

PLANNING AND ENVIRONMENT

PLANNING AND ENVIRONMENT NO. PE37/2015

SUBJECT: PLANNING PROPOSAL - FORMER CESSNOCK CITY BOWLING CLUB SITE

Mayor Pynsent declared a Non Pecuniary Interest – Less Than Significant Conflict for the reason that his sons previously worked for KFC on a casual basis. Mayor Pynsent chose to remain in the chamber and participate in discussion and voting as the conflict has not influenced him in carrying out his public duty because this does not affect his decision making capability.

Councillor Wrightson declared a Non Pecuniary Interest – Significant Conflict for the reason that her children are casual employees of KFC Kurri Kurri. Councillor Wrightson left the chamber and took no part in discussion or voting.

Councillor Suellen Wrightson left the meeting, the time being 7.11pm.

MOTION **Moved:** Councillor Smith **Seconded:** Councillor Stapleford
1263
RESOLVED

1. That Council forward a Planning Proposal to the Department of Planning and Environment under s.56 (1) of the *Environmental Planning and Assessment Act 1979* seeking a gateway determination to rezone Lot 3 Sec 50, DP 758002 (also known as the former Cessnock City Bowling Club site) from RE2 - Private Recreation to B2 - Local Centre.
2. Exhibit the Planning Proposal in accordance with the Gateway determination and Council's statutory obligations, should the Gateway determination be issued.

FOR

Councillor Gibson
Councillor Troy
Councillor Doherty
Councillor Stapleford
Councillor Hawkins
Councillor Smith
Councillor Parsons
Councillor Maybury
Councillor Pynsent

Total (9)

AGAINST

Councillor Ryan
Councillor Campbell

Total (2)

CARRIED

Councillor Suellen Wrightson returned to the meeting, the time being 7.33pm.

SUBJECT: PLANNING PROPOSAL - JAMES STREET

Councillor Campbell declared a Non Pecuniary Interest - Significant Conflict for the reason that a friend and work colleague of his was an objector of the proposal. Councillor Campbell left the chamber and took no part in discussion or voting.

Councillor Gibson declared a Non Pecuniary Interest - Significant Conflict for the reason that he is selling a house which could be affected by this matter. Councillor Gibson left the chamber and took no part in discussion or voting.

Councillors Morgan Campbell and Bryce Gibson left the meeting, the time being 7.34pm.

MOTION **Moved:** Councillor Stapleford **Seconded:** Councillor Hawkins

That Council write to the General Manager Hunter and Central Coast Region of Department of Planning and Environment clarifying the reasons for refusing to proceed with Planning Proposal - James Street, Cessnock, as set out in the report.

AMENDMENT **Moved:** Councillor Ryan **Seconded:** Councillor Wrightson

That Council write to the General Manager Hunter and Central Coast Region of Department of Planning and Environment clarifying the reasons for refusing to proceed with Planning Proposal - James Street, Cessnock, as set out in the report.

That the Council report was flawed in claiming that a valid Voluntary Planning Agreement applied to the James Street proposal and therefore there had been no full assessment of the impact of the proposal on the environment as required by the Environment Planning and Assessment Act 1979, so Council could not approve the James Street rezoning proposal.

FOR

Councillor Wrightson
Councillor Ryan

Total (2)

AGAINST

Councillor Troy
Councillor Doherty
Councillor Stapleford
Councillor Hawkins
Councillor Smith
Councillor Parsons
Councillor Maybury
Councillor Pynsent

Total (8)

The Amendment was **PUT** and **LOST**.

The Motion was then **PUT** and **CARRIED**.

MOTION **Moved:** Councillor Stapleford **Seconded:** Councillor Hawkins
1264
RESOLVED

That Council write to the General Manager Hunter and Central Coast Region of Department of Planning and Environment clarifying the reasons for refusing to proceed with Planning Proposal - James Street, Cessnock, as set out in the report.

FOR	AGAINST
Councillor Wrightson	Councillor Troy
Councillor Ryan	Councillor Doherty
Councillor Stapleford	Councillor Maybury
Councillor Hawkins	
Councillor Smith	
Councillor Parsons	
Councillor Pynsent	
Total (7)	Total (3)

CARRIED

Councillors Bryce Gibson and Morgan Campbell returned to the meeting, the time being 7.40 pm.