

AGENDA

1 APOLOGIES AND LEAVE OF ABSENCE

2 COMMUNITY CONSULTATION

3 MINUTES OF PREVIOUS MEETING SUBMITTED FOR APPROVAL

RECOMMENDATION

That the Minutes of the Ordinary Meeting held on Tuesday, 27 February 2018, copies of which were circulated, be taken as read and confirmed as a correct record of the proceedings of the Meeting.

4 DISCLOSURE OF INTEREST

Pecuniary Interest

Non Pecuniary Conflict of Interest

Political Donations

5 MAYORAL MINUTE

Nil

6 NOTICE OF MOTION

Nil

OPEN COUNCIL REPORTS

7 ENVIRONMENT AND PLANNING

7.1 PLANNING PROPOSAL TO LIST THE EXISTING BUILDING ON LOT 120 DP 1069031, 30-32 DARLING STREET, NORTH TAMWORTH AS AN ITEM OF LOCAL HERITAGE SIGNIFICANCE UNDER SCHEDULE 5 ENVIRONMENTAL HERITAGE OF THE TAMWORTH REGIONAL LOCAL ENVIRONMENTAL PLAN 2010 – FILE NO SF8553

DIRECTORATE: PLANNING AND COMPLIANCE

AUTHOR: Nathan Bartlett, Strategic Planner

1 ANNEXURES ATTACHED

RECOMMENDATION

That in relation to the report “Planning Proposal to List the Existing Building on Lot 120 DP 1069031, 30-32 Darling Street, North Tamworth as an Item of Local Heritage Significance under Schedule 5 Environmental Heritage of the Tamworth Regional Local Environmental Plan 2010”, Council:

- (i) forward the Planning Proposal, to the Department of Planning and Environment requesting a Gateway Determination in accordance with Sections 55 and 56 of the Environmental Planning and Assessment Act 1979; and*
- (ii) upon receipt of a Gateway Determination in relation to the Planning Proposal, publicly exhibit the proposal.*

SUMMARY

The purpose of this report is to seek a resolution of Council to amend Schedule 5 Environmental Heritage of the *Tamworth Regional Local Environmental Plan 2010* to include Lot 120 DP 1069031, 30-32 Darling Street, North Tamworth as an item of local heritage significance. This report addresses the first stage of the process to obtain a gateway for a Planning Proposal.

COMMENTARY

The Planning Proposal aims to include the building located on Lot 120 DP 1069031, 30-32 Darling Street, North Tamworth in Schedule 5 Environmental Heritage of the *Tamworth Regional Local Environmental Plan 2010 (TRLEP 2010)*, as shown on the **ATTACHED** map, refer **ANNEXURE 1**.

The building was originally a general store with attached residence and in 1918 a young family operated a small mixed business from the store and resided in the residence. The general store part of the building, located on the corner of Darling and Carthage Streets, has been more recently used as a hairdresser.

A preliminary investigation as to the heritage significance of the property confirms that it is worthy of inclusion as a heritage item in *TRLEP 2010*. The *Tamworth Heritage Inventory 2000* identifies the building as having architectural significance that is part of a group of late Victorian houses and shops associated with the railway.

Further, the building is identified on the East Tamworth map contained in the of the East Tamworth and West Tamworth character area chapter of the *Tamworth Development Control Plan 2010 (TRDCP 2010)*. The chapter recognises the unique character of these areas because they retain a significant number of heritage items.

To support the heritage value of the building on its own, and as part of a character area, it is recommended that Council prepare a Planning Proposal to include Lot 120 DP 1069031, 30-32 Darling Street, North Tamworth in Schedule 5 Environmental Heritage of the *TRLEP 2010*.

Should the Planning Proposal be supported by the *Department of Planning and Environment* and receive a favourable Gateway Determination, it will be exhibited in accordance with the Department's Gateway Determination requirements and with explanatory heritage information. This will involve appropriate notification of adjoining owners, relevant State agencies and the wider community

(a) Policy Implications

The Planning Proposal will result in an amendment to Schedule 5 Environmental Heritage of the *TRLEP 2010*.

(b) Financial Implications

Nil

(c) Legal Implications

Any potential amendment to the *TRLEP 2010* would change the legal planning controls for the affected land.

(d) Community Consultation

This proposal has been requested by the owner of the property. The proposed amendment to Schedule 5 Environmental Heritage to include Lot 120 DP 1069031, 30-32 Darling Street, North Tamworth has not yet been the subject of any formal community consultation. However, following a review of the Planning Proposal, the Gateway Panel will advise Council of the necessary community consultation requirements.

8 INFRASTRUCTURE AND SERVICES

8.1 MURRAY DARLING BASIN ROYAL COMMISSION - INVITATION FOR WRITTEN SUBMISSIONS – FILE No SF4632

DIRECTORATE: WATER AND WASTE

AUTHOR: Bruce Logan, Director Water and Waste

1 ANNEXURES ATTACHED

RECOMMENDATION

That in relation to the report “Murray Darling Basin Royal Commission – Invitation for Written Submissions”, Council determine not to provide a written submission.

SUMMARY

The South Australian Government has established a Royal Commission into the Murray Darling Basin. Brett Walker SC has been appointed Commissioner. The Commission is now calling for written submissions and has formally invited Tamworth Regional Council to make a submission

COMMENTARY

The Terms of Reference for the Commission are **ATTACHED**, refer **ANNEXURE 1**. Submissions are due by 30 April 2018, with the final report due to be submitted by 1 February 2019. Following the provision of written submissions, the Commission will hold hearings at which oral evidence will be given by witnesses.

As detailed in the terms of reference, South Australia is a basin state and as such has a significant interest in:

- compliance with and the effectiveness of the Basin Plan generally;
- the delivery of Water Resource Plans defined by the Act and Basin Plan in forms compliant with, and consistent with, the Basin Plan by 30 June 2019; and
- the protection and improvement of the environment of the Murray Darling Basin, which is itself dependent upon the implementation and effective operation of the Basin Plan.

The South Australian Government is concerned at a recent report alleging non compliance with the Basin Plan, the current state of the implementation of the Basin Plan and whether the Basin Plan will achieve its objects and purposes and those of the Act. It considers that an Independent Commission of Inquiry with coercive powers is required to inquire into these and related matters.