

**MINUTES OF THE ENVIRONMENTAL & SUSTAINABILITY
COMMITTEE MEETING
OF THE BALLINA SHIRE COUNCIL
HELD IN THE BALLINA SHIRE COUNCIL CHAMBERS
CNR CHERRY & TAMAR STREETS, BALLINA,
ON 17/07/12 AT 4.00PM**

Attendance

Crs Phillip Silver (Mayor - in the chair), Sharon Cadwallader, Ben Smith, Keith Johnson, David Wright, Jeff Johnson, Alan Brown and Susan Meehan.

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

There were 23 people in the gallery at this time.

1. Apologies

An apology was received from Cr Robyn Hordern.

Absent

Cr Peter Moore

RECOMMENDATION

(Cr Ben Smith/Cr Keith Johnson)

That such apology be accepted.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Peter Moore, Cr Robyn Hordern

2. Declarations of Interest

Nil

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3. Deputations

- Terry Lavis, Item 4.2 - Precinct B
- Dayne Mearns, Ross Lane
- Samantha Miller, Item 4.2 – Precinct B
- Jo George, Item 4.2 – Precinct B
- Dr Richard Freihart, Item 4.2 – Precinct B
- Neil Johnstone, Item 4.1 – Precinct A
- Chris Pratt, Item 4.2 – Precinct B
- Enid Mead, Item 4.2 – Precinct B
- Anthony Potter, Items 4.1 and 4.2 – Precincts A & B
- Jan Lavis, Item 4.2 – Precinct B
- Bill Payne, Item 4.1 – Precinct A
- Steve Connelly, Item 4.2 – Precinct B

4. Committee Reports

Committee of the Whole

RESOLVED

(Cr Keith Johnson/Cr David Wright)

That the Committee move into Committee of the Whole.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Peter Moore and Cr Robyn Hordern

RESOLVED

(Cr Ben Smith/Cr Keith Johnson)

That the Committee move out of Committee of the Whole.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Peter Moore and Cr Robyn Hordern

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4.1 Cumbalum Precinct A Planning Proposal

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

1. That Council proceed to finalise the Cumbalum Precinct A Planning Proposal, subject to the following:
 - a) The proponents providing a signed Voluntary Planning Agreement (or agreement is reached on a suitable alternative mechanism) that satisfies the Council's requirements with respect to securing future infrastructure delivery obligations; and
 - b) Council's Civil Services Group advising that a stormwater management system can be designed that is capable of servicing the subject land, without having an adverse impact on downstream private properties and ecology.
2. That where items 1(a) and 1(b) are not resolved in a period of three months, the matter be reported to Council for further consideration.

Cr Alan Brown left the meeting at 05:26 pm and returned at 05:30 pm.

An **Amendment** was moved by Cr Alan Brown

1. That Council proceed to finalise the Cumbalum Precinct A Planning Proposal, subject to the following:
 - a) Council's Civil Services Group advising that a stormwater management system can be designed that is capable of servicing the subject land, without having an adverse impact on downstream private properties and ecology.
2. That where items 1(a) and 1(b) are not resolved in a period of three months, the matter be reported to Council for further consideration.

The **Amendment LAPSED**.

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

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Peter Moore and Cr Robyn Hordern

RECOMMENDATION

(Cr Keith Johnson/Cr Ben Smith)

1. That Council proceed to finalise the Cumbalum Precinct A Planning Proposal, subject to the following:

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- a) The proponents providing a signed Voluntary Planning Agreement (or agreement is reached on a suitable alternative mechanism) that satisfies the Council's requirements with respect to securing future infrastructure delivery obligations; and
 - b) Council's Civil Services Group advising that a stormwater management system can be designed that is capable of servicing the subject land, without having an adverse impact on downstream private properties and ecology.
2. That where items 1(a) and 1(b) are not resolved in a period of three months, the matter be reported to Council for further consideration.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Peter Moore and Cr Robyn Hordern

Committee of the Whole

RESOLVED

(Cr Sharon Cadwallader/Cr Ben Smith)

That the Committee move into Committee of the Whole.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Peter Moore and Cr Robyn Hordern

RESOLVED

(Cr Sharon Cadwallader/Cr Ben Smith)

That the Committee move out of Committee of the Whole.

FOR VOTE - All Councillors voted unanimously.

ABSENT. DID NOT VOTE - Cr Peter Moore and Cr Robyn Hordern

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4.2 Cumbalum Precinct B Planning Proposal

A **Motion** was moved by Cr David Wright and seconded by Cr Alan Brown

1. That Council proceed to finalise the Cumbalum Precinct B Planning Proposal, subject to the following:
 - a) The proponents providing a signed Voluntary Planning Agreement (or agreement is reached on a suitable alternative mechanism) that satisfies the Council's requirements with respect to securing future infrastructure delivery obligations; and
 - b) Council's Civil Services Group advising that it is satisfied that a stormwater management system can be designed that is capable of servicing the subject land, without having an unreasonable adverse impact on downstream private properties and ecology.
2. That where items 1(a) and 1(b) are not resolved in a period of three months, the matter be reported to Council for further consideration.
3. That Council amend the planning proposal in accordance with the table of minor amendments contained in this report.
4. That a Section 94 plan be developed for improvements to Ross Lane above those outlined in the current planning proposal.
5. That Council receive a report on the long term upgrade options for Ross Lane, along with funding options.

FOR VOTE - Cr Sharon Cadwallader, Cr Keith Johnson, Cr David Wright and Cr Alan Brown

AGAINST VOTE - Cr Phillip Silver, Cr Ben Smith, Cr Jeff Johnson and Cr Susan Meehan

ABSENT. DID NOT VOTE - Cr Peter Moore and Cr Robyn Hordern

The **Motion** was **LOST** for want of a majority.

MEETING CLOSURE

6.52 pm