

Attachment F – Evaluation Criteria for the Delegation of Plan Making Functions

ADOPTED AT COUNCIL MEETING HELD ON TUESDAY 20 MARCH 2012

236. Draft Shoalhaven Local Environmental Plan 2009 - Council Land Reclassifications and Associated Public Hearings File 33363E (PDR)

Note: Cllr Young had previously stated her declaration of interest in the matter being that her family, friends and herself are property owners and as she does not have a Ministers Exemption and was absent from the meeting.

Note: Cllrs Green, Fergusson, Bennett, Guile, Brumerskyj, Miller, Watson and Proudfoot previously declared their pecuniary interests in the matter being that they and their families and friends own properties that may be affected. The Councillors remained in the room as they have a Ministers Exemption.

RESOLVED on a MOTION of Cllr Fergusson, seconded Cllr Findley, that in regard to Lot 21 DP 252581 - Shoalhaven Heads Road, Shoalhaven Heads Council adopt the land reclassification (from community to operational) of Lot 21, DP 252581, Shoalhaven Heads Road, Shoalhaven Heads, as exhibited in Draft Shoalhaven LEP 2009.

RESOLVED on a MOTION of Cllr Fergusson, seconded Cllr Findley, that in regard to Lot 12 DP 617101 - Bolong Road, Coolangatta Council adopt the land reclassification (from community to operational) of Lot 12, DP 617101, Bolong Road, Coolangatta, as exhibited in Draft Shoalhaven LEP 2009.

RESOLVED on a MOTION of Cllr Fergusson, seconded Cllr Findley, that in regard to Lot 3 DP597223 - Bolong Road, Coolangatta Council adopt the land reclassification (from community to operational) of Lot 3, DP 597223, Bolong Road, Coolangatta, as exhibited in Draft Shoalhaven LEP 2009.

RESOLVED on a MOTION of Cllr Fergusson, seconded Cllr Findley, that in regard to Lot 2081 DP 216860 - Lively Street, Vincentia:

- a) Council adopt the land reclassification (from community to operational) for part of the site only, being that part to the rear of 83-109 Frederick Street and 7 Sutton Street, with the remainder being retained as community land;
- b) Any licensing or lease agreement to formalise access include requirements that the primary property access remain from existing legal means, and that the access be for secondary purposes only; and
- c) Any costs associated with the maintenance and/or upgrade to the access be at the cost of those owners who benefit from the access.

RESOLVED on a MOTION of Clr Fergusson, seconded Clr Findley, that in regard to Lot 4 DP 550354 - Island Point Road, St Georges Basin, in the absence of a dedicated direction for the subject land or dedicated direction to proceed with a strategic project to bring the overall foreshore into public ownership, Council adopt the land reclassification (from community to operational) as exhibited in Draft Shoalhaven LEP 2009.

RESOLVED on a MOTION of Clr Fergusson, seconded Clr Findley, that in regard to Lot 35 DP 226342 - Edgewater Avenue, Sussex Inlet:

- a) Council adopt the land reclassification for part of the site (from community to operational) in accordance with Council's resolution of 28 November 2006; and
- b) Council develop a Management Plan for the site, including appropriate public consultation, that addresses the need for equitable access to the proposed facilities, consistent with the resolution of Council from 28 November 2006.

THE RECORD OF VOTING ON THESE MATTERS WAS AS FOLLOWS:

The following Councillors voted "Aye";

Clrs Fergusson, Bennett, Guile, Miller, Brumerskyj, Watson, Proudfoot, Findley, Green.

The following Councillors voted "No";

Clr Ward.