

Attachment 2

Council Meeting Report & Minutes, Item No. 15 Murrumbidgee Local Environmental Plan 2013 – Planning Proposal: Heritage Listing of Toganmain Woolshed (Amendment No. 1) dated 26 June 2018

**ITEM NO. 15 - MURRUMBIDGEE LOCAL ENVIRONMENTAL PLAN 2013 –
PLANNING PROPOSAL: HERITAGE LISTING OF TOGANMAIN
WOOLSHED (AMENDMENT NO. 1)**

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 has 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 has been prepared and submitted to Council that seeks 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. A copy of the Planning Proposal is provided (attachment # 5).

The Planning Proposal has been prepared based on the recommendations of a Council resolution at the Ordinary Council meeting held on Tuesday 24 October 2017. At this meeting, Council resolved, amongst other things, in relation to Item No. 227/10/17 that:

1. *The Toganmain Wool Shed Precinct, the subject of the Development Application 23-17/18, be listed as an item of Environmental Heritage in Schedule 5 of Murrumbidgee Local Environmental Plan 2013, by way of amendment 1 to the Plan. The amendment is to be subject to a separate report to Council.*

Accordingly, the subject Planning Proposal has been submitted to Council in accordance with this resolution.

Discussion

The following matters have been included in the Planning Proposal as required by the EP&A Act and by the Department of Planning and Infrastructure:

- Any State Environmental Planning Policies applicable to the draft plan;
- All section 9.1 (former Section 117) Ministerial Directions;
- All Planning Practice Notes.

This is page 41 of 68 of the General Manager's Reports as submitted to the Ordinary Meeting of Murrumbidgee Council held Tuesday 26 June 2018.



.....General Manager

.....Mayor

Following a review, the Planning Proposal provides an appropriate level of investigation that adequately addresses these matters.

Conclusion

Having undertaken an assessment of the Planning Proposal it is concluded that listing the Toganmain Woolshed as a local heritage item is considered appropriate.

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 progress this matter to public exhibition.

Recommendation

That:

1. Council endorse the Planning Proposal and forward it to the Minister for Planning seeking an amendment to the *Murrumbidgee Local Environmental Plan 2013* so as to include the Toganmain Woolshed within Schedule 5 as a local heritage item;
2. The proposal be forwarded to the Minister for Planning requesting a Gateway Determination be issued in accordance with Section 3.34 of the *Environmental Planning and Assessment Act 1979*;
3. Upon receipt of a Gateway Determination, Council place the Planning Proposal on public exhibition pursuant to any requirements of the Gateway Determination and the *Environmental Planning & Assessment Act 1979*; and
4. Should no objections be received, furnish a copy of this report and any other relevant information to the NSW Department of Planning and Environment and/or NSW Parliamentary Counsels Office, in accordance with the *Environmental Planning & Assessment Act 1979*, and request the Minister for Planning (or a delegate on their behalf) undertake the appropriate actions to secure the making of the amendment to the *Murrumbidgee Local Environmental Plan 2013*.

Planning & Environment and Council be held to emphasise the importance of conditions 27, 28 and 29 as identified in the comment section of this report.

Councillor Curphey returned to the meeting.

DONATION OF LAND FOR THE WUNNAMURRA INDEPENDENT LIVING UNITS **04.15.03**

131/06/18 **Resolved** on the motion of Councillors Black and Curphey that:

1. Owner's consent be granted to allow Jerilderie Independent Living Pty Ltd to lodge a Development Application for the proposed independent living units on lots 74, 75, 76 and 77, DP 1225744, 12-18 Bunyola Boulevard, Jerilderie;
2. Lots 74, 75, 76 and 77, DP 1225744, 12-18 Bunyola Boulevard, Jerilderie be donated to Jerilderie Independent Living Pty Ltd for the purpose of constructing independent living units.

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

132/06/18 **Resolved** on the motion of Councillors Chirgwin and Brown that:

1. Council endorse the Planning Proposal and forward it to the Minister for Planning seeking an amendment to the *Murrumbidgee Local Environmental Plan 2013* so as to include the Toganmain Woolshed within Schedule 5 as a local heritage item;
2. The proposal be forwarded to the Minister for Planning requesting a Gateway Determination be issued in accordance with Section 3.34 of the *Environmental Planning and Assessment Act 1979*;
3. Upon receipt of a Gateway Determination, Council place the Planning Proposal on public exhibition pursuant to any requirements of the Gateway Determination and the *Environmental Planning & Assessment Act 1979*; and
4. Should no objections be received, furnish a copy of this report and any other relevant information to the NSW Department of Planning and Environment and/or NSW Parliamentary Counsels Office, in accordance with the *Environmental Planning & Assessment Act 1979*, and request the Minister for Planning (or a delegate on their behalf) undertake the appropriate actions to secure the making of the amendment to the *Murrumbidgee Local Environmental Plan 2013*.

