

APPENDIX B

Council Report & Resolution

**ORDINARY MEETING OF GREATER HUME SHIRE COUNCIL
TO BE HELD AT THE COUNCIL CHAMBERS, BALFOUR STREET, CULCAIRN
ON WEDNESDAY 20 OCTOBER 2010**

**OFFICERS' REPORTS – PART A – FOR DETERMINATION
ENVIRONMENT AND PLANNING**

1. RECLASSIFICATION OF COUNCIL OWNED LAND IN WALLA WALLA

Report prepared by Director Environment & Planning – Colin Kane

REASON FOR REPORT

The purpose of this report is for Council resolve to undertake a Gateway Planning Proposal to facilitate the reclassification of two Council-owned parcels of land in Walla Walla from 'community' to 'operational'. The process for reclassifying land is a Local Environmental Plan (LEP). A Gateway Planning Proposal is the new process for preparing an LEP.

DISCUSSION

Council previously considered a report on reclassifying the two parcels of land at the September 2010 meeting and resolved to include them in the new draft Greater Hume LEP 2010, which is currently with the Department of Planning (DoP) awaiting authorisation for public exhibition.

Discussions with officers of the DoP since the previous resolution resulted in advice that the reclassifications sought should be the subject of a separate LEP amendment to the current Culcairn LEP 1998 rather than included in the draft Greater Hume LEP 2010. Reclassifications are subject to the same statutory process as a draft LEP, including the need to seek agency comments on the proposal under Section 62 of the Environmental Planning & Assessment Act 1979 (EP&A Act). Consequently, the DoP are concerned that the inclusion of these parcels after the Section 62 referral of the draft Greater Hume LEP 2010 may cause its delay whilst agency comments are sought on the reclassifications.

There are a number of matters that need to be considered by Council in deciding to reclassify land; including the way the proposed reclassifications will alter Councils interests in the land, the impact of the reclassifications upon the current use of the sites and any future disposal or leasing of the land. As a result, the DoP consider that the preparation of a separate amendment to the Culcairn LEP would ensure transparency in the consideration of these reclassifications and would ensure that interested parties are aware of the reclassifications and their impact, enabling them to make appropriate submissions.

In terms of timing, any exhibition and consideration of the reclassifications can still occur concurrently with the draft Greater Hume LEP 2010 and, if the statutory processes relating to the reclassifications are completed at the same time as those relating to the draft Greater Hume LEP 2010, the parcels can then be included in Schedule 4 of the draft LEP prior to gazettal.

Alternatively, if the LEP process for the reclassifications is completed in a faster timeframe than the draft Greater Hume LEP 2010, the amendment to Culcairn LEP can be gazetted and the parcels reclassified prior to the finalisation of the Shire wide LEP.

**ORDINARY MEETING OF GREATER HUME SHIRE COUNCIL
TO BE HELD AT THE COUNCIL CHAMBERS, BALFOUR STREET, CULCAIRN
ON WEDNESDAY 20 OCTOBER 2010**

RECLASSIFICATION OF COUNCIL OWNED LAND IN WALLA WALLA [CONT'D]

BUDGET IMPLICATION

Nil.

CONCLUSION

In conclusion following the advice from the Department of Planning the reclassifications are being sought as a separate amendment to the current Culcairn LEP 1998 rather than the draft Greater Hume Shire LEP 2010.

RECOMMENDATION

That Council resolve to:

1. In accordance with Section 30(1) of the Local Government Act 1993 Council resolve to reclassify Lot 134 DP 753764 Morgans Road and Lot 581 DP 606508 Commercial Street Walla Walla from 'community' to 'operational'.
2. Prepare and submit a Gateway Planning Proposal to the Department of Planning to facilitate the reclassifications via a Local Environmental Plan.

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME SHIRE COUNCIL
HELD AT THE COUNCIL CHAMBERS, BALFOUR STREET, CULCAIRN
AT 4.30 PM ON WEDNESDAY, 20 OCTOBER 2010**

NOTICE OF MOTION

1. ALLIANCE OF THE COUNCILS AND SHIRES OF THE UPPER MURRAY (ACSUM) – FUNDING FOR INFRASTRUCTURE TOWARDS A CANCER CENTRE – REQUEST FOR LETTER OF SUPPORT

2475 RESOLVED [McInerney/Evans]

That a letter of support for the establishment of a cancer centre in the region be forwarded to the Hon. Daniel Andrews, Victorian Minister for Health.

OFFICERS' REPORTS – PART A – FOR DETERMINATION

ENVIRONMENT AND PLANNING

1. RECLASSIFICATION OF COUNCIL OWNED LAND IN WALLA WALLA

2476 RESOLVED [O'Neill/Evans]

That:

1. In accordance with Section 30(1) of the Local Government Act 1993 Council resolve to reclassify Lot 134 DP 753764 Morgans Road and Lot 581 DP 606508 Commercial Street Walla Walla from 'community' to 'operational'.
2. Council prepare and submit a Gateway Planning Proposal to the Department of Planning to facilitate the reclassifications via a Local Environmental Plan.

**ITEM 1 - RECLASSIFICATION OF COUNCIL OWNED LAND IN
WALLA WALLA**

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Evans Jacob McDonald McInerney O'Neill Osborne Ross Scheuner	Nil.	Wilton	Nil.