

**MINUTES OF THE ORDINARY MEETING OF BALLINA SHIRE COUNCIL
HELD IN THE COUNCIL CHAMBERS, BALLINA, ON
23/02/12 AT 9.00 AM**

Attendance

Cr P W Silver (Mayor - in the chair), S L Cadwallader, B C Smith, K H Johnson, P J Moore, R A Hordern, D E Wright, J L Johnson, A J Brown and S M Meehan.

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

There were 59 people in the gallery at this time.

1. Australian National Anthem

The National Anthem was performed by Ballina Public School.

2. 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.

3. Apologies

Nil

4. Confirmation of Minutes

230212/ 1 RESOLVED

(Cr Sharon Cadwallader /Cr Ben Smith)

That Council confirms the Minutes of the Ordinary Meeting of Ballina Shire Council held on Wednesday 25 January 2012.

FOR VOTE - All Councillors voted unanimously.

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5. Declarations of Interest and Reportable Political Donations

- **Cr Cadwallader** – declared an interest in Item 8.2 – DA 2011/519 – ‘Ramada’, Martin Street, Ballina. (Nature of Interest: pecuniary – she is an accommodation provider in Ballina). She will be departing the meeting while the matter is discussed.
- **Cr Cadwallader** – declared an interest in Item 11.1 – Ballina Shire Cemeteries – Overtime Charges. (Nature of Interest: non significant, non pecuniary – she is a Civil Celebrant). She will be remaining in the meeting while the matter is discussed and voting on the matter.
- **Cr Hordern** – declared an interest in Item 8.2 – DA 2011/519 – ‘Ramada’, Martin Street, Ballina. (Nature of Interest: non pecuniary – she is an accommodation provider in Ballina). She will be remaining in the meeting while the matter is discussed and voting on the matter.
- **Cr Meehan** declared an interest in Item 8.2 – DA 2011/519 – ‘Ramada’, Martin Street, Ballina. (Nature of Interest: non significant, non pecuniary – she owns a holiday unit in Ballina). She will be remaining in the meeting while the matter is discussed and voting on the matter.
- **Cr Silver** – declared an interest in Item 8.2 – DA 2011/519 – ‘Ramada’, Martin Street, Ballina. (Nature of Interest: significant non pecuniary – he owns property in the area and acting under legal advice he be departing the meeting while the matter is discussed.

There were no reportable political donations.

6. Deputations

- **Martin Field** - spoke in favour of Item 13.2 - Rescission Motion - Richmond tweed Regional Library - Structure.

230212/ 2 RESOLVED

(Cr Sharon Cadwallader /Cr Susan Meehan)

That an extension of time be given to Mr Field’s deputation.

FOR VOTE - All Councillors voted unanimously.

- **Dr Effie Ablett** - spoke in favour of Item 13.1 - Rescission Motion - Fig Tree Management.
- **Denis Magnay/Kerry Moran** - spoke in favour of Item 13.3 - Rescission Motion - Recreational Pathway.
- **Ralph Moss** - spoke in opposition to Item 8.4 - DA 2010/962 - Section 96 Amendment to Roads Levy.

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- **Ann Mearns** - spoke in favour of Item 13.5 - Notice of Motion - Planning Proposals - Cumbalum Precincts A & B.
- **Louise Owen, Lennox Head Residents Association**, spoke in opposition to Item 14.1 - Commercial Services Committee Minutes - 20 February 2012 and in particular to Item 4.2 of those Minutes - Land Sale - Lennox Head.
- **Chris Pratt, Planning Resolutions** – spoke against Item 13.5 - Notice of Motion - Planning Proposals - Cumbalum Precincts A & B.
- **Steve Connelly** - spoke in relation to Item 9.1 - Bulky Goods Retailing Investigation.

Cr Silver declared a non pecuniary interest in Item 8.2 and left the meeting at 9.56 am. Cr Wright, Deputy Mayor, assumed the Chair.

Cr Cadwallader declared a pecuniary interest in Item 8.2 and left the meeting at 09:57 am.

- **Louise Cordina** - spoke against the recommendation contained in Item 8.2 - DA 2011/519 - "Ramada", Martin Street, Ballina.

230212/ 3 RESOLVED

(Cr Susan Meehan/Cr Jeff Johnson)

That an extension of time be given to Ms Cordina's deputation.

FOR VOTE - All Councillors voted unanimously.
ABSENT. DID NOT VOTE - Cr Silver, Cr Cadwallader

- **Steve Connelly** - spoke in favour of Item 8.2 - DA 2011/519 - "Ramada", Martin Street, Ballina.

7. Mayoral Minutes

Nil items

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8. Regulatory Services Group Reports

8.2 DA 2011/519 - 'Ramada', Martin Street, Ballina

File Reference	2011/519
Applicant	SJ Connelly CPP Pty Ltd
Property	Lots 52 & 53 SP 79299 52 & 53/2 Martin Street Ballina
Proposal	To Undertake a Change of Use of Lots 52 & 53 SP 79299 from Short Term Accommodation to Long Term Accommodation
Effect of Planning Instrument	The land is zoned No 3 Business under the provisions of the Ballina LEP

A **Motion** was moved by Cr Alan Brown and seconded by Cr Keith Johnson.

That development application 2011/519 for the change of use from short term accommodation to permanent accommodation of Lots 52 and 53 in Strata Plan 79299 being units 601/602 & 603/604 of the Ramada Hotel be **APPROVED** subject to the attached conditions of consent.

- 1) Development being carried out generally in accordance with the plans and associated documentation lodged by, or on behalf of, the applicant, except as modified by any condition of consent.
- 2) The applicants/landowners are to be responsible for the all the cost associated with any change required to the liquor licensing of the building.
- 3) The allotments are not to be used in accordance with the terms of this notification until Council has been advised that the changes required to be made to the Strata Plan By-Laws have been registered at the relevant Government agency. Such changes are to be submitted to and approved by Council prior to lodgement.
- 4) The allotments are not to be used in accordance with the terms of this notification until Council has been advised that the changes required to be made to the instrument setting out the terms of easements and restrictions pursuant to Section 88B of the Conveyancing Act, 1919 and Section (3) of the Strata Schemes (Freehold Development) Act 1973, have been registered at the relevant Government agency. Such changes are to be submitted to and approved by Council prior to lodgement.

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- 5) Details are to be provided to and approved by Council for the provision of a dedicated 8m³ of personal storage within each unit in compliance with the guidelines, prior to the Construction Certificate being issued.
- 6) The payment to Council of a monetary contribution towards the provision of one car parking space, which is required as a result of this development application. The contribution amount is to be paid prior to the issue of the Construction Certificate, and is to be paid at the rate applicable at the time of payment.
- 7) The Occupation Certificate is not to be issued until the roof windows to the living areas of the two apartments, have been installed to the satisfaction of the Owners Corporation and Council. The roof windows are to be of a size (minimum areas 0.6m) to provide adequate solar access to the living areas of the two strata lots.
- 8) A Building Management Plan encompassing but not restricted to the following, is to be prepared to provide for the requirements of permanent residents. The Building Management Plan is to be submitted to and approved by Council, prior to the issue of the Occupation Certificate.
 - A dispute resolution mechanism;
 - The collection and delivery of mail and parcels;
 - The disposal of waste;
 - A mechanism for allowing visitors to the subject allotments into the building;
 - A mechanism whereby tradesmen can be permitted into the building to attend the subject allotments
- 9) An Occupation Certificate for the Lots' permanent residential use is not to be issued until Council has been advised that the required changes to the liquor licensing of the building have been completed.
- 10) Car parking in the building is to be operated on a universal access pooled basis other than for those spaces that involve stack parking and a car parking plan showing the use of all car parking spaces in the building is to be prepared and submitted to and approved by Council prior to any Occupation Certificate for the subject lots being issued.
- 11) All conditions of this consent are to be completed to the satisfaction of Council prior to any Occupation Certificate for the permanent residential occupation of each lot being issued.

The **Motion** was **LOST**.

FOR VOTE - Cr K Johnson, Cr Moore, Cr Brown

AGAINST VOTE - Cr Smith, Cr Hordern, Cr Wright, Cr J Johnson, Cr Meehan

ABSENT. DID NOT VOTE - Cr Silver, Cr Cadwallader

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230212/ 4 RESOLVED

(Cr Robyn Hordern/Cr Jeff Johnson)

That development application 2011/519 for the change of use from short term accommodation to permanent accommodation of Lots 52 and 53 in Strata Plan 79299 being units 601/602 & 603/604 of the Ramada Hotel be **REFUSED** for the following reasons:

1. Non compliance with objective 67(a) of the North Coast Regional Environmental Plan “to encourage tourism activity that will complement the existing natural and man made features of the region and be of positive benefit to the region’s economy”.
2. Non compliance with objective (i) of the Ballina Local Environmental Plan 1987 “to encourage further development of tourist and recreational activities within the Shire of Ballina, while minimising its adverse impact on the natural attractions and amenity enjoyed by long term residents”.
3. Non compliance with the car parking requirements of Ballina Shire Combined Development Control Plan Chapter 1, Policy Statement No 2 – Car Parking and Access.
4. Non compliance with the requirements Ballina Shire Combined Development Control Plan Chapter 2 – Ballina Town Centre clause 4.18.1 Solar access and overshadowing mandatory requirement “provide some north facing habitable rooms and open space in each residential apartment in order to maximise access to sunlight.
5. Non compliance with the requirements Ballina Shire Combined Development Control Plan Chapter 2 – Ballina Town Centre clause 4.18.6 Private open space mandatory requirement “provide private open space to all dwellings in the form of a balcony, courtyard, terrace and/or roof garden, at least one of which is not located on the southern side of the building.
6. The proposal is not in the public interest.

FOR VOTE - Cr Smith, Cr Hordern, Cr Wright, Cr J Johnson, Cr Meehan

AGAINST VOTE - Cr K Johnson, Cr Moore, Cr Brown

ABSENT. DID NOT VOTE - Cr Silver, Cr Cadwallader

Adjournment

The Deputy Mayor declared the meeting adjourned at 10.45 am.

The meeting resumed at 11.04 am

Cr Silver returned to the meeting at this stage and resumed the Chair.

Cr Cadwallader returned to the meeting at this stage.

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13.1 Rescission Motion - Fig Tree Management

230212/ 5 RESOLVED

(Cr Susan Meehan/Cr Jeff Johnson)

That Part 6 of Resolution 250112/27, as follows, be rescinded:

Fig Tree - Management

6. *That Council approves the removal and replacement of the single fig tree in Bentinck Street with a replacement tree.*

FOR VOTE - All Councillors voted unanimously.

230212/ 6 RESOLVED

(Cr Susan Meehan/Cr Jeff Johnson)

That Council defer the removal of the Bentinck Street fig tree and establish a maintenance program, for a minimum period of at least 12 months, to minimise any damage to the public and private infrastructure and to protect and enhance the health of this tree.

FOR VOTE - All Councillors voted unanimously.

13.2 Rescission Motion - Richmond Tweed Regional Library - Structure

230212/ 7 RESOLVED

(Cr Jeff Johnson/Cr Sharon Cadwallader)

That Resolution 250112/23, as follows, be rescinded:

Richmond Tweed Regional Library - Structure

1. *That Council, based on the contents of this report, confirms that its preferred structure for the current operation of the Richmond Tweed Regional Library is through the Administrative Council model.*
2. *That the current structure continue to be monitored during which time the General Manager shall arrange for comprehensive data collection to be undertaken. This data shall be used to provide direct comparisons with RTRL performance prior to the Administrative Council model being used.*
3. *If the Administrative Council Model is not supported by a sufficient number of member councils to ensure the sustainability of the Richmond Tweed Regional Library service then Council's preferred position is to work towards a Shared Services model with the level of in-house and shared services to be determined through further negotiations with the existing members.*

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FOR VOTE - Cr Cadwallader, Cr Smith, Cr Moore, Cr Wright, Cr J Johnson, Cr Brown

AGAINST VOTE - Cr Silver, Cr K Johnson, Cr Hordern, Cr Meehan

230212/ 8 RESOLVED

(Cr Sharon Cadwallader /Cr Jeff Johnson)

Ballina Shire Council reserves its position on the future of the library until further advice is received from the State Library in relation to the recent changes to Section 12A of the Library Act and Byron Shire Council has reported back on other options that include a return to an independent library system as was discussed at the Feb 7th meeting of the RTRL committee.

FOR VOTE - Cr Silver, Cr Cadwallader, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr J Johnson, Cr Brown

AGAINST VOTE - Cr K Johnson, Cr Meehan

13.3 Rescission Motion - Recreational Pathway

230212/ 9 RESOLVED

(Cr Alan Brown/Cr David Wright)

That Resolution 250112/6, be amended as follows:

That Council endorses, for the segment of the Coastal Recreational Path from Sharpes Beach underpass to Boulder Beach, the use of consolidated gravel or similar treatment, at natural grade, as required, as per Revision D, as attached to this report.

FOR VOTE - Cr Silver, Cr Cadwallader, Cr K Johnson, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr Brown, Cr Meehan

AGAINST VOTE - Cr J Johnson

13.5 Notice of Motion - Planning Proposals - Cumbalum Precincts A & B

A **Motion** was moved by Cr Jeff Johnson and seconded by Cr Susan Meehan.

Ballina Shire Council organise an information session to provide the Ballina community the opportunity to hear a presentation about the Cumbalum Precinct A and B Planning Proposals at the Lennox Head Cultural & Community Centre.

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An **Amendment** was moved by Cr Peter Moore and seconded by Cr Keith Johnson

That Council invite the community to attend an information session at the Lennox Head Cultural & Community Centre.

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

FOR VOTE - Cr Silver, Cr K Johnson, Cr Moore

AGAINST VOTE - Cr Cadwallader, Cr Smith, Cr Hordern, Cr Wright, Cr J Johnson, Cr Brown, Cr Meehan

The **Motion** was **CARRIED**, therefore it was

230212/ 10 RESOLVED

(Cr Jeff Johnson/Cr Susan Meehan)

Ballina Shire Council organise an information session to provide the Ballina community the opportunity to hear a presentation about the Cumbalum Precinct A and B Planning Proposals at the Lennox Head Cultural & Community Centre.

FOR VOTE - Cr Silver, Cr Cadwallader, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr J Johnson, Cr Brown, Cr Meehan

AGAINST VOTE - Cr K Johnson

230212/ 11 RESOLVED

(Cr Jeff Johnson/Cr Susan Meehan)

That this information session be held at the Lennox Head Community Centre on Saturday 10 March 2012 at 10am subject to the availability of staff and the venue. That the exhibition period for these proposals be extended until the end of March.

FOR VOTE - Cr Silver, Cr K Johnson, Cr Hordern, Cr Wright, Cr J Johnson, Cr Meehan

AGAINST VOTE - Cr Cadwallader, Cr Smith, Cr Moore, Cr Brown

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14. Advisory Committee Minutes

14.1 Commercial Services Committee Minutes - 20 February 2012

A **Motion** was moved by Cr Jeff Johnson and seconded by Cr Susan Meehan.

That Council confirms the minutes of the Commercial Services Committee meeting held Monday 20 February 2012 and that the recommendations contained within the minutes be adopted, subject to Item 4.2 - Land Sale - Lennox Head being amended to not proceed with the sale.

The **Motion** was **LOST**.

FOR VOTE - Cr Cadwallader, Cr Moore, Cr J Johnson, Cr Meehan
AGAINST VOTE - Cr Silver, Cr K Johnson, Cr Smith, Cr Hordern, Cr Wright, Cr Brown

A **Motion** was moved by Cr Sharon Cadwallader and seconded by Cr Peter Moore.

That Council confirms the minutes of the Commercial Services Committee meeting held Monday 20 February 2012 and that the recommendations contained within the minutes be adopted, with the sale proceeds for the Lennox Head Land Sale (Item 4.2) being allocated to the Lennox Head Surf Club redevelopment.

The **Motion** was **LOST**.

FOR VOTE - Cr Silver, Cr Cadwallader, Cr Moore
AGAINST VOTE - Cr K Johnson, Cr Smith, Cr Hordern, Cr Wright, Cr J Johnson, Cr Brown, Cr Meehan

230212/ 12 RESOLVED

(Cr Robyn Hordern/Cr Keith Johnson)

That Council confirms the minutes of the Commercial Services Committee meeting held Monday 20 February 2012 and that the recommendations contained within the minutes be adopted

FOR VOTE - Cr Silver, Cr Cadwallader, Cr K Johnson, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr Brown
AGAINST VOTE - Cr J Johnson, Cr Meehan

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12. Public Question Time

12.1 David Fuller - Road Closure

David Fuller – is it prudent to close the old sandmining reserve at Skennars Head as you never know when you might need it to build the recreational pathway?

The General Manager advised that based on the planning advice received there appeared to be no benefit in keeping the old sandmining reserve open and therefore it was in the public interest to have it closed to then allow the Stewart land lease and DA to proceed.

12.2 Rikki Grinberg - Draft LEP

Rikki Grinberg – will the draft LEP be recalled?

Paul Hickey advised that that was a matter for the Council to resolve that way.

12.3 Bill Allen - Draft LEP

Bill Allen, South Ballina – with the E2 and E3 zonings being introduced, devaluation of land values will occur. If landowners are going to lose 50% of value, will Councillors and staff be prepared to put 50% of their superannuation into compensation to these landowners.

Paul Hickey advised that he was not in a position to answer whether the 50% was factual.

12.4 Bernard Grinberg - Draft LEP

Bernard Grinberg – referred Council to a DOP Practice Note and asked if Councillors were aware of this Practice Note and whether it was taken into consideration.

Paul Hickey advised that on 27 and 29 September 2011 Councillor workshops were held and the Practice Note was distributed at those workshops.

The Mayor sought concurrence of the meeting for a film crew and reporter to film and take photos.

It was the general consensus of the meeting that no film/photos be taken in accordance with Council's Code of Meeting Practice.

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12.5 Robyn Shrieder - Draft LEP

Robyn Shrieder – do the Councillors intend to notify each and every landowner affected by the rezoning of their land.

Paul Hickey advised that it was impracticable to write to every landowner in the Shire and Council had undertaken an extensive consultation process over a number of years. If any landowner has concerns they should contact Council's Strategic & Community Services Group.

12.6 Alan Ellis - Draft LEP

Alan Ellis – boatbuilder from Smith Drive. The new zoning for Smith Drive has no reference to marine industry.

Steve Barrier advised that both the existing and the new LEP had no reference to marine industry as this related to a Council DCP. Council is currently reviewing that DCP and submissions from landowners in respect to Smith Drive will be considered as part of that review.

12.7 Ralph Moss - Tidal Floodgates

Ralph Moss – referred to local flooding in the town recently and water across the road at 156 – 158 Tamar Street. Enquired what program is in place and what progress has been made with the tidal floodgates.

John Truman advised that Council doesn't have a formal program of installing floodgates, but shares his concerns. The floodgates are only being replaced when pipe upgrades are undertaken in a particular area.

Adjournment

The Mayor declared the meeting adjourned at 1.35 pm.

The meeting resumed at 2.21 pm

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8.1 DA 2011/373 - Wollongbar Sporting Fields

File Reference	DA 2011/373
Applicant	Newton Denny Chapelle on behalf of Ballina Council
Property	Lot 4 DP 578242, Rifle Range Road and Lot 2 DP 875030, Lot 4 DP 600108, Frank Street, Wollongbar. (Now known as Lot 2 DP 1168781)
Proposal	Staged Construction of Sporting fields
Effect of Planning Instrument	The land is zoned 7(i) Environmental Protection (Urban Buffer) Zone under the provisions of the Ballina LEP

230212/ 13 RESOLVED

(Cr David Wright/Cr Robyn Hordern)

That DA 2011/373 for the staged construction of sporting fields with associated amenities, carparking, sporting field lighting, Clubhouse facilities, bulk earthworks, civil works associated with the construction of public access roads, the planting of a biological buffer and the provision of utility services to the site at Lot 4 DP 578242, Rifle Range Road and Lot 2 DP 875030, Lot 4 DP 600108, Frank Street, Wollongbar, (Now known as Lot 2 DP 1168781) be **Approved** subject to applicable planning, engineering and environmental condition including the following particular conditions.

Conditions

1. Noise Attenuation – Access Road off Ramses Street

1(b) During periods of high traffic flow on the western access road, the ENIR has predicted that traffic noise will exceed that deemed acceptable under the NSW Road Noise Policy for a new local road [Currently LAeq (1 hour) 55] potentially by up to 5 dB(A). Due to these predicted noise levels, a suitably qualified acoustic consultant shall conduct an assessment of the road traffic noise for compliance with the NSW Road Noise Policy (or equivalent that exists at the time) at the most disadvantaged property bounding the road during at least 4 periods of peak flow traffic. This assessment shall commence 6 months after the commencement of use of the playing fields and extend across both winter and summer playing seasons.

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Should the results of the assessment confirm road traffic noise levels exceed the NSW Road Noise Policy, the applicant is to undertake appropriate actions to provide relief to affected residents which may include redirection of traffic, event management, or negotiated amelioration at affected properties. Proposed measures, if required, are to be submitted to, and approved by, Council prior to implementation.

2. A separate Development Application will be required for any Clubhouses or buildings proposed for the site.
3. Satisfactory public amenities are to be provided onsite prior to commencement of the approved use.
4. At the developer's expense a 7m wide access road is to be provided from Ramses Street to the central roundabout. Details are to be submitted to and approved by Council prior to issue of a Construction Certificate.
5. At full cost to the Developer a centrally located roundabout is to be located near the tennis courts that enables both the tennis court car park and the greater car park to be locked when the fields / courts are not in use. Details are to be submitted to and approved by Council prior to issue of a Construction Certificate.
6. Vehicular connectivity between the greater car park and the stage 2 car park is to include the provision of removable lockable bollards. Details are to be submitted to and approved by Council prior to issue of a Construction Certificate. (Stage 2)
7. The concrete footpath from Pearces Creek road to the development shall not be constructed unless a shared path links this path from the intersection with Pearces Creek Road to Alstonville.
8. The location of the netball courts and the car park is to be amended to improve pedestrian linkage in the area and to prevent people walking across car parks to sports fields. Details are to be submitted to and approved by Council prior to issue of a Construction Certificate.
9. At the expense of the developer, traffic calming is to be included on the western access road and shall be designed such that it controls vehicle speeds without making undue noise. Details are to be submitted to and approved by Council prior to issue of a Construction Certificate.
10. The speed limit on the western access road is to be restricted to 40 kilometres per hour.

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11. The western access road is to be surfaced with a finish that minimises tyre noise but retains suitable safety specifications from the intersection with Ramses Street to a distance of 40 metres east passed the last residential property.

Contamination

12. Detailed investigation of the area around sampling site SP36 is to be undertaken to disclose the source of this contamination. Soil is not to be moved or disposed of from this area until investigation has been completed and a report submitted indicating how this area is to be managed. If a remediation action plan is required this is to be submitted to Council for approval prior to the issue of the Construction Certificate.

Construction Management Plan

13. A comprehensive construction management plan is to be prepared that will include the following:
- Entry exit arrangements to the site for plant and equipment required to undertake the major earthworks (in order to minimize noise and dust nuisance to residents and to minimize tracking out of soil from vehicles).
 - Management of stockpiles to prevent erosion by water or wind.
 - Arrangements to minimize dust production during periods of high wind including triggers for the need to curtail work.
 - Arrangements for dust suppression.
 - Arrangements for monitoring dust production through the major earthworks period
 - Hours of work,
 - Contact details of site manager,
 - Waste management,
 - General erosion and sediment control not already specified.

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Construction Noise

14. Construction noise for the project is to be controlled in the manner outlined in the Carter Rytenskiid Group report dated 18 August 2011. In addition to points set out at 6.3, it is noted these points trigger the NSW Department of Environment and Climate Change "Interim Construction Noise Guideline", and requires a more defined Noise Management Plan be prepared to take account of actual works programming.

Prescribed hours of operation

15. Noisy activities carried out on the land pursuant to this consent (not including initial construction works) shall only be undertaken between the hours of 7am and 10pm, seven (7) days per week

Vegetation

16. Council shall be provided with additional evidence and or measures from an appropriately qualified person confirming that the fig tree partially located within the proposed eastern access road can be retained in a healthy state during construction and after commencement of the proposed use.
17. Amended plans are to be submitted relocating services and the shared pathway away from beneath the existing significant fig tree north of the proposed AFL field. Details are to be submitted to and approved by Council prior to the Release of the Construction Certificate.

Biological Buffer:

18. A biological barrier to minimise potential land use conflict is to be established in accordance with the Planting and Maintenance Plan prepared by EnviTE Environment November 2011. Consideration is to be given to aspects of security on the site to ensure that the barrier is established within the expected timeframes. No walking track is to be established within the barrier.

Noise:

19. General: Acoustic treatment and practices for onsite activity are to be undertaken in accordance with the recommendations contained at 6.2 of the Report by the Carter Rytenskiid Group dated 18 August 2011.

Unformed Road Reserve

20. The unformed road reserve traversing the Sports field site should be closed prior to commencement of use.

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That construction of the connection to the sports fields from Pearces Creek Road be moved to Stage 1 of the project.

FOR VOTE - Cr K Johnson, Cr Moore, Cr Hordern, Cr Wright, Cr J Johnson, Cr Silver (casting vote)

AGAINST VOTE - Cr Silver Cr Cadwallader, Cr Smith, Cr Brown, Cr Meehan

8.3 DA 2011/458 - Bunnings Warehouse, West Ballina

File Reference	DA 2011/458
Applicant	Bunnings Group Ltd
Property	Lot 135 DP 872709, 507 River Street, West Ballina
Proposal	To Undertake the Construction of a 10,458 square metres Bunnings Building, Containing Hardware, Building Supplies and Timber Sales, Café, Children's Play Area, a 742 square metre area under Fabric Sail at the Front of the Building for the Sale of Nursery Items and Garden Supplies, the Relocation of the "Big Prawn" Structure, 257 Car Parking Spaces Associated Advertising Signage, Noise Barrier Fencing and Landscaping
Effect of Planning Instrument	The land is zoned 2(a) under the provisions of the Ballina LEP

230212/ 14 RESOLVED

(Cr David Wright/Cr Robyn Hordern)

That development application 2011/458 for the construction of a 10,458 square metres Bunnings Building, Containing Hardware, Building Supplies and Timber Sales, Café, Children's Play Area, a 742 square metre area under Fabric Sail at the Front of the Building for the Sale of Nursery Items and Garden Supplies, the Relocation of the "Big Prawn" Structure, 257 Car Parking Spaces Associated Advertising Signage, Noise Barrier Fencing and Landscaping at Lot 135 DP 872709, 507 River Street, West Ballina be **APPROVED** subject to the attached conditions of consent, with the following amendments:

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Condition 2.26 to read

“Delivery vehicles are not permitted to enter the site between 8.30 am-9.30 am and 2.30 pm-4.00 pm on school days.”

Condition 6.5 to read

“Delivery vehicles may only enter the site between the hours of 7.00 am and 9.00 pm, with no vehicles to enter the site between 8.30 am – 9.30 am and 2.30 pm and 4.00 pm on school days.”

FOR VOTE - Cr Silver, Cr Cadwallader, Cr K Johnson, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr Brown, Cr Meehan

AGAINST VOTE - Cr J Johnson

8.4 DA 2010/962 - Section 96 Amendment to Roads Levy

File Reference	Section 96 Amendment No.1 DA 2010/962 - Construction of a Highway Service Centre comprising Service Station, associated Fast Food Restaurants, Auto Repair Centre, associated Vehicular Accesses (including a round-about intersection on the existing Pacific Highway alignment), Car and Truck Parking, Infrastructure Works, Filling, Landscaping, Earthworks and Advertising Structures upon Lot 11 DP 1011575, Pacific Highway (now known as No. 565-589 River Street, West Ballina) and a Two (2) Lot Subdivision (Lot 1 – Highway Service Centre & Lot 2 – Agricultural Residue).
Applicant	sj Connelly CCP Pty Limited
Property	Lot 11 DP 1011575, Pacific Highway, West Ballina.
Proposal	Application under Section 96(1A) of the EP&A Act to Modify Development Consent DA 2010/962.
Effect of Planning Instrument	The land is zoned part 9(a) Roads (Main Roads Proposed), part 1(b) Rural (Secondary Agricultural Land), Part 1(a2) Rural (Coastal Lands Agriculture) and part 2(a) Living Area Zone under the provisions of the Ballina LEP

230212/ 15 RESOLVED

(Cr David Wright/Cr Keith Johnson)

That the Application under S96 (1A) of the Environmental Planning and Assessment Act to amend the provisions of Condition 5.23 and Schedule 1 of DA 2010/962 in relation to the roads contribution levy be **APPROVED** subject to strict compliance with the specified condition as set out below:

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Developer Contributions

Prior to issue of the Construction Certificate (Building) where building work is proposed, payment to Council of non-refundable monetary contributions shall be made towards the provision of public services, infrastructure and amenities, which are required as a result of the development in accordance with the following contribution plans prepared under Section 94 of the Environmental Planning & Assessment Act, 1979:

Contribution Plan/Development Servicing Plan	Adopted
Ballina Shire Contributions Plan 2008	23 October 2008
Ballina Shire Roads Contribution Plan 2010	25 February 2010
Ballina CBD Car Parking Contribution Plan	25 November 2004
Lennox Head Village Centre Car Parking Contribution Plan	12 February 2004
The Council of the Shire of Ballina Section 94 Contributions Plan: Heavy Vehicle Traffic Generating Development - Maintenance and Construction of Roads	9 February 1996

The Contribution Plans provide for the indexing of contribution amounts and are also subject to amendment. The contribution rates payable will be the rates that are applicable at the time payment is made. Copies of the Contribution Plans may be viewed at Council's Customer Service Centre, Cherry Street, Ballina or on Council's website www.ballina.nsw.gov.au.

The Contribution amounts applicable at the time this consent is issued are as per Schedule 1 (as follows).

Schedule 1

Contribution	Receipt Code	Contribution Unit	Rate per contribution Unit	Total Contribution Units Payable	TOTAL COST
North & West Ballina Roads 2010	5202	equivalent residential allotment	\$10,123.00	104.3845	\$1,056,684.29
Roads Administration 2010	5203	equivalent residential allotment	\$154.00	104.3845	\$16,075.21
West Ballina Sewerage (DSP Area B)	3003	equivalent tenement	\$6,886.00	48.3170	\$332,710.86
West Ballina Water (DSP Area B)	2003	equivalent tenement	\$3,179.00	30.2720	\$96,234.69
Rous Water 2009	5001	equivalent tenement	\$6,222.00	30.2720	\$188,352.38
TOTAL					\$1,690,057.44

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FOR VOTE - Cr Silver, Cr Cadwallader, Cr K Johnson, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr Brown, Cr Meehan
AGAINST VOTE - Cr J Johnson

8.5 Pool Fencing Legislation - Proposed Modifications

A **Motion** was moved by Cr Sharon Cadwallader and seconded by Cr Keith Johnson.

1. That Council notes the contents of this report on the discussion paper "Swimming Pools Act 1992 Review" received from the NSW Government Department of Premier and Cabinet, Division of Local Government dated 15 January 2012.
2. That Council request the State Government to minimise any burden on families and businesses and to look at multi skilling/tasking of providers such as building certifiers as part of this review.

The **Motion** was **LOST**.

FOR VOTE - Cr Cadwallader, Cr K Johnson, Cr Smith, Cr J Johnson
AGAINST VOTE - Cr Silver, Cr Moore, Cr Hordern, Cr Wright, Cr Brown, Cr Meehan

230212/ 16 RESOLVED

(Cr Robyn Hordern/Cr David Wright)

That Council notes the contents of this report on the discussion paper "Swimming Pools Act 1992 Review" received from the NSW Government Department of Premier and Cabinet, Division of Local Government dated 15 January 2012.

FOR VOTE - Cr Silver, Cr K Johnson, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr J Johnson, Cr Brown, Cr Meehan
AGAINST VOTE - Cr Cadwallader

8.6 Smoke Free Outdoor Area Legislation

Cr Brown declared a non pecuniary, non significant interest in this matter as he is a member of the Cancer Council.

230212/ 17 RESOLVED

(Cr David Wright/Cr Sharon Cadwallader)

That Council notes the recent action taken by the State Government and supports that action.

FOR VOTE - All Councillors voted unanimously.

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8.7 Development Applications - Works in Progress - February 2012

230212/ 18 RESOLVED

(Cr Sharon Cadwallader /Cr Susan Meehan)

That Council notes the contents of the report on the status of outstanding development applications for February 2012.

FOR VOTE - All Councillors voted unanimously.

230212/ 19 RESOLVED

(Cr Sharon Cadwallader /Cr Susan Meehan)

That DA 2011/547 (Northcott Society) be dealt with by Council.

FOR VOTE - Cr Silver, Cr Cadwallader, Cr K Johnson, Cr Smith, Cr Hordern, Cr Wright, Cr J Johnson, Cr Brown, Cr Meehan

AGAINST VOTE - Cr Moore

8.8 Development Consent Statistics - January 2012

230212/ 20 RESOLVED

(Cr Sharon Cadwallader /Cr Susan Meehan)

That Council notes the contents of the report on development consent statistics for 1 January 2012 to 31 January 2012.

FOR VOTE - All Councillors voted unanimously.

9. Strategic & Community Services Group Reports

9.1 Bulky Goods Retailing Investigation

230212/ 21 RESOLVED

(Cr Sharon Cadwallader /Cr Ben Smith)

1. That Council notes the contents of the Ballina Shire Bulky Goods Retailing Investigation report prepared by Hill PDA.
2. That Council proceed to implement a strategic planning framework for bulky goods retailing in Ballina Shire consistent with the recommendations in the Ballina Shire Bulky Goods Retailing Investigation report prepared by Hill PDA.

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3. That Council proceed to prepare a planning proposal for the application of a suitable zone over Lot 951 DP 1165266 and the proposed Lots 2 and 3 (as shown in attachment 2) at the Southern Cross Industrial Estate to facilitate a bulky goods retailing precinct.
4. That in the preparation of a planning proposal in accordance with point three, options be canvassed in relation to the co-location of large format retail uses with bulky goods premises.

FOR VOTE - Cr Silver, Cr Cadwallader, Cr K Johnson, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr Brown, Cr Meehan

AGAINST VOTE - Cr J Johnson

9.2 Combined DCP - Waste Minimisation and Management

230212/ 22 RESOLVED

(Cr Keith Johnson/Cr David Wright)

That the draft DCP Chapter 19 be reworked to achieve a policy that is much simpler and which will significantly reduce the administrative processes and paperwork load on those businesses covered by the policy.

FOR VOTE - All Councillors voted unanimously.

13.9 Notice of Motion - Woolworths River Street Store

230212/ 23 RESOLVED

(Cr Susan Meehan/Cr Ben Smith)

1. That Ballina Shire Council writes to Woolworths Pty Ltd regarding the Woolworths store damaged by fire in River Street last December.
2. We ask that Council seek official confirmation on Woolworths commitment to re-open at that address, a possible timeline for reconstruction and information on concepts for the site which are being considered.

FOR VOTE - Cr Silver, Cr K Johnson, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr J Johnson, Cr Meehan

AGAINST VOTE - Cr Cadwallader, Cr Brown

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13.7 Notice of Motion - Twilight Markets

A **Motion** was moved by Cr Robyn Hordern and seconded by Cr Sharon Cadwallader .

That Council receive a report to the next meeting providing an overall review of the Ballina Twilight Market.

230212/ 24 RESOLVED

(Cr Jeff Johnson)

That the motion be put.

FOR VOTE - All Councillors voted unanimously.

The **Motion** was **CARRIED**, therefore it was

230212/ 25 RESOLVED

(Cr Robyn Hordern/Cr Sharon Cadwallader)

That Council receive a report to the next meeting providing an overall review of the Ballina Twilight Market.

FOR VOTE - All Councillors voted unanimously.

A **Motion** was moved by Cr Sharon Cadwallader and seconded by Cr Jeff Johnson.

Moved a motion of dissent from the ruling of the chair that her foreshadowed motion not be accepted.

The **Motion of Dissent** was **LOST** .

FOR VOTE - Cr Cadwallader, Cr J Johnson, Cr Brown

AGAINST VOTE - Cr Silver, Cr K Johnson, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr Meehan

10. General Manager's Group Reports

10.1 Use of Council Seal

230212/ 26 RESOLVED

(Cr Ben Smith/Cr David Wright)

That Council affix the Common Seal to the following documents.

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US12/04	<p>Deed of Acquisition of Easement between Essential Energy and Ballina Shire Council - Lot 205, DP 246509 situated at Maple Drive, Alstonville and Deposited Plan Administration Sheet for the plan of Easement for Multi Purpose Electrical Installation within Lot 205, DP 246509.</p> <p>Explanation:</p> <p>Essential Energy has approached Council for permission to under bore electrical conduits and install electrical cables across the Public Reserve (Lot 205, DP 246509) adjacent to Maple Drive at Alstonville. This work is an important part of the overall works involved with the Alstonville Zone Substation upgrade.</p> <p>The Manager for Open Spaces and Reserves advised there were no objections to this work being undertaken subject to Essential Energy creating an easement over the cables on completion of the work and all survey, legal and registration costs involved in the creation of the easement will be the responsibility of Essential Energy. Council will not be pursuing compensation for the creation of the easement over the public reserve.</p> <p>The seal is required on the deed of acquisition, documents and plans associated with the creation of the 'Easement for Multipurpose Electrical Installation 3 Wide' through public reserve being Lot 205 DP 246509 at Maple Drive, Alstonville.</p>
US12/05	<p>Deed of Consent & Assignment of Lease of Ballina Byron Gateway Airport Hangar site Lot 2 DP1045699 from R E Lloyd & J V Hutchinson as joint tenants, to J V Hutchinson solely.</p> <p>Explanation: Council is in receipt of a request from the current joint tenants (Lloyd & Hutchinson) to assign the lease from the joint names to J V Hutchinson solely. The lease is for a 10 + 10 year term that commenced on 11 November 2002 terminating this year on 10 November 2012, with a 10 year option period commencing on 11 November 2012 to 10 November 2022.</p>
US12/06	<p>Use of Seal: Administration Sheet - Plan of subdivision between Lot 2 DP 788088 as owned by the Roman Catholic Church, and Lot 11 DP 1031554 being Council operational land, and all associated documentation pertaining to the registration of the plan of subdivision.</p> <p>Explanation: At the Ordinary Meeting of Council held 27 January 2011, consent was granted for the General Manager to finalise negotiations with the Roman Catholic Church for the purchase of part Lot 2 DP 788088, an approximate 2.2 hectare parcel of land that adjoins the Ballina Byron Gateway Airport. The land is to enable the construction of the Airport Security Fence, thus improving Airport security and safety, reducing the risk of aircraft incidents, improve Airport operations and comply with relevant legislation. Council consent extended to the execution of the Contract for Sale of Land and Deed of Transfer, but was silent on the need for the boundary adjustment necessary between the Church owned land and Council operational land, Lot 11 DP 1031554, and the registration of the plan of subdivision. The purpose of this request is to now seek the necessary consent to progress the plan of subdivision.</p>

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FOR VOTE - All Councillors voted unanimously.

10.2 Investments Summary - February 2012

230212/ 27 RESOLVED

(Cr Ben Smith/Cr David Wright)

That Council notes the record of banking and investments for January 2012.

FOR VOTE - All Councillors voted unanimously.

10.3 Community Donations

A **Motion** was moved by Cr Ben Smith and seconded by Cr David Wright.

That Council approves the donation to the Rous Mill & District Memorial Hall Inc of 50% (\$1,940) of the repair cost (\$3,880) as per the attachment to this report and as per Council's Halls Donation Program.

An **Amendment** was moved by Cr Jeff Johnson

That Council approves the donation to the Rous Mill & District Memorial Hall Inc of 100% of the repair cost (\$3,880) as per the attachment to this report and as per Council's Halls Donation Program.

The **Amendment LAPSED.**

The **Motion** was **CARRIED**, therefore it was

230212/ 28 RESOLVED

(Cr Ben Smith/Cr David Wright)

That Council approves the donation to the Rous Mill & District Memorial Hall Inc of 50% (\$1,940) of the repair cost (\$3,880) as per the attachment to this report and as per Council's Halls Donation Program.

FOR VOTE - Cr Silver, Cr Cadwallader, Cr K Johnson, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr Brown, Cr Meehan
AGAINST VOTE - Cr J Johnson

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10.4 Sundry Debtors - Write Offs

230212/ 29 RESOLVED

(Cr Sharon Cadwallader /Cr Ben Smith)

That Council approves the write off of the following debts, totalling \$34,102.08 as the further pursuit of these debts is considered uneconomical.

Debtor Name	Outstanding (\$)
Cremin – Kelly’s, Wigmore Arcade	5,668.01
Ramsgate RSL Memorial Club Ltd	26,131.37
Mr I Preston – Sewer Pipe Damage	2,302.70

FOR VOTE - Cr Cadwallader, Cr K Johnson, Cr Smith, Cr Moore, Cr Hordern, Cr Wright, Cr Brown, Cr Meehan
AGAINST VOTE - Cr Silver, Cr J Johnson

10.5 Financial Review - Quarter Ended 31 December 2011

230212/ 30 RESOLVED

(Cr Ben Smith/Cr Sharon Cadwallader)

That Council notes the contents of the December 2011 Quarterly Budget Review and approves the changes identified within the report.

FOR VOTE - All Councillors voted unanimously.

11. Civil Services Group Reports

11.1 Ballina Shire Cemeteries - Overtime Charges

230212/ 31 RESOLVED

(Cr David Wright/Cr Susan Meehan)

That Council notes the contents of this report in respect to current cemetery practices relating to over time for burials.

FOR VOTE - All Councillors voted unanimously.

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11.2 Tender - Inflow and Infiltration

230212/ 32 RESOLVED

(Cr Ben Smith/Cr Robyn Hordern)

1. That Council accepts the tender of Kembla Watertech Pty Ltd for Contract No. 1102389 for Ballina Shire Council Rehabilitation – Sewer Mains Lining and Spot Repairs.
2. Council authorises the General Manager to attach the Council seal to the contract documents.

FOR VOTE - All Councillors voted unanimously.

11.3 Tender - Teven Bridges Project Bridge Demolition

230212/ 33 RESOLVED

(Cr Ben Smith/Cr Susan Meehan)

1. That Council accepts the tender from Ironbark Demolition Pty Ltd for Contract No. 1102236 for the demolition of timber bridges over Maguires Creek and Emigrant Creek, Teven.
2. Council authorises the General Manager to attach the Council seal to the contract documents.

FOR VOTE - All Councillors voted unanimously.

11.4 Policy (Review) - Water Metering

230212/ 34 RESOLVED

(Cr Ben Smith/Cr Susan Meehan)

1. That Council adopt the amended Water Metering Policy, as attached.
2. That Council place the Water Metering Policy on exhibition for public comment, with any submissions received to be resubmitted back to Council. If no submissions are received then no further action is required.

FOR VOTE - All Councillors voted unanimously.

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11.5 Asset Management Strategy

230212/ 35 RESOLVED

(Cr Ben Smith/Cr Susan Meehan)

That Council adopts the draft Asset Management Strategy 2012, as attached to this report.

FOR VOTE - All Councillors voted unanimously.

11.6 Local Traffic Committee - February 2012

230212/ 36 RESOLVED

(Cr Ben Smith/Cr Alan Brown)

1. That for the purpose of the annual ANZAC Day parade, Council grants approval to close River Street (Martin to Grant Streets) in accordance with the submitted Traffic Management Plan.
2. That for the purpose of the annual ANZAC Day parade, Council grants approval to close Main Street (Budgen Street to Elizabeth Brown Park) in accordance with the submitted Traffic Management Plan.

FOR VOTE - All Councillors voted unanimously.

13. Notices of Motion

13.4 Notice of Motion - Proposed Increase to Road Resealing Program

A **Motion** was moved by Cr Jeff Johnson

1. That Ballina Shire Council acknowledge that the funds allocated to the road resealing program have been below recommended levels for a number of years.
2. That Ballina Shire Council receives an urgent report that examines,
 - A. The current state of our road network,
 - B. The proposed resealing budget for 2012/2013
 - C. Funding options available to Council to increase the budget for the resealing program. This should include interest free or low interest loans through the Regional Infrastructure Funding package.

The **Motion LAPSED.**

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13.6 Notice of Motion - Richmond Tweed Regional Library

The Notice of Motion was withdrawn by Cr Ben Smith in view of the resolution made in Item 13.2 of today's meeting.

13.8 Notice of Motion - Mobility Scooters

230212/ 37 RESOLVED

(Cr Susan Meehan/Cr Robyn Hordern)

That Ballina Shire Council write to the local Member for Ballina and Minister for the North Coast, Hon Don Page expressing concern regarding the proliferation of electric scooters using footpaths and expressing our concerns at the size of some and lack of regulation or protocols regarding them.

FOR VOTE - All Councillors voted unanimously.

15. Reports from Councillors on Attendance on Council's behalf

15.1 Mayoral Meetings

230212/ 38 RESOLVED

(Cr Sharon Cadwallader /Cr Ben Smith)

That Council notes the contents of the report on Mayoral meetings.

FOR VOTE - All Councillors voted unanimously.

17. Confidential Session

230212/ 39 RESOLVED

(Cr Ben Smith/Cr Sharon Cadwallader)

That Council moves into committee of the whole with the meeting closed to the public, to consider the following items in accordance with Section 10A (2) of the Local Government Act 1993.

17.1 Tender - Concrete Pavers for Ballina Town Centre Project

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

(d) commercial information of a confidential nature that would, if disclosed:

- (i) prejudice the commercial position of the person who supplied it, or
- (ii) confer a commercial advantage on a competitor of the council, or
- (iii) reveal a trade secret,

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and in accordance with 10D(2)(c), on balance, the discussion of the matter in an open meeting is not considered to be in the public interest as commercial negotiations are still in progress and release of that information could prejudice those negotiations.

FOR VOTE - All Councillors voted unanimously.

(The Council moved into confidential session at 4.48 pm)

Open Council

230212/ 40 RESOLVED

(Cr Ben Smith/Cr Alan Brown)

That Council move into Open Council and out of Committee of the Whole.

FOR VOTE - All Councillors voted unanimously.

(The Council moved into Open Council at 4.54 pm)

The General Manager reported to the Open Meeting the recommendation made while in Confidential Session:

17.1 Tender - Concrete Pavers for Ballina Town Centre Project

CF230212/001 RECOMMENDED

(Cr Alan Brown/Cr Robyn Hordern)

1. That Council accepts the Tender RFT/Contract 1102622: Supply and Delivery of Concrete Pavers for the Ballina CBD Upgrade Project, from Terrazzo Australian Marble Pty Ltd, subject to acceptance of Stage Two and Stage Three only, and satisfactory production of sample pavers to match Ballina CBD Stage One pavers.
2. That should, Terrazzo Australian Marble Pty Ltd, be unable to comply with Recommendation One requirements, then no tenders be accepted and the General Manager be authorised to negotiate best value for money with suppliers able to comply with requirements
3. That Council authorises the General Manager to attach the seal to the finalised contract.

FOR VOTE - All Councillors voted unanimously.

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Adoption of Recommendation from Confidential Session

230212/ 41 RESOLVED

(Cr Sharon Cadwallader /Cr Ben Smith)

That the recommendation made whilst in Confidential Session, being Minute Number CF230212/001 be adopted.

FOR VOTE - All Councillors voted unanimously.

16. Questions Without Notice

16.1 Cr Meehan - Bicentennial Park

Cr Meehan – Bicentennial Park – is the replacement of the rotunda part of an insurance claim? If it is, can Council contact some of the schools to work on this as part of an industrial arts project?

John Truman replied that he would follow the matter up.

16.2 Cr Brown - Cycleway around Missingham Park

Cr Brown – path around Missingham Bridge is covered in sand and is deteriorating rapidly. Are there any plans to do something in this area?

John Truman advised that he had previously responded to Cr Brown and had agreed to do a design for that area for relocation of the cycleway in that location.

16.3 Cr Wright - Graffiti Removal in Alstonville

Cr Wright – thanked staff for their response to the graffiti removal in Alstonville recently.

16.4 Cr Wright - Graffiti - Plateau Drive

Cr Wright – a culvert in Plateau Drive has been vandalised by graffiti.

John Truman to follow up.

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16.5 Cr Moore - Coast Road Resealing

Cr Moore – the sealing of the Coast Road – when it is expected the road will be open?

John Truman advised that a four week closure period has been advertised. Councillors will be updated if there is any change.

16.6 Cr Cadwallader - Tree Planting

Cr Cadwallader – thanked staff for tree planting in Bentinck Street.

MEETING CLOSURE

5.27 pm

The Minutes of the Ordinary Meeting held on 23/02/12 were submitted for confirmation by council on 22 March 2012 and amendments (if any) are contained in the confirming resolution. Such Minutes were signed by the Mayor at the meeting on 22 March 2012.