

## Attachment 6

Council Meeting Report & Minutes, Item No. 8 Murrumbidgee Local Environmental Plan 2013 – Planning Proposal: Heritage Listing of Toganmain Woolshed (Amendment No. 1)(Consideration of Submissions) dated 30 October 2018

---

**ITEM NO. 8 - MURRUMBIDGEE LOCAL ENVIRONMENTAL PLAN 2013 –  
PLANNING PROPOSAL: HERITAGE LISTING OF TOGANMAIN  
WOOLSHED (AMENDMENT NO. 1) (CONSIDERATION OF  
SUBMISSIONS)**

**FILE: 4630**

**FROM: ASSISTANT GENERAL MANAGER, INFRASTRUCTURE &  
ENVIRONMENT**

**Property Description**

Applicant: Toganmain Woolshed Precinct Incorporated

Property: Part Lot 1, DP750901, Sturt Highway, Darlington Point “Toganmain Woolshed Precinct”

**Introduction and Background**

Murrumbidgee Council previously received a request from the Toganmain Woolshed Precinct Incorporated seeking to list the Toganmain Woolshed building within Schedule 5 of the *Murrumbidgee Local Environmental Plan 2013* (LEP) as a local heritage item.

A Planning Proposal was prepared and submitted to Council that sought to amend the LEP in accordance with Section 3.33 of the *Environmental Planning and Assessment Act 1979* (EP & A Act) for Council consideration and endorsement.

Following a review of this Planning Proposal, Council resolved at the Council meeting dated 26 June 2018 to endorse the Planning Proposal and forward it to the NSW Department of Planning & Environment seeking a Gateway Determination to place the amendment on public exhibition for 28 days.

A Gateway Determination was issued by the NSW Department of Planning & Environment and the Planning Proposal was subsequently publicly exhibited from 22 August 2018 to 19 September 2018.

The purpose of this report is to advise that 11 submissions were received by Council in response to the public exhibition process.

**Discussion**

Council sought to publicise the exhibition of the Planning Proposal and supporting documentation in the interests of informing the community, generating awareness and encouraging feedback.

The publicity campaign involved a public notice in the local newspaper, notification letters dispatched to key stakeholders and adjoining landowners and displays of public exhibition material in Council offices.

In response to the public exhibition process, 11 submissions were received by Council. A copy of these submissions is included as attachment # 2 to this report.

---

This is page 18 of 49 of the General Manager’s Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 30 October 2018.

---

.....General Manager

.....Mayor

Following a review of these submissions, it is noted that all submissions were either supportive of the proposed amendment or had no comments with regards to the proposed listing of the Toganmain Woolshed within Schedule 5 of the LEP.

The only submission that raised any matters for consideration was received from Essential Energy in relation to electricity supply and usage. As the proposal does not involve any physical works and only seeks to list the existing Woolshed as a local heritage item, matters regarding electricity supply and usage can be best addressed at the time of an individual Development Application for the use of this building as a tourist development.

Furthermore, it is also confirmed that the existing electricity supply to the property will be unaltered by the current proposal.

Accordingly, no further discussion regarding submissions is required as all submissions either supported or had no objection to the proposed amendment.

## **Conclusion**

Having received and considered submissions and issues raised as a result of the public exhibition process, it is appropriate to endorse the Planning Proposal (as exhibited) and undertake an amendment to Murrumbidgee LEP 2013.

It is reiterated that the Planning Proposal provides an appropriate level of investigation that demonstrates that the building warrants listing as a local heritage item to ensure its ongoing protection.

Accordingly, Council endorsement of this Planning Proposal is now sought to finalise the proposed amendment to the Murrumbidgee LEP 2013.

## **Recommendation**

That Council:

1. Note and receive the submissions;
2. Furnish a copy of this report and other relevant information to the NSW Parliamentary Counsel in accordance with the *Environmental Planning and Assessment Act 1979* and advise NSW Parliamentary Counsel that Council has complied with Sections 3.34 and 3.35 of the EP & A Act in relation to public involvement in the assessment of the Planning Proposal;
3. Request that NSW Parliamentary Counsel issue a Legal Opinion to allow Murrumbidgee Council to undertake the appropriate actions to secure the making of the amendment to the *Murrumbidgee Local Environmental Plan 2013*, so as to include the Toganmain Woolshed within Schedule 5 as a local heritage item in accordance with Section 3.36 of the EP & A Act.

---

This is page 19 of 49 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 30 October 2018.

.....General Manager

.....Mayor

## DARLINGTON POINT CEMETERY

02.15

- 234/10/18** **Resolved** on the motion of Councillors Black and Smith that the budget for extension of the Darlington Point Cemetery be approved, and detailed plans be developed regarding streetscape redevelopment along Kidman Way outside the Darlington Point Cemetery.

## BERRIGAN SHIRE LAND USE STRATEGY 2018

04.25

- 235/10/18** **Resolved** on the motion of Councillors Curphey and Chirgwin that Council submit this report as its submission for the Berrigan Shire Land Use Strategy 2018.

## MURRUMBIDGEE LOCAL ENVIRONMENTAL PLAN 2013 – PLANNING PROPOSAL: HERITAGE LISTING OF TOGANMAIN WOOLSHED (AMENDMENT NO. 1) (CONSIDERATION OF SUBMISSIONS) 4630

- 236/10/18** **Resolved** on the motion of Councillors Black and Bryce that Council:

1. Note and receive the submissions;
2. Furnish a copy of this report and other relevant information to the NSW Parliamentary Counsel in accordance with the *Environmental Planning and Assessment Act 1979* and advise NSW Parliamentary Counsel that Council has complied with Sections 3.34 and 3.35 of the EP & A Act in relation to public involvement in the assessment of the Planning Proposal;
3. Request that NSW Parliamentary Counsel issue a Legal Opinion to allow Murrumbidgee Council to undertake the appropriate actions to secure the making of the amendment to the *Murrumbidgee Local Environmental Plan 2013*, so as to include the Toganmain Woolshed within Schedule 5 as a local heritage item in accordance with Section 3.36 of the EP & A Act.

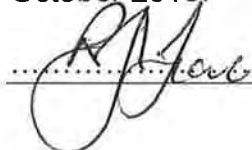
## UPDATE REPORT - STRONGER COMMUNITIES FUND SEPTEMBER 2018 03.13.08A

- 237/10/18** **Resolved** on the motion of Councillors Curphey and Chirgwin that the contents of the report be noted, and additional funds of \$733.85 be allocated to the Stronger Communities Fund grant for the Coleambally Men's Shed from the savings generated from other completed projects.

At 11.10am the meeting adjourned for morning tea.

At 11.35am the meeting resumed.

This is page 3 of 8 of the Minutes of the Ordinary Meeting of Council held on Tuesday 30 October 2018.



..... General Manager ..... Mayor