
ADOPTED AT COUNCIL MEETING HELD ON TUESDAY 17 DECEMBER 2013

1197 (Item 1, Page 1) Planning Proposal (Rezoning) - Lot 14 DP 773481 Moss Vale Road, Kangaroo Valley File 1089E (PDR)

Conflict of Interest – Cllr Watson – less than significant non pecuniary interest - the applicant made a donation to the Shoalhaven Independents Group approximately 7 years ago – remained in the room.

MOTION:

Moved: White / Second: Kearney

That Council support the progression of the Planning Proposal with the following changes or inclusions, and forward it to the Department of Planning and Infrastructure for a 'Gateway' Determination:

- a) Flood prone land remains in a non-urban zone such as RU1 or E3 with the lot size map to be used to allow for the creation of smaller lots which include flood prone land.
- b) Controls placed over the entire lot restricting the equivalent tenements (ETs) of any subdivision and future development to a maximum of 15 ETs.
- c) Restrictions placed on the proposed cluster lot to:
 - i) Ensure that the ETs from all dwellings constructed on the lot do not exceed the ETs allocated i.e. 4 ETs.
 - ii) Encourage the construction of disability friendly dwellings.
- d) A 20m riparian buffer area along Barrengarry Creek to possibly be transferred via a voluntary planning agreement to Council to ensure ongoing management and protection of the water and to provide potential for a future walking track (subject to landowner agreement).
- e) Include a mechanism to enable the eventual surrendering of the existing development consent for the tourist facility over the subject land at the time of any new development consent for the sub division.

CARRIED

FOR: Tribe, Robertson, Kearney, Anstiss, White, Wells, Baptist, Watson, Kitchener, McCrudden, Gash

AGAINST: Findley