

**MINUTES OF THE EXTRAORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
40 CHERRY STREET BALLINA,
ON 10/08/16 AT 4.00 PM**

Attendance

Crs David Wright (Mayor - in the chair), Jeff Johnson (arrived at 4.02 pm), Sharon Cadwallader, Keith Williams, Keith Johnson, Ken Johnston, Paul Worth, Robyn Hordern and Ben Smith.

Paul Hickey (General Manager), John Truman (Civil Services Group Manager), Rod Willis (Development and Environmental Health Group Manager), Steve Barnier (Strategic and Community Facilities Group Manager) and Sandra Bailey (Secretary) were in attendance.

There were 70 people in the gallery at this time.

1. Acknowledgement of Country

In opening the meeting the Mayor provided an Acknowledgement of Country by reading the following statement on behalf of Council:

I would like to respectfully acknowledge past and present Bundjalung peoples who are the traditional custodians of the land on which this meeting takes place.

2. Apologies

An apology was received from Cr Susan Meehan.

100816/1 RESOLVED

(Cr Ben Smith/Cr Robyn Hordern)

That such apology be accepted.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Jeff Johnson, Cr Susan Meehan

3. Declarations of Interest and Reportable Political Donations

Nil

There were no reportable political donations.

Cr Jeff Johnson arrived at the meeting at 04:02 pm.

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4. Deputations

- **Martin Hayden** – spoke in opposition to Item 5.1 – DA 1995/127 Section 96 – Boral Asphalt Plant – 540 Gap Road, Alstonville.
- **Andrew Ince, General Manager, NSW Asphalt, Boral** – spoke in favour of Item 5.1 – DA 1995/127 Section 96 – Boral Asphalt Plant – 540 Gap Road, Alstonville.
- **Tyrone McGillick** - spoke in opposition to Item 5.1 – DA 1995/127 Section 96 – Boral Asphalt Plant – 540 Gap Road, Alstonville.
- **Rod Wallace – Planning and Development Manager (NSW/ACT), Boral** – spoke in favour of Item 5.1 – DA 1995/127 Section 96 – Boral Asphalt Plant – 540 Gap Road, Alstonville.

5. Development and Environmental Health Group Reports

5.1 DA 1995/127 Section 96 - Boral Asphalt Plant - 540 Gap Road, Alstonville

A **Motion** was moved by Cr Keith Johnson and seconded by Cr Ben Smith

1. That the modification application to DA 1995/127 for the Boral Asphalt Plant be **APPROVED** via the amendment of Condition Nos. 1 and 2h as requested and agreed additional conditions outlined in this report.
2. That the applicant be requested by Council to have a public open day of the plant within 14 days, to allow residents to see for themselves how the plant operates and thus not be reliant on the propaganda being circulated by the Alstonville Asphalt Watch.

An **Amendment** was moved by Cr Sharon Cadwallader and seconded by Cr Keith Williams

That the application be deferred until Council receives advice on the air quality issues and that Council receives sufficient information on compliance with the NSW Road Noise Policy.

The **Amendment** was **LOST**.

FOR VOTE - Cr Jeff Johnson, Cr Sharon Cadwallader and Cr Keith Williams
AGAINST VOTE - Cr David Wright, Cr Keith Johnson, Cr Ken Johnston, Cr Paul Worth, Cr Ben Smith and Cr Robyn Hordern
ABSENT. DID NOT VOTE - Cr Susan Meehan

The **Motion** was **CARRIED**.

FOR VOTE - Cr David Wright, Cr Sharon Cadwallader, Cr Keith Johnson, Cr Ken Johnston, Cr Paul Worth, Cr Ben Smith and Cr Robyn Hordern
AGAINST VOTE - Cr Jeff Johnson and Cr Keith Williams
ABSENT. DID NOT VOTE - Cr Susan Meehan

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100816/2 RESOLVED

(Cr Keith Johnson/Cr Ben Smith)

1. That the modification application to DA 1995/127 for the Boral Asphalt Plant be **APPROVED** via the amendment of Condition Nos. 1 and 2h as requested and agreed additional conditions outlined in this report.

2. That the applicant be requested by Council to have a public open day of the plant within 14 days, to allow residents to see for themselves how the plant operates and thus not be reliant on the propaganda being circulated by the Alstonville Asphalt Watch.

FOR VOTE - Cr David Wright, Cr Sharon Cadwallader, Cr Keith Johnson, Cr Ken Johnston, Cr Paul Worth, Cr Ben Smith and Cr Robyn Hordern

AGAINST VOTE - Cr Jeff Johnson and Cr Keith Williams

ABSENT. DID NOT VOTE - Cr Susan Meehan

MEETING CLOSURE

5.44 pm

The Minutes of the Ordinary Meeting held on 10/08/16 were submitted for confirmation by council on 25 August 2016 and amendments (if any) are contained in the confirming resolution. Such Minutes were signed by the Mayor at the meeting on 25 August 2016.