

**CONFIRMED MINUTES
OF THE POLICY REVIEW COMMITTEE MEETING OF PENRITH CITY COUNCIL HELD
IN THE PASSADENA ROOM, PENRITH
ON MONDAY 10 NOVEMBER 2014 AT 8:42PM**

PRESENT

His Worship the Mayor, Councillor Ross Fowler OAM and Councillors Bernard Bratusa, Prue Car, Kevin Crameri OAM, Marcus Cornish (arrived 9:05pm), Maurice Giroto, Ben Goldfinch, Jackie Greenow OAM, Tricia Hitchen and Karen McKeown.

LEAVE OF ABSENCE

Leave of Absence was previously granted to Councillor Greg Davies for the period 30 October 2014 to 23 November 2014 inclusive.

Leave of Absence was previously granted to Councillor Jim Aitken OAM for the period 10 November 2014 to 15 December 2014 inclusive.

Leave of Absence was previously granted to Councillor John Thain for 10 November 2014.

Leave of Absence was previously granted to Councillor Mark Davies for the period 10 October 2014 to 10 November 2014 inclusive.

Leave of Absence was previously granted to Councillor Michelle Tormey for 10 November 2014.

APOLOGIES

There were no apologies.

CONFIRMATION OF MINUTES - Policy Review Committee Meeting - 13 October 2014

65 RESOLVED on the MOTION of Councillor Maurice Giroto seconded Councillor Prue Car that the minutes of the Policy Review Committee Meeting of 13 October 2014 be confirmed.

DECLARATIONS OF INTEREST

Councillor Kevin Crameri OAM declared a Non-Pecuniary Conflict of Interest – Less than Significant in *Item 1 – Penrith City Children's Services Cooperative Ltd* as his daughter in law works for a child care centre operated by Council.

DELIVERY PROGRAM REPORTS

OUTCOME 1 - WE CAN WORK CLOSE TO HOME

1 Penrith City Children's Services Cooperative Ltd

His Worship the Mayor, Councillor Ross Fowler OAM left the meeting, the time being 8:49pm.

His Worship the Mayor, Councillor Ross Fowler OAM returned to the meeting, the time being 8:50pm.

Acting Children's Services Manager, Jade Bradbury introduced the report and invited Max Friend, Chairperson of Penrith City Children's Services Cooperative Ltd to give a presentation.

PRC 66 RESOLVED on the MOTION of Councillor Jackie Greenow OAM seconded Councillor Ben Goldfinch

That:

1. The information contained in the report on Penrith City Children's Services Cooperative Ltd be received.
2. Council agree to underwrite the operation of Penrith City Children's Services Cooperative Ltd until the presentation to Council of the Penrith City Children's Services Cooperative Ltd Annual Report for 2014-15.

OUTCOME 6 - WE'RE HEALTHY AND SHARE STRONG COMMUNITY SPIRIT

5 Macarthur Real Estate Engagement Project

Councillor Ben Goldfinch left the meeting, the time being 8:58pm.

Councillor Ben Goldfinch returned to the meeting, the time being 9:00pm.

Councillor Marcus Cornish arrived, the time being 9:05pm.

Councillor Marcus Cornish left the meeting, the time being 9:11pm.

Councillor Marcus Cornish returned to the meeting, the time being 9:16pm.

Community Projects Officer, Vesna Kapetanovic introduced the report and invited Eva Gerencer, Strategic Development Manager from Western Sydney Community Forum to give a presentation.

PRC 67 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Jackie Greenow OAM that the information contained in the report on Macarthur Real Estate Engagement Project be received.

OUTCOME 2 - WE PLAN FOR OUR FUTURE GROWTH

2 Draft State Environmental Planning Policy No.65 Design Quality of Residential Flat Development - Draft Submission

PRC 68 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Tricia Hitchen

That:

1. The information contained in the report on Draft State Environmental Planning Policy No.65 Design Quality of Residential Flat Development - Draft Submission be received.
2. Council endorse the attached submission on the draft State Environmental Planning Policy No 65 Design Quality of Residential Flat Development, together with any additional critical issues identified by Councillors, as the basis of a final submission to be forwarded to the Department of Planning and Environment.
3. A copy of the final submission be forwarded to all Councillors.

OUTCOME 4 - WE HAVE SAFE, VIBRANT PLACES

4 Reclassification of Council Owned Land in St Marys Town Centre

PRC 69 RESOLVED on the MOTION of Councillor Jackie Greenow OAM seconded Councillor Ben Goldfinch

That:

1. The information contained in the report on Reclassification of Council Owned Land in St Marys Town Centre be received.
2. As a land owner, Council commence the statutory process to reclassify identified Council owned land as stated within this report.
3. The resultant parcel of land from the proposed closure of Kokoda Place be classified as 'operational' land.

OUTCOME 2 - WE PLAN FOR OUR FUTURE GROWTH

3 Reclassification of Certain Public Land in St Marys Town Centre

PRC 70 RESOLVED on the MOTION of Councillor Maurice Giroto seconded Councillor Jackie Greenow OAM

That:

1. The information contained in the report on Reclassification of Certain Public Land in St Marys Town Centre be received.
2. A Planning Proposal reclassifying the public land identified in Appendix 1 from Community Land to Operational Land be sponsored for submission to the Department of Planning and Environment's Gateway Process.
3. The Minister be requested to delegate her authority for Council to finalise and make the proposed amendment to *Penrith Local Environmental Plan 2010* be requested.
4. Consultation with New South Wales Government Agencies be undertaken in accordance with any Gateway Determination issued by the Department of Planning and Environment.
5. The Planning Proposal be placed on public exhibition in accordance with any Gateway Determination issued by the Department of Planning and Environment.
6. An independently chaired public hearing be held at least 21 days after the close of the public exhibition period.
7. A planning consultant be engaged to independently chair the public hearing.
8. A report be presented to Council on the submissions received during the public exhibition and the results of the public hearing.

In accordance with Section 375A of the Local Government Act 1993, a DIVISION was then called with the following result:

For

Councillor Prue Car
Councillor Karen McKeown
Councillor Jackie Greenow OAM

Against

Councillor Maurice Girotto
Councillor Kevin Crameri OAM
Councillor Ben Goldfinch
Councillor Tricia Hitchen
Councillor Bernard Bratusa
Councillor Marcus Cornish
Councillor Ross Fowler OAM

There being no further business the Chairperson declared the meeting closed the time being 9:22pm.

I certify that these 4 pages are the Confirmed Minutes of the Policy Review Committee Meeting of Penrith City Council held on 10 November 2014.

Chairperson

Date

3 **Reclassification of Certain Public Land in St Marys Town Centre**

Compiled by: **Matthew Rose, Senior Planner**

Authorised by: **Mark Broderick, Acting City Planning Manager**

Outcome	<i>We plan for our future growth</i>
Strategy	<i>Ensure services, facilities and infrastructure meet the needs of a growing population</i>
Service Activity	<i>Maintain a contemporary framework of land use and contribution policies, strategies and statutory plans</i>

Executive Summary

On 24 November 2014, Council resolved to commence the statutory process for the reclassification of certain public land in St Marys Town Centre (the Town Centre). The reclassification of Council's land will allow Council to consider opportunities, including new development, that implement the adopted *St Marys Town Centre Strategy (2006)*. The two reports considered by Council identified the land that required reclassification, sought the commencement of the statutory process, and provided the strategic context.

This report seeks Council's resolution to include some additional public land, previously understood to be Operational Land, in the current reclassification process.

Current Position

The reclassification process relies on comprehensive information for each parcel of land. This requires research into, amongst other things, how Council came to own the land, and for what purpose. This research has identified additional Council owned land that potentially requires reclassification from Community to Operational. Confirmation of the classification of this land may still take some time. This could introduce significant and undesirable delays in the current reclassification process.

The reclassification process requires the submission of a Planning Proposal to the Department of Planning and Environment's Gateway Process. The Gateway Process provides no opportunity to include additional land in a Planning Proposal without subsequent delays. The removal of land from a Planning Proposal however, can occur without delay. It is therefore preferable to include the additional land in the Planning Proposal now. If some or all of that land is confirmed as Operational it can be withdrawn from the current process with no time penalties.

The additional land is identified in the following table and Attachment 1. Attachment 1 also identifies the land already included in the current reclassification process (numbered 1-4).

No	Description	Address(es)	Property Description(s)
5	Child Care Centre	8-10 Carinya Avenue	Lots 203-204 DP 26908
6	West Lane Car Park	2-8 & 12-28 Carinya Avenue	Lots 195-202 & 205-208 DP 26908
7	(Part of) Lang Park	1-11 Carinya Avenue	Lots 1-6 DP 26908
8	(Part of) Station Street Car	8 Station Street	Lot 8 DP 734738

	Park		
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This land comprises open space, car parking, and a residential building that is leased on a month-to-month basis to Lifestart for use as an occasional childcare centre. The reclassification of the land does not affect this lease arrangement.

Conclusion

To avoid potential delays in the preparation of the Town Centre for opportunities consistent with the Strategy, it is recommended that the additional land be included in the current reclassification process. The research into the current classification of the additional land can continue and the Planning Proposal can be refined accordingly.

RECOMMENDATION

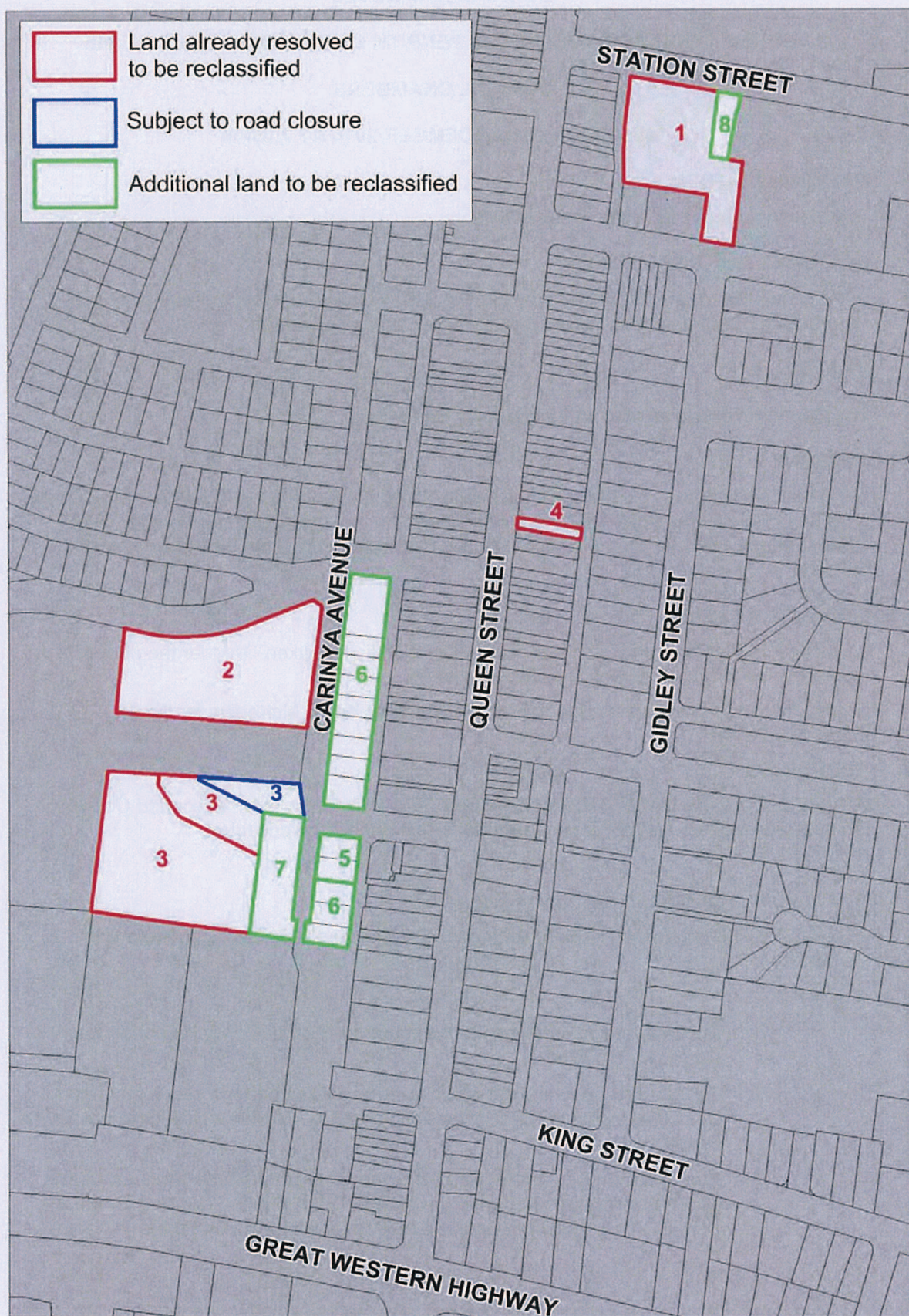
That:

1. The information contained in the report on Reclassification of Certain Public Land in St Marys Town Centre be received
2. That Lots 1-6 and 195-208 DP 26908 and Lot 8 DP 734738 as identified in Attachment 1 be included in the Planning Proposal reclassifying certain public land in St Marys Town Centre.

ATTACHMENTS/APPENDICES

1. Reclassification of Certain Public Land in St Marys Town Centre 1 Page Appendix

Attachment 1: Land in St Marys Town Centre Identified for Reclassification



CONFIRMED MINUTES
OF THE ORDINARY MEETING OF PENRITH CITY COUNCIL HELD IN THE
COUNCIL CHAMBERS
ON MONDAY 15 DECEMBER 2014 AT 7:03PM

NATIONAL ANTHEM

The meeting opened with the National Anthem.

STATEMENT OF RECOGNITION

His Worship the Mayor, Councillor Ross Fowler OAM read a statement of recognition of Penrith City's Aboriginal and Torres Strait Islander Cultural Heritage.

PRAYER

The Council Prayer was read by the Rev Neil Checkley.

PRESENT

His Worship the Mayor, Councillor Ross Fowler OAM, Deputy Mayor, Councillor Greg Davies and Councillors Bernard Bratusa, Prue Car, Kevin Crameri OAM, Marcus Cornish, Mark Davies, Maurice Giroto, Ben Goldfinch, Jackie Greenow OAM, John Thain and Michelle Tormey.

LEAVE OF ABSENCE

Leave of Absence was previously granted to Councillor Jim Aitken OAM for the period 11 November 2014 to 15 December 2014 inclusive.

Leave of Absence was previously granted to Councillor Karen McKeown for the 15 December 2014.

APOLOGIES

402 RESOLVED on the MOTION of Councillor Jackie Greenow OAM seconded Councillor Greg Davies that the apology from Councillor Tricia Hitchen be accepted.

7 Penrith Valley Regional Sports Centre

403 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Ben Goldfinch

That:

1. The information contained in the report on Penrith Valley Regional Sports Centre be received.
2. Penrith City Council enter into a deed of guarantee for a new loan of up to \$221,000 repayable over 5 years on behalf of Penrith Valley Regional Sports Centre.
3. The Common Seal of the Council of the City of Penrith be affixed to those documents that are necessary to finalise Council being Guarantor for the Penrith Valley Regional Sports Centre borrowings as outlined in this report.

His Worship the Mayor, Councillor Ross Fowler OAM, then returned to the meeting and took

This is Page No 1 of the Confirmed Minutes of the Ordinary Meeting of Penrith City Council held in the Council Chambers on Monday 15 December 2014

the Chair, the time being 8:45pm.

There being no further business the Chairperson declared the meeting closed the time being 9:07pm.

I certify that these 13 pages are the Confirmed Minutes of the Ordinary Meeting of Penrith City Council held on 15 December 2014.

Chairperson

Date