

Draft Minutes

Draft minutes of the Ordinary Council Meeting held on Tuesday 16 July
2024



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KEMPSEY
Shire Council

FOR: Cr Bain, Cr Butterfield, Cr Fergusson, Cr Hauville, Cr Patterson, Cr Riddington, Cr Ring, Cr Saul and Cr Wyatt
AGAINST: Nil

9 REPORTS OF COMMITTEES

Nil

10 REPORTS TO COUNCIL

10.1 Planning Proposal - 154 Arakoon Road, South West Rocks - PP-2024-829

Officer Peter Orr, Strategic and Environmental Planning Manager

File Number PP2400008

MOVED (Cr Riddington/Cr Saul):

That Council:

1. submits the planning proposal which seeks to amend the Land Zoning Map, Lot Size Map and Height of Buildings Map at Lot 9 DP1219664, 157 Arakoon Road, South West Rocks, to the Minister for Planning and Public Spaces for gateway consideration pursuant to section 3.34 of the *Environmental Planning and Assessment Act 1979*;
2. requests that the Secretary of the Department of Planning, Housing and Infrastructure issue Council with written authorisation to exercise plan making delegations in relation to this proposal; and
3. undertakes, subject to the gateway determination, community consultation for the planning proposal as required.

Cr Ring left the Chamber at 9:38 am.

2024.141 RESOLVED (Cr Riddington/Cr Bain):

That Council move into Committee of the Whole.

CARRIED UNANIMOUSLY (8 / 0)

FOR: Cr Bain, Cr Butterfield, Cr Fergusson, Cr Hauville, Cr Patterson, Cr Riddington, Cr Saul and Cr Wyatt

AGAINST: Nil

Cr Ring returned to the Chamber at 9:39 am.

At 10:07 am the Mayor adjourned the meeting for a period of 5 minutes under clause 14.13 of the Kempsey Shire Council Code of Meeting Practice.

At this stage 10:12 am the meeting adjourned for morning tea.

Upon resumption of the meeting at 10:39 am all present at the adjournment were in attendance.

Cr Ring left the Chamber at 11:22 am.

Cr Ring returned to the Chamber at 11:23 am.

2024.142 RESOLVED (Cr Bain/Cr Fergusson):

That the ordinary Council meeting be resumed.

CARRIED UNANIMOUSLY (9 / 0)

FOR: Cr Bain, Cr Butterfield, Cr Fergusson, Cr Hauville, Cr Patterson, Cr Riddington, Cr Ring, Cr Saul and Cr Wyatt

AGAINST: Nil

AMENDMENT (Cr Wyatt):

That Council:

1. submits the planning proposal which seeks to amend the Land Zoning Map, Lot Size Map and Height of Buildings Map at Lot 9 DP1219664, 157 Arakoon Road, South West Rocks, to the Minister for Planning and Public Spaces for gateway consideration pursuant to section 3.34 of the *Environmental Planning and Assessment Act 1979*;
2. requests that the Secretary of the Department of Planning, Housing and Infrastructure issue Council with written authorisation to exercise plan making delegations in relation to this proposal;
3. undertakes, subject to the gateway determination, community consultation for the planning proposal as required; and
4. requests Council staff work with the consultant to improve the Aboriginal heritage report to meet contemporary standards, community and First Nations peoples expectations.

The amendment was accepted by the mover and became the motion.

Cr Saul foreshadowed a motion.

2024.143 RESOLVED (Cr Riddington/Cr Saul):

That Council:

1. submits the planning proposal which seeks to amend the Land Zoning Map, Lot Size Map and Height of Buildings Map at Lot 9 DP1219664, 157 Arakoon Road, South West Rocks, to the Minister for Planning and Public Spaces for gateway consideration pursuant to section 3.34 of the *Environmental Planning and Assessment Act 1979*;
2. requests that the Secretary of the Department of Planning, Housing and Infrastructure issue Council with written authorisation to exercise plan making delegations in relation to this proposal;

3. undertakes, subject to the gateway determination, community consultation for the planning proposal as required; and
4. requests Council staff work with the consultant to improve the Aboriginal heritage report to meet contemporary standards, community and First Nations peoples expectations.

CARRIED (6 / 3)

FOR: Cr Bain, Cr Butterfield, Cr Fergusson, Cr Hauville, Cr Riddington and Cr Ring

AGAINST: Cr Patterson, Cr Saul and Cr Wyatt

10.2 Exhibition - Lower Macleay Flood Risk Management Study and Plan

Officer Grant Dennis, Design and Investigation Manager

File Number F20/2679

2024.144 RESOLVED (Cr Wyatt/Cr Hauville):

That Council:

1. endorses the exhibition of the Draft Lower Macleay Flood Risk Management Plan for public consultation;
2. supports the recommendation from the Flood Risk Reference Group for the formation of an ongoing Flood Risk Management Committee consisting of community representatives that meets at least once a year; and
3. thanks all members of the Flood Risk Reference Group for their contribution to this process.

CARRIED UNANIMOUSLY (9 / 0)

FOR: Cr Bain, Cr Butterfield, Cr Fergusson, Cr Hauville, Cr Patterson, Cr Riddington, Cr Ring, Cr Saul and Cr Wyatt

AGAINST: Nil

10.3 Electric Vehicle Charging Fees and Charges

Officer Jessica Marsh, Sustainability Project Officer

File Number F21/2867

2024.145 RESOLVED (Cr Bain/Cr Riddington):

That Council places the proposed electric vehicle charging fees as noted within this report on public exhibition for 28 days to allow for submissions, prior to being reported to a future meeting of Council for adoption.

CARRIED UNANIMOUSLY (9 / 0)

FOR: Cr Bain, Cr Butterfield, Cr Fergusson, Cr Hauville, Cr Patterson, Cr Riddington, Cr Ring, Cr Saul and Cr Wyatt

AGAINST: Nil