

**MINUTES OF THE EXTRAORDINARY MEETING OF
THE COUNCIL OF THE MUNICIPALITY OF KIAMA
HELD IN THE COUNCIL CHAMBERS, KIAMA
ON TUESDAY 13 APRIL 2021 AT 5PM**

PRESENT: Mayor – Councillor M Honey,
Deputy Mayor – Councillor A Sloan,
Councillors M Brown, N Reilly, K Rice, W Steel, D Watson,
M Way and M Westhoff

IN ATTENDANCE: General Manager, Director Environmental Services,
Director Corporate and Commercial Services, Director
Engineering and Works and Director Blue Haven

1 APOLOGIES

Nil

2 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Mayor declared the meeting open and acknowledged the traditional owners:

"I would like to acknowledge the traditional owners of the Land on which we meet, the Wadi Wadi people of the Dharawal nation, and pay my respect to Elders past and present."

DECLARATIONS OF INTEREST

Disclosure of Interest - Councillor Watson

Councillor Watson declared a less than significant non-pecuniary interest in relation to Item 3.2 10.2019.221.1 - Lot 47 DP 245502 - 41 Hillview Circuit, Kiama - Staged 2 Lot Torrens Title Subdivision and Construction of Dwelling House as he is a near neighbour. Councillor Watson proposed to disclose and vote.

TABLING OF PETITIONS AND OTHER DOCUMENTS

Councillor Reilly tabled a petition containing 400 signatures in relation to the proposed amendment to reclassify (Lot 69A DP 30126, 85 Attunga Avenue, Kiama Heights) from community land to operational land.

PUBLIC ACCESS SUMMARY

Name	Item No.	Subject
Alan Woodward	3.1	Planning Proposal to reclassify 85 Attunga Avenue, Kiama Heights
Alan Boyd	3.2	10.2019.221.1 - Lot 47 DP 245502 - 41 Hillview Circuit, Kiama - Staged 2 Lot Torrens Title Subdivision and Construction of Dwelling House
Matt Philpott	3.2	10.2019.221.1 - Lot 47 DP 245502 - 41 Hillview Circuit, Kiama - Staged 2 Lot Torrens Title Subdivision and Construction of Dwelling House
Mark Greaves	5.1	Akuna Street property

COMMITTEE OF THE WHOLE**21/0630C**

Resolved that at this time, 5.08pm, Council form itself into a Committee of the Whole to deal with matters listed in the reports as set out below:

Report of the Director Environmental Services

(Councillors Way and Westhoff)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

3 REPORT OF THE DIRECTOR ENVIRONMENTAL SERVICES**3.1 Planning Proposal to reclassify 85 Attunga Avenue, Kiama Heights**

It was **moved** by Councillor Brown and seconded by Councillor Steel that Council defer a decision on the reclassification of 85 Attunga Avenue, Kiama Heights pending a report back to Council on the outcomes of a meeting with the land owners at the rear of 85 Attunga Avenue, to discuss options for access from 85 Attunga Avenue to Easts Beach as per the recommendation from the 17 November 2020 Council meeting.

The motion on being **put** was **lost**.

For: Councillors Brown, Steel and Watson

Against: Councillors Honey, Reilly, Rice, Sloan, Way and Westhoff

21/064OC

Committee recommendation that Council not endorse this Planning Proposal to reclassify Lot 69A DP 30126 – 85 Attunga Avenue, Kiama Heights from Community to Operational land, retaining the existing R2 Low Density Residential zoning and consent to its use as a Recreation areas as permitted in that zoning by The Kiama LEP 2011. Further that negotiations take place with the Kiama Heights Residents Group with regards to maintenance of the land including shade trees and location of a bench seat on that land.

(Councillors Reilly and Rice)

For: Councillors Brown, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Councillor Honey

21/065OC

Committee recommendation that Council proceeds with its prior resolution for a small delegation to meet with the owners of the adjacent property to discuss the potential for access arrangements in the future.

(Councillors Rice and Brown)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

3.2 10.2019.221.1 - Lot 47 DP 245502 - 41 Hillview Circuit, Kiama - Staged 2 Lot Torrens Title Subdivision and Construction of Dwelling House**Disclosure of Interest - Councillor Watson**

Councillor Watson declared a less than significant non-pecuniary interest in this matter as he is a near neighbour. Councillor Watson took part in discussion and voted on this matter.

21/066OC

Committee recommendation that Council approve Development Application No 10.2019.221.1 under Section 4.16 of the Environmental Planning and Assessment Act 1979, subject to conditions at the end of this report.

(Councillors Reilly and Brown)