1- LEGAL STATUS REPORT. THE REASON BEING HE HAS RELATIVES THAT HAVE PURCHASED LAND WITHIN THIS PROPOSED DEVELOPMENT. THE ASSISTANT DIRECTOR ADVISED HE WOULD LEAVE THE MEETING DURING THIS ITEM.

MAYOR JUDITH HANNAN LATER DECLARED A NON-PECUNIARY (SIGNIFICANT) INTEREST IN RELATION TO ITEM 16.1- RAISING WARRAGAMBA DAM. THE REASON BEING SHE IS A CANDIDATE FOR STATE ELECTION. CR HANNAN LEFT THE MEETING DURING THIS ITEM.

CR SIMON LANDOW LATER DECLARED A PECUNIARY INTEREST IN RELATION TO ITEM 16.6- LEP REVIEW- ZONES RU1 & RU2, DUE TO HIM LIVING ON A RURAL ZONED PROPERTY. CR LANDOW LEFT THE MEETING DURING THIS ITEM.

CR ROBERT KHAN LATER DECLARED A PECUNIARY INTEREST IN RELATION TO ITEM 16.6- LEP REVIEW- ZONES RU1 & RU2, DUE TO HIM LIVING ON A RURAL ZONED PROPERTY. CR KHAN LEFT THE MEETING DURING THIS ITEM.

CR MICHAEL BANASIK LATER DECLARED A PECUNIARY INTEREST IN RELATION TO ITEM 16.6- LEP REVIEW- ZONES RU1 & RU2, DUE TO HIM LIVING ON A RURAL ZONED PROPERTY. CR BANASIK LEFT THE MEETING DURING THIS ITEM.

CR SIMON LANDOW LATER DECLARED A NON-PECUNIARY (SIGNIFICANT) INTEREST IN RELATION TO ITEM 17.1- LEGAL STATUS REPORT, DUE TO HAVING COMMERCIAL PROPERTY IN WARRAGAMBA. CR LANDOW LEFT THE MEETING DURING THIS ITEM.

CR MATTHEW GOULD LATER DECLARED A NON-PECUNIARY (LESS THAN SIGNIFICANT) INTEREST IN RELATION TO ITEM 17.1- LEGAL STATUS REPORT, DUE TO HIS FIRE STATION ADJOINING LAND REFERRED TO IN THE REPORT. CR GOULD STAYED AND VOTED ON THIS ITEM.

## **8 ITEMS TO BE TABLED**

THE DEPUTY MAYOR ACCEPTED THE TABLING OF DOCUMENTS:

- 449 RETURN REGISTER 2017/18

THE MAYOR LATER TABLED AND ACCEPTED THE DOCUMENTS:

- MAX POTENTIAL CERTIFICATE OF APPRECIATION
- CERTIFICATE OF APPRECIATION- AUSTRALASIAN ORDER OF OLD BASTARDS
- INVESTMENT OF FUNDS AS AT 31 AUGUST 2018
- ANNUAL STATEMENTS FOR YEAR ENDED 30 JUNE 2018

## 9 CONFIRMATION OF MINUTES

### RESOLUTION 32/2018

Moved: Cr Matthew Gould

Seconded: Cr Noel Lowry

That the minutes of the Ordinary Council Meeting held on 17 September 2018 be confirmed with the following amendments:

#### Item 15.1

- 1) On Page 20 of the Minutes it reads "...that there were two nomination for the office of Deputy Mayor..."  
This should read *"...that there were two nominations for the office of Mayor..."*
- 2) An explanatory note be added to the "Correction of Minutes" page at the end of the 17 September 2018 Minutes document stating *"The term of the Deputy Mayor is two years as per the recommendations in Agenda Item 15.1- Election of the Mayor and Deputy Mayor"*

#### Original Item 15.3

1. That Council note the contribution and achievements of each of the CAC's for the past twelve months and supports the future direction of each CAC.
2. That Council endorse a name change of the Disability Access Community Advisory Committee to the Inclusion and Access Advisory Committee
3. That the members of each CAC be thanked for their contributions to the success of each of the CAC's to which they belong.

#### Amended Item 15.3

1. *That Council note the contribution and achievements of each of the CAC's for the past twelve months and supports the future direction of each CAC.*
2. *That Council endorse a name change of the Disability Access Community Advisory Committee to the Inclusion and Access Advisory Committee*
3. *That the members of each CAC be thanked for their contributions to the success of each of the CAC's to which they belong.*
4. *That Council resolve to separate the Tourism & Heritage Community Advisory Committee, creating a Tourism Community Advisory Committee and a Heritage Community Advisory Committee*
5. *That the Tourism and Heritage Community Advisory Committee membership be declared vacant and that Council call for expressions of interest (EOI) from the community to be appointed to the Heritage Community Advisory Committee and to the Tourism Community Advisory Committee.*
6. *That Council thank the existing Tourism and Heritage Community Advisory Committee for their efforts and invites them to apply for the new committees.*

#### Original Item 15.4

1. That the Internal and External Committee and Advisory Group Councillor delegates be determined and the Committees and Advisory Groups be notified of the outcome.
2. That Council resolve to separate the Tourism & Heritage Community Advisory Committee, creating a Tourism Community Advisory Committee and a Heritage Community Advisory Committee.
3. That the Tourism and Heritage Community Advisory Committee membership be declared

vacant and that Council call for expressions of interest (EOI) from the community to be appointed to the Heritage Community Advisory Committee and to the Tourism Community Advisory Committee.

4. That the following additional alternative Council representatives be adopted in the following order for the Sydney Western City Planning Panel:
  - (a) Wesley Folitarik
  - (b) Ally Dench
  - (c) Alex Stengl
5. That Council thank the existing Tourism and Heritage Community Advisory Committee for their efforts and invites them to apply for the new committees.

**Amended Item 15.4**

1. *That the Internal and External Committee and Advisory Group Councillor delegates be confirmed as per the table, and the Committees and Advisory Groups be notified of the outcome.*
2. *That the following additional alternative Council representatives be adopted in the following order for the Sydney South West Planning Panel:*
  - (a) Wesley Folitarik
  - (b) Ally Dench
  - (c) Alex Stengl

On being put to the meeting the motion was declared **CARRIED**. 7/0

In Favour: Crs Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

**RESOLUTION 33/2018**

Moved: Cr Michael Banasik  
Seconded: Cr Simon Landow

**That the election of the Deputy Mayor that took place at the September 2018 Council Meeting was an election for a period of two years.**

On being put to the meeting the motion was declared **CARRIED**. 7/0

In Favour: Crs Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

On the Mayors arrival to the meeting at 6.52pm, the Deputy Mayor vacated the chair.  
The Mayor resumed the meeting.



## **10 MAYORAL MINUTE**

During the past Month the following events were attended by either myself or as indicated by other Councillors with details provided on the following pages.

Tuesday 18 September 2018 - Connecting Wollondilly Expo

Wednesday 19 September 2018 - Tourism After 5 Event

Thursday 20 September 2018 - Photo Shoot to Promote Small Business Month

Wednesday 26 September 2018 - NSW Volunteer of the Year Awards

Thursday 27 September 2018 - Picton High School Year 12 Graduation Ceremony

Thursday 27 September 2018 - Koala Debate at Parliament House

Wednesday 3 October 2018 - Breakfast Meeting with new Greater Sydney Commission District Commissioner attended by Deputy Mayor Matthew Deeth and Chief Executive Officer Luke Johnson

Saturday 6 October 2018 - 30th Anniversary of Campbelltown Arts Centre and commemorating Sister City of Koshigaya

Tuesday 9 October 2018 - Morning Tea to honour the late Graham Wallace

10-13 October 2018 - Artlands Conference, Bendigo attended by Councillor Michael Banasik

Friday 12 October 2018 - Viewing of the Maryland and Birling Art Collection

Saturday 13 October 2018 - Chinese Charity Foundation Annual Dinner and presentation of \$110,000 for Dilly Drought Drive. The Mayor requested that a letter of thanks be sent to the Australian Chinese Charity Foundation.

In September 2018 Council received 1 application for a Donation

- Application for \$250 from Madison Baker to attend the U19 Women's Softball Championships in Adelaide.

Council will also be providing \$500 Carols by Candlelight funding to each the following Church and Community Organisations;

- Rotary Club of Wollondilly North Inc.
- St James Menangle
- The Appin Chamber of Commerce
- Douglas Park Evangelical Church
- Warragamba Silverdale Neighbourhood Centre
- Wilton Anglican Church
- Wollondilly Anglican Parish
- Buxton Community Association Inc.
- Picton Uniting Church
- St Stephens Anglican Church - Thirlmere

These requests have been assessed against the Financial Assistance Program criteria's and deemed eligible to receive funding through the Donation and Annual Assistance Programs.

On Friday evening, our Community Outcomes trainee Dokota Simonds was presented with the award for NSW/ACT Trainee of the Year – Indigenous at the TAFE awards. This is an amazing recognition of what Dokota brings to our organisation and how she is developing her skills on the job and through her studies. A big congratulations to Dokota!



The recently released 2018 National Drowning Report records the lowest ever drowning statistics both nationally and in NSW. These reductions highlight that our drowning prevention strategies are

working. However, we must not be complacent as drowning continues to occur across all age groups at all times throughout the year, in a diverse range of aquatic locations throughout Australia.

With the summer swimming season almost upon us it is timely for us to examine the key NSW drowning statistics:

87 drowning deaths occurred in New South Wales in 2017/18

This is a reduction of 7% on last year and a reduction of 11% on the ten year average

75% of those who drowned in NSW in 2017/18 were male

Rivers, creeks and streams continue to be the leading location for drowning (accounting for 29% of NSW drowning deaths)

Almost one quarter (24%) of all drowning deaths in New South Wales occurred as a result of swimming and recreation

Almost half (47%) of all drowning deaths in New South Wales occurred in summer

Drowning continues to be the leading cause of accidental death in children under the age of 5

Wollondilly Shire Council has recently become a Royal Life Saving NSW Keep Watch 'Summer Partner' for the 2018/19 season. I am very confident that Council together with Royal Life Saving NSW will make a real difference in our local communities in reducing the drowning rate, and ensuring all our residents continue to recreate safely around water during the summer period.

As part of Council's normal operational role, our staff will be in communication with our community over the coming months with a range of drowning prevention resources and information.

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I would like tonight to table this Certificate of Appreciation awarded to Council in recognition of the valuable contribution made as a sponsor of the Macarthur Max Potential Youth Leadership Program for 2018.



I would like to table this Certificate of Appreciation awarded to Australasian Order of Old Bastards from Autism Spectrum for their outstanding support in improving services for Children with autism and their families. This certificate has been brought to my attention by the Australasian Order of Old Bastards Camden / Menangle Branch. In their recent correspondence they also suggested an invitation be sent to Prince Harry and Duchess Megan for them to visit Menangle whilst they are in Australia, unfortunately their schedule has already been finalised for this visit.



## Certificate of Appreciation

Autism Spectrum Australia (Aspect) would like to recognise

### **Australasian Order of Old Bastards**

for outstanding support in improving services for children with autism and their families.

Adrian Ford  
Chief Executive Officer



On Saturday 6 October 2018 the 30th Anniversary of Campbelltown Arts Centre and commemorating Sister City of Koshigaya was celebrated at the Japanese Garden in Campbelltown.

I would like to thank Deputy Mayor Matthew Deeth for attending this event on my behalf.



On Tuesday 18 September 2018 a Connecting Wollondilly Expo was held at Bargo Community Hall. The event was an opportunity for the whole community to see the wealth of local services, including training, education and legal services, disability, seniors, child, youth and family services, as well as health and wellbeing services.

Council partnered with Uniting, Community Links Wellbeing and Sector Connect with over 40



community services supporting this inaugural event to arm community members with knowledge of who and what is available to help them.

I would like to thank fellow Councillors Noel Lowry and Blair Briggs and Acting Chief Executive Officer, Ally Dench for attending this event.



On Wednesday 19 September 2018 a Tourism After 5 Event was held at the Thirlmere Rail Museum.





I would like to thanks Councillors Blair Briggs, Robert Khan, Noel Lowry, Michael Banasik and Acting Chief Executive Officer, Ally Dench for accompanying me to this event.

On Thursday 20 September 2018 I attended a photo shoot to discuss and Promote Small Business Month.



On Wednesday 26 September 2018 the South Western Sydney / Macarthur Regional Volunteer of

the Year Awards Ceremony was held. I would like to thank Deputy Mayor Matthew Deeth for attending this event on my behalf. It was a great event celebrating the work of those in our local community who generously give their time to help others.



On Thursday 27 September 2018 the Picton High School Year 12 Graduation Ceremony was held. In my absence I passed on a letter of congratulations to all graduating students, their families, friends and teachers and hoping they remain friends forever, and look back with fond memories of

their high school years in Wollondilly.

I would like to thank Councillor Michael Banasik for attending this event on my behalf and presenting the 'Wollondilly Shire Council School Citizenship Awards' (certificates) to the 2018 outgoing school captains.



On Thursday 27 September 2018 the Koala Debate was held at Parliament House. I would like to thank Deputy Mayor Matthew Deeth, Councillors Michael Banasik and Matt Gould, and Environmental Education Officer Damion Stirling for travelling into Parliament House.





On Tuesday 9 October 2018 I attended a morning tea to honour the late Graham Wallace, who received an OAM for his work with Riding for the Disabled at Tahmoor. Pictured below with his wife

Betty.



On Saturday 13 October 2018 I was presented with \$110,000 from the Australian Chinese Charity Foundation for the Dilly Drought Drive to help our local farmers. The Premier was in attendance at

this event.



Judith Hannan

**MAYOR**

October 2018

# RESOLUTION 34/2018

Moved: Mayor Judith Hannan

Seconded: Cr Robert Khan

**That the Mayoral Minute be accepted.**

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

# SUSPENSION OF STANDING ORDERS

## **RESOLUTION 35/2018**

Moved: Cr Michael Banasik

Seconded: Cr Blair Briggs

**That Council suspend standing orders to bring forward Items 15.2 and 15.3.**

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

## **15.2 INVESTMENT OF FUNDS AS AT 31 AUGUST 2018**

### **RESOLUTION 36/2018**

Moved: Cr Blair Briggs

Seconded: Cr Robert Khan

**That the information and certification in relation to the investment of Council funds as at 31 August 2018 be noted.**

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

## **15.3 ANNUAL FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2018**

### **RESOLUTION 37/2018**

Moved: Cr Blair Briggs

Seconded: Cr Robert Khan

- 1. The Annual Financial Statements for the year ended 30 June 2018 be endorsed and an opinion be formed in the prescribed format on the General Purpose Financial Reports.**
- 2. The audited financial reports, together with the Auditor's reports, be presented to the public at the 19 November 2018 Council meeting.**

The Chief Financial Officer addressed the meeting.

At 7:10 pm, Cr Matthew Gould left the meeting and at 7:12 pm, returned to the meeting.

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

## **RESUMPTION OF STANDING ORDERS**

### **RESOLUTION 38/2018**

Moved: Cr Michael Banasik

Seconded: Cr Matthew Gould

**That Council resume standing orders.**

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil



## **11 SUSTAINABLE AND BALANCED GROWTH**

### **11.1 DRAFT PLANNING PROPOSAL - HERITAGE HOUSEKEEPING AMENDMENTS**

At 7:20 pm, Cr Blair Briggs and Cr Matthew Deeth left the meeting due to a previously declared Conflict of Interest.

#### **RESOLUTION 39/2018**

Moved: Mayor Judith Hannan

Seconded: Cr Matthew Gould

***That this item be deferred.***

On being put to the meeting the motion was declared **CARRIED**. 6/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

## **11.2 ADOPTION OF PLANNING AGREEMENT FOR 1-41 MARSH ROAD SILVERDALE**

At 7:22 pm, Cr Simon Landow left the meeting due to a previously declared Conflict of Interest.

At 7:22 pm, The Assistant Director People, Legal and Governance left the meeting due to a previously declared Conflict of Interest.

At 7:22 pm, Cr Blair Briggs and Cr Matthew Deeth returned to the meeting.

### **RESOLUTION 40/2018**

Moved: Cr Matthew Gould

Seconded: Cr Matthew Deeth

**That in relation to the Planning Agreement for 1-41 Marsh Road, Silverdale, Council:**

- 1. Endorse the Voluntary Planning Agreement attached to this report.**
- 2. Authorise the Chief Executive Officer to execute the Voluntary Planning Agreement on behalf of Council.**
- 3. Accept the dedication of the land as provided for in the Voluntary Planning Agreement.**
- 4. Agree for the proposed land dedication to be classified as Community Land under the Local Government Act, 1993.**

On being put to the meeting the motion was declared **CARRIED**. 7/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould and Noel Lowry

Against: Nil

**11.3 LOCAL ENVIRONMENTAL PLAN REVIEW REPORT**

At 7:27 pm, Cr Simon Landow returned to the meeting.

At 7:27 pm, The Assistant Director People, Legal and Governance returned to the meeting.

**RESOLUTION 41/2018**

Moved: Cr Blair Briggs

Seconded: Cr Robert Khan

**That Council:**

1. **Endorse the Draft LEP Review Report for submission to the Department of Planning & Environment.**
2. **Continue to be updated throughout the LEP Review process in relation to review actions and project milestones.**
3. ***That when sending the submission we include a cover letter from Council's CEO drawing attention to the risks and barriers to delivery.***

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

**11.4 DRAFT PLANNING PROPOSAL - ELTONDALE RELEASE AREA**

At 7:35 pm, Cr Matthew Deeth left the meeting due to a previously declared Conflict of Interest.

**RESOLUTION 42/2018**

Moved: Cr Matthew Gould

Seconded: Cr Blair Briggs

1. ***That the Draft Planning Proposal known as the Eltondale Release Area Planning Proposal not be supported for the following reasons:***
  - a. ***The proposal is not consistent with the objectives and actions of the Greater Sydney Regional Plan: A Metropolis of Three Cities and the Western City District Plan, in particular the provisions of the plans which relate to the Metropolitan Rural Area;***
  - b. ***The proposal could not reasonably be considered to meet the definition of "local growth" as it relates to the Metropolitan Rural Area.***
  - c. ***The proposal is not consistent with the key policy directions and targets contained in Wollondilly Growth Management Strategy 2011;***
  - d. ***The proposal is of a scale that is not consistent with the character of the area and would detract from the existing rural village character of Silverdale.***
  - e. ***The majority of the proposal is impacted by the proposed 20 ANEC/ANEF contour for the Western Sydney Airport and both the state and federal government have indicated noise sensitive development is inappropriate in these areas, with changes to land use controls being developed to reflect this, as shown in the Draft Western Sydney Airport LUIIP.***
  - f. ***Some land within the proposal sits above the Obstacle Limitation Surface for the Western Sydney Airport and the proposal, if approved, may lead to a form a development which is incompatible with the safe operation of the airport***
  - g. ***The proposal is inconsistent with the objectives of Wollondilly's Community Strategic Plan, in particular the provisions around Wollondilly's position on growth.***
  - h. ***The proposal is likely to have unacceptably negative impact on the natural and cultural values of surrounding Nature Reserves and State Conservation Areas.***
  - i. ***The site contains underground coal resources and mining co-existence issues have not been addressed or satisfied.***
  - j. ***There is strong community opposition to the proposal***
2. ***That the planning proposal not be forwarded to the Greater Sydney Commission for Gateway determination;***
3. ***That the proponent and landowners be notified of Councils decision, and***
4. ***That persons who made submissions regarding the Planning Proposal be notified of Council's Resolution***

On being put to the meeting the motion was declared **CARRIED**. 7/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

# 11.5 PRE-GATEWAY DETERMINATION PLANNING PROPOSAL IN THE METROPOLITAN RURAL AREA; WEST TAHMOOR MINIMUM LOT SIZE AMENDMENT NO.3 DRAFT PLANNING PROPOSAL

At 7:48 pm, Cr Matthew Deeth returned to the meeting.

## RESOLUTION 43/2018

Moved: Cr Michael Banasik

Seconded: Mayor Judith Hannan

**That, in relation to the Tahmoor Minimum Lot Size Amendment No. 3 Draft Planning Proposal:**

1. Council not support the planning proposal;
2. Council agree to not sponsor the planning proposal as a relevant planning authority;
3. The planning proposal not be forwarded to the Greater Sydney Commission for Gateway determination;
4. The proponent and landowner be notified of Council's decision;
5. Persons who made submissions regarding the Planning Proposal be notified of Council's Resolution; and
6. A copy of the Council resolution be provided to the Department of Planning & Environment in response to recent application for a Rezoning Review.

At 7:49 pm, Cr Robert Khan left the meeting and at 7:51 pm returned to the meeting.

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

**11.6 BARKERS LODGE ROAD, PICTON - DRAFT PLANNING PROPOSAL (TOURISM FACILITIES & RESIDENTIAL)**

At 7:51 pm, Cr Blair Briggs left the meeting due to a previously declared Conflict of Interest.

**RESOLUTION 44/2018**

Moved: Cr Matthew Deeth

Seconded: Cr Matthew Gould

*That the Planning Proposal for a Tourism Facility and Subdivision at 350 Barkers Lodge Road, Plicton be deferred and a further report be provided to Council which addresses the following issues:*

- 1. The appropriate zoning and minimum lot size for the proposed non tourism portions to best reflect the aims and objectives of the Metropolitan Rural Area rather than the financial feasibility;*
- 2. The appropriate legal mechanism to define the footprint of the tourism facility (including the ancillary strata subdivided accommodation) and ensure the proposed non tourism component does not precede establishment of the tourism facilities for the current and/or future owners of the site;*
- 3. Specific advice from the Greater Sydney Commission over the appropriate zone and minimum lot size that could be respectful to the proposed tourism on the site and the Metropolitan Rural Area, and whether it would support a planning mechanism to sequence and deliver commensurate rural residential and tourism development;*
- 4. Clarity about the operation of strata subdivision controls in the standard instrument and how they would relate to the proposed tourism component; and*
- 5. Analysis of visitor accommodation needs for a tourist facility of this size and explanation of the accommodation offering including any supporting development controls.*

At 7:54 pm, Cr Noel Lowry left the meeting and at 7:56 pm returned to the meeting.

On being put to the meeting the motion was declared **CARRIED**. 4/3

In Favour: Crs Judith Hannan, Matthew Deeth, Matthew Gould and Noel Lowry

Against: Crs Robert Khan, Michael Banasik and Simon Landow

**11.7 PRE-GATEWAY DETERMINATION PLANNING PROPOSAL IN THE METROPOLITAN RURAL AREA; 65-95 IRONBARK ROAD, BARGO DRAFT PLANNING PROPOSAL**

At 8:15 pm, Cr Blair Briggs returned to the meeting.

**RESOLUTION 45/2018**

Moved: Mayor Judith Hannan

Seconded: Cr Michael Banasik

***That this Item be deferred.***

At 8:15 pm, Cr Matthew Gould left the meeting.

On being put to the meeting the motion was declared **CARRIED**. 7/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Simon Landow and Noel Lowry

Against: Nil

At 8:17 pm, Cr Matthew Gould returned to the meeting.



# **11.8 WESTERN SYDNEY AIRPORT LAND USE AND INFRASTRUCTURE IMPLEMENTATION PLAN**

## **RESOLUTION 46/2018**

Moved: Mayor Judith Hannan

Seconded: Cr Robert Khan

### **That Council**

- 1. Notes the report and resolves to make a formal submission to the public exhibition of the Western Sydney Aerotropolis Stage 1 Land Use and Infrastructure Implementation Plan.**
- 2. *The draft be circulated to councillors for feedback prior to being submitted.***

The CEO left the meeting at 8.17pm and at 8.20pm, returned to the meeting.

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

## 11.9 TEMPORARY FOOD PREMISES POLICY

### RESOLUTION 47/2018

Moved: Cr Matthew Gould

Seconded: Cr Michael Banasik

1. That the Draft Temporary Food Premises Policy be placed on public exhibition for twenty eight days with a submission period of fourteen days following the expiration of the exhibition period *subject to the following amendments:*
  - a) 4.3.2. *be re-worded to say: 'the organiser should obtain the following information from food businesses to accompany the notification form'*
  - b) 4.4.4 – *non-fixed food businesses operating as 'not for profit' add – 'small stalls or small food businesses, operating under this category may not require notification if their stall falls in the low risk food businesses category'.*
  - c) *Update to definition 'high/medium/low-risk food businesses'. 'Low risk' is a business that sells only foods that are non-potentially hazardous foods (PHFs) and pre-packaged; or are less than 10kg of product per week and those which only sell coffee or produce".*
2. That a further report be re-submitted to Council seeking adoption of the Policy incorporating any changes, if considered necessary *following exhibition.*
3. *That during the exhibition period Council conduct a public information session in Picton.*

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

## **12 MANAGEMENT AND PROVISION OF INFRASTRUCTURE**

### **12.1 AMENDMENT OF OPERATIONAL PLAN BUDGET**

#### **RESOLUTION 48/2018**

Moved: Cr Matthew Deeth

Seconded: Cr Robert Khan

**That the Delivery Program 2017/18 – 2020/21 and Operational Plan 2018/19 be revised as follows:**

- 1. 2018/19 Major Works Program:**
  - a. Road Upgrade Program - \$1,580,000**
  - b. Public Transport Facilities Program - \$73,000**
  - c. Open Space (New) Program - \$3,020,000**
  - d. Buildings (New) Program - \$500,000**
  - e. Plant - \$813,821**
  - f. Waste Management - \$150,000**
- 2. 2018/19 Operational Budget:**
  - a. The 2018/19 Operational Budget be increased by a total of \$87,000 with \$62,500 of grants and income.**
- 3. 2019/20 Major Works Program:**
  - a. Building (New) Program - \$995,000**

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

## 12.2 FACILITIES CONSOLIDATION STRATEGY

### RESOLUTION 49/2018

Moved: Cr Matthew Deeth

Seconded: Cr Michael Banasik

1. *That Council notes the Facilities Consolidation Strategy with the intent being to offer for sale:*
  - (a) Thirlmere Community Hall with the proceeds to go towards the development of a new multi-purpose facility at the Thirlmere Sportsground.
  - (b) The Oaks Community Hall & Senior's Annex with the proceeds to go towards a new multi-purpose facility at Dudley Chesham Sportsground.
  - (c) Oakdale Community Hall with the proceeds to go towards the embellishment of recreation facilities at Willis Park, Oakdale.
2. *That a Community Engagement & Consultation Plan for each facility be implemented, to inform and gather feedback from the community on the proposed timelines, process (including any land category and zoning constraints or opportunities), and outcomes as well as outlining how alternative community meeting facilities (if required) could be provided in the local area. Further that this process demonstrate how the proposed new facilities meet the needs of the community, within the overall objectives of the Open Space, Recreation & Community Facilities Strategy (May 2014)*
3. *That a report to Council outline the response from the community on the proposed consolidation of each facility and outlining any community concerns.*
4. *That should the proposed facilities consolidation proceed the funds raised from any land sales be managed through an appropriate Reserve to ensure that the funds are allocated towards the provision of community and recreational facilities within the local community and/or village of the land being sold.*
5. *That alternative solutions to the provision of community meeting facilities also be investigated, including Memorandum of Understanding(s) with other user groups that have similar assets.*
6. *That consultation be had with the Department of Education in relation to partnership opportunities with Thirlmere School.*
7. *That Councillors receive quarterly reports/updates on this matter.*

At 8:39 pm, Cr Noel Lowry left the meeting and at 8:41 pm, returned to the meeting.

At 8:42 pm, Cr Robert Khan left the meeting and at 8:46 pm, returned to the meeting.

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

## **13 CARING FOR THE ENVIRONMENT**

### **13.1 ADDITIONAL FEES AND CHARGES BARGO WASTE MANAGEMENT CENTRE 2018/19 FINANCIAL YEAR**

#### **RESOLUTION 50/2018**

Moved: Cr Matthew Deeth  
Seconded: Cr Robert Khan

**That Council place the fees and charges on public exhibition for 28 days and, if no significant submissions are received, that the fees be adopted.**

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

**14      LOOKING AFTER THE COMMUNITY**

Nil

## **15      EFFICIENT AND EFFECTIVE COUNCIL**

### **15.1      REGISTER OF DISCLOSED INTERESTS - 2017-18**

#### **RESOLUTION 51/2018**

Moved:      Cr Michael Banasik

Seconded: Cr Blair Briggs

**That the tabling of the Disclosure of Interests Register for the 2017-18 Financial Year be received by the Chief Executive Officer at this Council Meeting.**

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour:      Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Ladow and Noel Lowry

Against:      Nil

Item - 15.2 Investment of Funds as at 31 August 2018 - has been moved to another part of the document. It was dealt with after item 10- Mayoral Minute.

Item - 15.3 Annual Financial Statements for the Year Ended 30 June 2018 - has been moved to another part of the document. It was dealt with after item 10- Mayoral Minute.

**15.4 ADOPTION OF THE WOLLONDILLY DESTINATION MANAGEMENT PLAN (DMP)**

At 9:03 pm, Cr Blair Briggs left the meeting due to a previously declared Conflict of Interest.

**RESOLUTION 52/2018**

Moved: Cr Matthew Gould

Seconded: Cr Michael Banasik

1. That Council adopts the Wollondilly Destination Management Plan.
2. That those persons and agencies who made submissions to Council on the Draft Wollondilly DMP be thanked and notified of Council's decision.
3. *That the Great walk experience trails be investigated to create both multi-day guided and unguided walking opportunities and links. (page 48).*
4. *That Access to Yerranderie 4.4.1 be corrected to read "...access being from the west of the Shire (through Oberon LGA). Access via the eastern side of the Shire (which is where all the major towns of the Shire are situated)..." (page 35).*

On being put to the meeting the motion was declared **CARRIED**. 7/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

At 9:11 pm, Cr Blair Briggs returned to the meeting

At 9.12pm the Mayor called for an adjournment of the meeting.

The meeting resumed at 9.19pm with all present prior to the adjournment.



## 16 NOTICE OF MOTION/RESCISSIONS

### 16.1 NOTICE OF MOTION - RAISING WARRAGAMBA DAM

At 9:21 pm, Mayor Judith Hannan declared a Non Pecuniary (Significant) Interest due to being a Candidate for the State Election. Cr Judith Hannan vacated the chair and left the meeting.

Cr Matthew Deeth took the Chair.

#### RESOLUTION 53/2018

Moved: Cr Simon Landow

Seconded: Cr Matthew Gould

1. That Council write to the NSW Premier condemning the recent National Parks and Wildlife Act 1974 amendment to allow the World Heritage Listed Blue Mountains National Park to be flooded with the raising of Warragamba Dam.
2. That Council consider allocating as an urgent priority at the next Council Meeting sufficient funding to launch a public education campaign about the Burratorang Valley, and the loss of hundreds of hectares of Sydney's Food Bowl and what will be lost.
3. That Council writes to the NSW Labour opposition asking for support to assist the campaign and also that we seek support from our local Wollondilly State candidates for the upcoming State election.
4. That Council write to adjoining/affected Councils seeking their support to assist with the campaign.

On being put to the meeting the motion was declared **CARRIED**. 7/0

In Favour: Crs Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

**16.2 NOTICE OF MOTION - WATER AND COAL PROTECTION**

At 9:37 pm, Mayor Judith Hannan returned to the meeting. Cr Deeth vacated the chair and the Mayor Judith Hannan resumed the meeting.

**RESOLUTION 54/2018**

Moved: Cr Noel Lowry

Seconded: Mayor Judith Hannan

**That letters be sent to: Member for Hume- Angus Taylor, Member for Macarthur- Dr Michael Freeland, Member for Cunningham- Sharon Bird, Member for Whitlam- Stephen Jones**

**CC.: Member for Wollondilly- Jai Rowell, Member for Campbelltown- Greg Warren, Member for Camden- Christopher Patterson, Member for Macquarie Fields- Anoulack Chanthivong, Member for Wollongong- Paul Scully, Member for Shellharbour- Anna Watson, Member for Kiera- Ryan Park, Member for Heathcote- Lee Evans**

**asking the Australian Government to use their Constitutional power and duty to protect:**

- 1. Water sources within the Drinking Catchment Areas of Avon, Nepean, Cordeaux and Cataract dams from South32's Dendrobium coal mining activities.**
- 2. Coking coal in the Wollondilly Local Government Area from 'urban sterilization' in the State Government's Great Macarthur Growth Area including the districts of Appin, Cawdor, Douglas Park, Menangle and Wilton**

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

### 16.3 NOTICE OF MOTION - LEP REVIEW

#### RESOLUTION 55/2018

Moved: Mayor Judith Hannan

Seconded: Cr Matthew Deeth

**That Council write to the NSW Premier, Minister for Planning & Environment and opposition leaders regarding the accelerated LEP review process currently underway and seek:**

- 1. Support from the Government for Council's vision of an exemplar new town at Wilton and retained rural living in the surrounding towns and villages,**
- 2. An assurance that no additional growth areas will be announced for Wollondilly given the significant supply of new housing at Wilton and inadequate provision of public transport, health and educational services.**

At 9:48 pm, Cr Noel Lowry left the meeting and at 9:50 pm returned to the meeting.

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

#### **16.4 NOTICE OF MOTION - ROADS PROGRAM WORKSHOP**

##### **RESOLUTION 56/2018**

Moved: Cr Michael Banasik

Seconded: Cr Blair Briggs

**That Council hold a workshop to discuss the future Roads program and the current methodology in determining the priority list.**

On being put to the meeting the motion was declared **CARRIED**. 7/1

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould and Simon Landow

Against: Cr Noel Lowry

## **16.5 NOTICE OF MOTION - HARVESTABLE USE RIGHTS**

At 9:54 pm, Cr Blair Briggs left the meeting due to a previously declared Conflict of Interest.

### **RESOLUTION 57/2018**

Moved: Cr Matthew Gould

Seconded: Mayor Judith Hannan

1. That Council lobby the State Government for an increase in the harvestable use rights for water within the eastern fall of the Great Dividing Range
2. That this motion also be sent to Local Government NSW as a motion for the 2019 Local Government Conference
3. That if town water restrictions are imposed by the State Government that farmers access not be limited.

On being put to the meeting the motion was declared **CARRIED**. 7/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

**16.6 NOTICE OF MOTION - LEP REVIEW - ZONES RU1 & RU2**

At 10:00 pm, Cr Simon Landow declared a Pecuniary Interest as he lives on RU2 Zoned land and left the meeting.

At 10:01 pm, Cr Robert Khan declared a Pecuniary Interest as he lives on RU2 Zoned land and left the meeting.

At 10:01 pm, Cr Michael Banasik declared a Pecuniary Interest as he lives on RU2 Zoned land and left the meeting.

**MOTION**

**The Motion lapsed due to a lack of Quorum.**

Present: Crs Judith Hannan, Matthew Deeth, Matthew Gould and Noel Lowry

Absent: Crs Robert Khan, Michael Banasik, Blair Briggs and Simon Landow

## 16.7 NOTICE OF MOTION - KOALA NATIONAL PARK

At 10:02 pm, Cr Blair Briggs returned to the meeting.

At 10:02 pm, Cr Robert Khan returned to the meeting.

At 10:02 pm, Cr Michael Banasik returned to the meeting.

At 10:02 pm, Cr Simon Landow returned to the meeting.

### RESOLUTION 58/2018

Moved: Cr Matthew Gould

Seconded: Cr Matthew Deeth

1. That council welcomes the announcement from the NSW opposition of their policy pledge to establish a “Koala National Park” in South Western Sydney in recognition of the importance of the Chlamydia free koala population found in the area.
2. That Council strongly advocate that any such park needs to also include key koala habitat and movement corridors in the Appin and Wilton areas, including the Allens Creek Corridor at Wilton.
3. That we write again to the State Government calling for a comprehensive koala plan of management.

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

## 16.8 NOTICE OF MOTION - "GOGET" CARS

### RESOLUTION 59/2018

Moved: Mayor Judith Hannan

Seconded: Cr Matthew Deeth

**That Council investigate options for encouraging “GoGet” cars in the Shire by speaking to Orange Council and the original gentleman who started GoGet.**

On being put to the meeting the motion was declared **CARRIED**. 8/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould, Simon Landow and Noel Lowry

Against: Nil

COUNCIL DEALT WITH ITEM 18 – QUESTIONS FOR NEXT MEETING (NOW ITEM 17) BEFORE RETURNING TO THE STANDING ORDERS.

## **17 QUESTIONS FOR NEXT MEETING**

### **17.1 QUESTION FOR NEXT MEETING**

THE FOLLOWING QUESTION ON NOTICE WAS RECEIVED FROM COUNCILLOR MATT GOULD.

#### **QUESTION**

1. WHAT ADVICE OR INFORMATION DOES COUNCIL HAVE FROM OEH ON THE APPROPRIATE MINIMUM WIDTH OF THE ALLENS CREEK CORRIDOR IN ORDER TO PROVIDE AN APPROPRIATE HABITAT BUFFER FOR KOALAS? PLEASE TABLE THIS ADVICE.
2. WHAT WAS THE RECOMMENDED HABITAT BUFFER WIDTH FROM THE TOP OF THE BANK OF THE TWO ALLENS CREEK TRIBUTARIES?
3. WHAT WILL BE THE MINIMUM WIDTH OF THE HABITAT BUFFERS REFERRED TO ABOVE IN THE AREA REZONED BY THE NSW GOVERNMENT IN THE VICINITY OF WILTON SOUTH EAST? IF THIS IS LESS THAN THE RECOMMENDATIONS FROM OEH, WHAT JUSTIFICATIONS HAVE BEEN PROVIDED TO EXPLAIN THIS DISCREPANCY?
4. IS COUNCIL AWARE OF ANY POTENTIAL FOR FUTURE WIDENING OF PICTON ROAD TO FURTHER REDUCE THE WIDTH OF THESE HABITAT BUFFERS? IF SO, WHAT ADVICE OR INFORMATION DOES COUNCIL HAVE ON WHAT THE WIDTH OF THESE BUFFERS MAY BE AFTER THE ROAD IS WIDENED, PARTICULARLY IN THE VICINITY OF THE EXISTING “PINCH POINT” IN THE CORRIDOR AT PICTON ROAD?
5. WHAT MEASURES ARE OUTLINED IN THE NSW KOALA STRATEGY RELEASED EARLIER THIS YEAR TO PROTECT AND RESTORE KOALA CORRIDORS IN THE WILTON AREA AND WITHIN WOLLONDILLY SHIRE?

COUNCIL RETURNED TO STANDING ORDERS TO DEAL WITH ITEM 17- LEGAL STATUS (NOW ITEM 18).



## **18 CLOSED REPORTS**

### **18.1 LEGAL STATUS**

This matter relates to advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

At 10:12 pm, the Assistant Director People, Legal & Governance left the meeting due to a previously declared Conflict of Interest.

At 10:12 pm, Cr Simon Landow declared a non-pecuniary less than significant conflict of interest and left the meeting.

At 10:12 pm, Cr Matthew Gould declared a non-pecuniary less than significant conflict of interest.

### **RESOLUTION 60/2018**

Moved: Cr Michael Banasik

Seconded: Cr Matthew Gould

- 1. That Council maintains the confidentiality of the report in accordance with Section 10 A(2) and Section 11 (3) of the Local Government Act 1993.**
- 2. That Council receive and note the confidential report.**

On being put to the meeting the motion was declared **CARRIED**. 7/0

In Favour: Crs Judith Hannan, Robert Khan, Michael Banasik, Blair Briggs, Matthew Deeth, Matthew Gould and Noel Lowry

Against: Nil

**The Meeting closed at 10.15pm.**

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 19 November 2018.**

.....  
**MAYOR**