

cw-CS8 Feedback from Owners on the Proposed Heritage Listing of Properties in the Wingecarribee Heritage Survey Project

Reference: 5650/4
Responsible Officer: Manager Strategic and Assets

The purpose of this report is to present to Council the results on the consultations undertaken with owners of properties recommended to be heritage listed and to recommend that Council proceeds with a Strategy to heritage list properties whose owners have indicated support for the proposal, properties whose owners have not made contact with Council, and properties in the ownership and/or control of Council.

The Manager Strategic and Assets addressed Council on this matter

MN 329/12

MOTION moved by Cllr J R Clark and seconded by Cllr T D Gair:

1. **THAT Council endorses heritage listing of those twenty eight (28) properties owned by persons that have supported the proposed heritage listing and Council owned and/or controlled sites, as indicated in Attachment 3 to this report (circulated under separate confidential cover).**
2. **THAT in accordance with Section 55 of the Environmental Planning and Assessment Act 1979 and the Guide to Preparing Local Environmental Plans, Council prepare and lodge with the NSW Department of Planning and Infrastructure, a Planning Proposal to list those heritage properties indicated in Attachment 3 to this report (circulated under separate confidential cover).**
3. **THAT if the Planning Proposal is given a Gateway Determination to proceed, undertake consultation with the community and relevant government agencies in accordance with section 57 of the Environmental Planning and Assessment Act 1979 and the directions of the Gateway Determination.**
4. **THAT a comprehensive Heritage Assistance and Education Programme for the Wingecarribee Shire be prepared and submitted to Council for consideration.**
5. **THAT Council defer consideration of heritage listing for those properties whose owners have indicated that they do not support the proposal or who are undecided along with those properties owned by persons who have not made contact with Council officers, AND THAT a report be submitted for Council consideration on how to proceed with the listing of these properties (including a public forum) following preparation of the Heritage Assistance and Education Programme.**
6. **THAT those properties identified to NOT be listed in Attachment 3 to this report (circulated under separate confidential cover) be removed from the list of potential properties for the reason(s) indicated in Attachment 3 and the owners notified accordingly.**

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REPORT DEPUTY GENERAL MANAGER CORPORATE & STRATEGY

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7. **THAT** those properties that are already included in Schedule 5 of the Wingecarribee Local Environmental Plan 2010 be deleted from this project.
8. **THAT** those properties identified for further investigation in Attachment 3 to this report (circulated under separate confidential cover) as well as any other properties identified and assessed for potential heritage listing be the subject of a future report to Council for determination.
9. **THAT** all the affected property owners be advised of Council's decision.

PASSED

In accordance with the Local Government Act (section 375A – Recording of voting on planning matters) Council must record the Councillor's vote in relation to this matter.

Councillor	For	Against
Clr J G Arkwright	X	
Clr H R Campbell	X	
Clr J R Clark	X	
Clr T D Gair	X	
Clr G McLaughlin	X	
Clr G M Turland	X	
Clr I M Scandrett		X
Clr J Uliana	X	
Clr L A C Whipper	X	

AMENDMENT moved by Clr I M Scandrett and seconded by Clr G M Turland:

1. **THAT** Council endorses heritage listing of those properties (28) owned by persons that have supported the proposed heritage listing, Council owned and/or controlled sites, the project as indicated in Attachment 3 to this report (circulated under separate confidential cover).
2. **THAT** in accordance with Section 55 of the Environmental Planning and Assessment Act 1979 and the Guide to Preparing Local Environmental Plans, Council prepare and lodge with the NSW Department of Planning and Infrastructure, a Planning Proposal to list those heritage properties indicated in Attachment 3 to this report (circulated under separate confidential cover).
3. **THAT** if the Planning Proposal is given a Gateway Determination to proceed, undertake consultation with the community and relevant government agencies in accordance with section 57 of the Environmental Planning and Assessment Act 1979 and the directions of the Gateway Determination.
4. **THAT** a comprehensive Heritage Assistance and Education Programme for the Wingecarribee Shire be prepared and submitted to Council for consideration.
5. **THAT** Council defer consideration of heritage listing for those properties whose owners have indicated that they do not support the proposal or who are undecided

MINUTES OF THE ORDINARY MEETING OF COUNCIL

held in the Council Chamber, Civic Centre, Elizabeth Street, Moss Vale
on Wednesday 28 November 2012

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and that a report be submitted for Council consideration on how to proceed with the listing of these properties (including a possible public forum) following preparation of the Heritage Assistance and Education Programme.

6. *THAT those properties identified to NOT be listed in Attachment 3 to this report (circulated under separate confidential cover) be removed from the list of potential properties for the reason(s) indicated in Attachment 3 and the owners notified accordingly.*
7. *THAT those properties that are already included in Schedule 5 of the Wingecarribee Local Environmental Plan 2010 be deleted from this project.*
8. *THAT those properties identified for further investigation in Attachment 3 to this report (circulated under separate confidential cover) as well as any other properties identified and assessed for potential heritage listing be the subject of a future report to Council for determination.*
9. *THAT all the affected property owners be advised of Council's decision*

LOST

VOTING ON THE AMENDMENT

In accordance with the Local Government Act (section 375A – Recording of voting on planning matters) Council must record the Councillor's vote in relation to this matter.

Councillor	For	Against
Clr J G Arkwright		X
Clr H R Campbell		X
Clr J R Clark		X
Clr T D Gair		X
Clr G McLaughlin		X
Clr G M Turland		X
Clr I M Scandrett	X	
Clr J Uliana		X
Clr L A C Whipper		X