

MINUTES OF MEETING OF SINGLETON COUNCIL HELD IN THE COUNCIL CHAMBERS QUEEN STREET SINGLETON ON TUESDAY 15 MARCH 2022, COMMENCING AT 6.38PM.

PRESENT:

Crs S Moore (Mayor and Chairperson), G Adamthwaite, B Charlton, S George, T Jarrett, H Jenkins, M McLachlan, T McNamara, V Scott and D Thompson.

IN ATTENDANCE

Jason Linnane, General Manager; Vicki Brereton, Director Organisation & Community Capacity; Dwight Graham, Director Corporate & Commercial Services; Justin Fitzpatrick-Barr, Director Infrastructure and Planning, Briony O'Hara Coordinator Communications and Engagement, Mark Wiblen, Manager Corporate Services, and Cheryl Smith, Executive Assistant were present in the Chambers and Katie Hardy, Manager Water and Waste attended by audio-visual link.

There was a representative of the media and 14 members of the public present in the gallery.

CONFIRMATION OF MINUTES

19/22 **MOVED** Cr Adamthwaite **SECONDED** Cr Thompson that the minutes of Meeting of Singleton Council held on Tuesday 15 February 2022, be confirmed.

CARRIED

DISCLOSURES AND DECLARATIONS OF INTEREST

- *Cr Charlton* – DCCS8/22 – Road Naming High Country Rise, Lambs Valley, non pecuniary non significant interest. Prior to becoming a Councillor I acted in the capacity of legal advisor for residents along this road in relation to noise issues. It may be perceived that I am still advising in this capacity due to close timing in relation to the ending of the retainer and this matter coming before Council less than last six months.
- *Cr Thompson* – DI&P6/22 – DA8.2021.293.1 – 251 Putty Road, Glenridding – non pecuniary non significant interest, the development application is on a close neighbouring property to the Councillors property.

WITHDRAWAL OF ITEMS AND LATE ITEMS OF BUSINESS

- Mayoral Minute – Waiving of Waste Fees in response to the flood event.
- Urgency Motion – Roads Committee – the Crowns Land transfer of Putty Valley Road to Council.
- Presentation Singleton Tidy Towns.
- Supplementary Report – DI&P9/22 - DA8.2021.293.1 - 251 Putty Road.

Mayoral Minute(s)

**MM1/22 March 2022 Flood Event - Waste Management Support
for Flood Affected Residents & Businesses in the
Singleton LGA**

FILE:21/00343

Notification has been received that the recent flooding event has resulted in the Singleton Local Government Area (LGA) being declared a natural disaster area under the Australian Government Reference Number - AGRN 1012 Natural Disaster Declaration.

As a result of the declaration, it is expected that the NSW Environment Protection Authority (EPA) will provide Council with an exemption for the NSW Waste Levy to support the management of waste brought about by the disaster event. A levy exemption would mean that Council will not have to pay the waste levy for any material generated and collected from the event.

To assist those most affected by the event I'm seeking Council's support to waive all waste management fees for eligible waste materials brought to Council's Waste Management Facility, to assist residents and businesses with clean up post the event.

In addition to the waving of fees for self-hauled flood waste, other possible options such as the provision of localised skip bins to residents, or an additional kerbside service for small volumes of waste could be provided for those that do not have the ability to self-haul. I seek Council's support to offer these services for a limited time to further assist affected people across our LGA.

It is recognised that each situation will need to be assessed on a case-by-case basis to ensure the most appropriate option is chosen for the circumstances and as such I'm also seeking Council's support to delegate authority to the General Manager to implement appropriate measures as deemed necessary to assist our community at this time.

20/22 The Mayor **MOVED** from the Chair that:

1. Council waives the fees associated with the disposal of waste generated by the recent flooding event to assist affected residents and businesses in the Singleton LGA.
2. The General Manager investigates options for waste removal for residents that do not have the means to self-haul their flood waste to Council's Waste Management

Facility.

3. Council delegates authority to the General Manager to implement measures as deemed appropriate to assist affected residents with waste management created from the flooding event.
4. Council notifies affected residents advising them of the opportunity and options available to dispose of eligible waste at no cost.
5. This consent is to be retrospective from the 7 March, 2022.

CARRIED

Presentations

PR2/22 Singleton Tidy Towns

FILE:21/00306

Lyn MacBain, Chairperson of Singleton Tidy Towns gave a presentation to Council on the Keep Australia Beautiful NSW 2021 Sustainable Communities – Tidy Towns Awards which were announced on Saturday, 5 March 2022.

The Keep Australia Beautiful NSW 2021 Sustainable Communities – Tidy Towns Overall Award was presented to Singleton, qualifying Singleton to represent NSW in the National Awards to be held in Hastings, Victoria in 2022.

Notices Of Motion

NM1/22 Notice of Motion - Ravensworth Homestead

FILE:21/00177

Councillor McNamara gave notice of his intention to move the following motion:

“That Singleton Council recommends that the Ravensworth Homestead be relocated to McNamara Park at Broke as part of the Glendell Mine Extension Approval and that the General Manager of the Singleton Local Government Area prepare and deliver to the Independent Planning Commission a verbal and written submission supporting the proposal to relocate the Ravensworth Homestead to McNamara Park at Broke.”

Report

A copy of the Notice of Motion request form which includes background information provided by Councillor McNamara, funding information and a response from the General Manager was circulated with the report.

21/22 **MOVED** Cr McNamara **SECONDED** Cr Adamthwaite that Singleton Council recommends that the Ravensworth Homestead and the outbuildings be relocated to McNamara Park at Broke as part of the Glendell Mine Extension Approval and that the General Manager of the Singleton Local Government Area prepare and deliver to the

Independent Planning Commission a verbal and written submission supporting the proposal to relocate the Ravensworth Homestead and the outbuildings to McNamara Park at Broke.

CARRIED

Upon being put to the meeting, the motion was declared carried.

For the Motion were Crs S Moore, G Adamthwaite, T McNamara, V Scott, D Thompson, H Jenkins, B Charlton, S George, T Jarrett and M McLachlan Total (9).

Against the Motion was Nil Total (0).

22/22 **MOVED** Cr Jarrett **SECONDED** Cr George that the following matter be brought forward for consideration.

CARRIED

(Infrastructure & Planning Late Report 9/22)

Having declared a non-pecuniary non-significant interest in the following matter Cr Thompson retired from the meeting at 7.35 pm.

Cr Jenkins retired from the meeting at 7.39pm and returned to the meeting at 7.41pm.

**DI&P9/22 DA8.2021.293.1 251 Putty Road Glenridding Lot 1
DP1248719**

FILE:8.2021.293/06

Applicant: Stibbard Homes

Land and Location: 251 Putty Road Glenridding – Lot 1 DP 1248719

Zoning: RU1

Proposal: Demolition of an existing detached dual occupancy dwelling and construction of a new detached dual occupancy dwelling

An assessment of Development Application No. 8.2021.293.1 has been carried out in accordance with Section 4.15(1) of the *Environmental Planning and Assessment Act 1979*, with the development recommended for **refusal** for the following reason:

- 1) The proposed development is inconsistent with *Singleton Local Environmental Plan 2013*, specifically Clause 5.21(2) flood planning for the following reasons:
 - a. The application fails to meet the objectives of the clause, and
 - b. The application fails to meet the requirements of subclause 5.21(2) with the development on land that is within a flood planning area (Section 4.15(1)(a)(i) *Environmental Planning and Assessment Act 1979*).
- 2) The proposed development is inconsistent with *Singleton Development Control Plan 2014*, specifically Clause 4.3 for the following reasons:
 - a. The application fails to meet the objectives of these clauses, and

- b. The application fails to meet the requirements of 4.3 with the relation to character locality and site suitability (Section 4.15(1)(a)(iii) *Environmental Planning and Assessment Act 1979*).

Per Council's Determination of Development Applications by Council policy, applications which are recommended for refusal must be determined by full Council. In accordance with this policy, Council's Officers seek the endorsement of the Council to refuse the application based on the reasons outlined above.

MOVED Cr Charlton **SECONDED** Cr McNamara that Council refuse this application as:

1. It does not comply with Clause 5.21 Flood Planning of the *Singleton Local Environmental Plan 2013* or Clause 4.3 of the *Singleton Development Control Plan 2014*. In particular, the application does not comply with Clause 5.21(2) flood planning for the following reasons:
 - a. The application fails to meet the objectives of the clause, and
 - b. The application fails to meet the requirements of subclause 5.21(2) with the development on land that is within a flood planning area (Section 4.15(1)(a)(i) *Environmental Planning and Assessment Act 1979*).
2. The proposed development is inconsistent with *Singleton Development Control Plan 2014* specially Clause 4.3 for the following reasons:
 - a. The application fails to meet the objectives of these clauses, and
 - b. The application fails to meet the requirements of 4.3 with the relation to character locality and site suitability (Section 4.15(1)(a)(iii) *Environmental Planning and Assessment Act 1979*).

The Motion was **PUT** and **LOST**

Upon being put to the meeting, the motion was declared lost.

For the Motion were Crs Charlton, McNamara and Scott Total (3).

Against the Motion were Crs Moore, Adamthwaite, Jenkins, George, Jarrett and McLachlan Total (6).

Cr Thompson was absent where this matter was considered.

23/22

MOVED Cr Adamthwaite **SECONDED** Cr Jarrett that Council approves DA8.2021.293.1 – 251 Putty Road Glenridding DP1248719 under Section 4.18 of the *Environmental Planning and Assessment Act 1979* (the Act). Development Consent be issues under Section 4.16 of the Act, for the development described subject to the conditions specified below.

The reasons for the Determination and Consideration of Community Views:

The proposed development, subject to the recommended conditions, is consistent with the objectives of the applicable environmental planning instruments, being; *Singleton Local Environmental Plan 2013 (SLEP)*, *State Environmental Planning Policy No 55 - Remediation of Land*.

- The proposed development, subject to the recommended conditions, is consistent with the objectives of the Singleton Development Control Plan 2014 (SDCP).
- Subject to the recommended conditions the proposed development will be provided with adequate essential services required under the SLEP.
- The proposed development is considered to be of an appropriate scale and form for the site and the character of the locality.
- The proposed development, subject to the recommended conditions, will not result in unacceptable adverse impacts upon the natural or built environments.
- The proposed development is a suitable and planned use of the site and its approval is within the public interest.
- Council has given due consideration to community views when making the decision to determine the application.

Reasons for imposing conditions:

The reason for the imposition of the following conditions is to:

- a) ensure, to Council's satisfaction, the objects of the *Environmental Planning and Assessment Act 1979* (as amended) are achieved;
- b) confirm and clarify the terms of Council's Approval;
- c) to encourage the proper management, development and conservation of natural and artificial resources, including agricultural land, natural areas, forest, minerals, water, towns and villages for the purpose of promoting the social and economic welfare of the community and a better environment;
- d) set standards and performance measures for acceptable environmental performance;
- e) provide for the ongoing management of the development.

Prescribed Conditions

- a) The work must be carried out in accordance with the requirements of the *Building Code of Australia (National Construction Code)*.
- b) A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
 - i) showing the name, address and telephone number of the Principal Certifier for the work, and
 - ii) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - iii) stating that unauthorised entry to the work site is prohibited

Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has

been completed.

Inspections

The person having the benefit of the consent shall ensure that critical stage inspections are carried out and notify the Principal Certifier (PC) giving adequate notice of the time that each stage of the building/development is ready for inspection.

Note: Failure to have a critical stage inspection conducted by the PC will constitute a breach of the *Environmental Planning and Assessment Act 1979*. Penalties may apply.

CONDITIONS OF CONSENT

1. Approved Plans and Documentation

The development consent incorporates this schedule of conditions and the plans referenced and stamped as follows:

Plans prepared by: Stibbard Homes; Project Number: Unreferenced			
Name of Plan	Drawing Number	Issue	Date
Site Plan & Detail	1/9	202101_DA_R1	30/8/2021
Ground Level Layout Plan	2/9	202101_DA_R1	30/8/2021
Elevations	3/9		30/8/2021
Lower Level Floor Plan	4/9	202101_DA_R1	30/8/2021
Upper Level Floor Plan	5/9	202101_DA_R1	30/8/2021
Elevations	6/9		30/8/2021
Section	7/9	202101_DA_R1	30/8/2021
Site Analysis/Sediment Control Plan	8/9	202101_DA_R1	30/8/2021
Garage Plan and Elevations	9/9	202101_DA_R1	30/8/2021
Plans prepared by: Bosque; Project Number: Unreferenced			
House and Entrance Plan	3 of 5	L-DA_03	14/12/2021
Landscape Sections	4 of 5	L-DA_04	14/12/2021
Perimeter Planting Plan	5 of 5	L-DA_05	14/12/2021

Details of the development shown in the approved plans and documents referenced are altered in the manner indicated by:

- i) Any amendments made by Council on the approved plans or documents;
- ii) Any notes, markings, or stamps on approved plans or documents, and
- iii) Any conditions contained in this consent.

2. Section 138 Approval

Any work within a public road must be inspected and approved by Council under the *Roads Act 1993* as the Roads Authority. The applicant is to submit an application in order to obtain a permit with conditions prior to starting any works on the Council Road Reserve.

3. Water and Sewer

Where a new water or sewer connection or modification to an existing connection is required, an application shall be made to Singleton Council's Water and Sewer Department for the provision of services.

4. Construction Certificate, Principal Certifier & Notice of Commencement

In accordance with the provisions of Section 6.6 of the *Environmental Planning and Assessment Act 1979* construction works approved by this consent must not commence until:

- a) A Construction Certificate has been issued by the consent authority, Council or an accredited certifier; and
- b) A Principal Certifier has been appointed by the person having benefit of the development consent in accordance with Section 109E of the *EP&A Act 1979*; and
- c) If Council is not the Principal Certifier, notify Council no later than two (2) days before building work commences as to who is the appointed Principal Certifier; and
- d) At least two (2) days before commencement of building work, the person having benefit of the development consent is to notify Council as to the intention to commence building work.

5. Plumbing and Drainage Works

All plumbing and drainage works shall be carried out by a licensed plumber in accordance with the provisions of the *Plumbing and Drainage Act & Regulation 2011*, National Plumbing and Drainage Code AS/NZ 3500, and with the approval of Singleton Council being the Plumbing Regulator under delegation by NSW Fair Trading.

PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

6. Water and Sewer Services – Compliance Requirements

Prior to issue of a construction certificate application is to be made to Council's Water and Sewer Group for requirements for compliance with Section 307, Water Management Act 2000 (NSW).

In response to this application, Council's Water and Sewer Group will issue a Notice of Requirements under Section 306 of the Water Management Act 2000 (NSW), which will detail conditions, which must be satisfied.

7. Engineer Assessment

The applicant shall submit a report from a suitably qualified and experienced engineer in respect of the proposed development, such report to verify that:

- a) any damage to the proposed development sustained in a flood will not generate debris capable of causing damage to downstream buildings or property
- b) the building structure will be able to withstand the force of flood waters (including buoyancy forces) and the impact of debris
- c) finishes, plant fittings and equipment subject to inundation will be of materials and functional capability resistant to the effects of flood waters.

Details submitted in association with the CC application are to demonstrate compliance with this requirement. The report is to be approved by the Certifier as satisfying this requirement prior to the issue of a CC.

8. Swimming Pools and Spas

Prior to the issue of a Construction Certificate, the Principal Certifier shall be satisfied that the plans adequately reflect compliance with the *Swimming Pools Act 1992*, *Swimming Pools Regulation 2018*, Australian Standard 1926 Parts 1, 2 and 3 and Parts 3.9.3 and 3.9.4 of the Building Code of Australia.

9. Sediment and Erosion Control Plan

Prior to the issue of a Construction Certificate, a sediment and erosion control plan is to be submitted and approved by the nominated Principal Certifier. The sediment and erosion control plan shall be prepared in accordance with Council's Development Engineering Specifications and Landcom's 'Soil and Construction – Managing Urban Stormwater - Current edition.

10. Drainage Design

Prior to the issue of a construction certificate the applicant shall submit details of stormwater disposal with supporting calculations for the development to the Principal Certifier for approval.

The stormwater design is to be designed in accordance with Singleton Development Engineering design specifications and the applicant shall demonstrate that the development will not increase the limits of upstream and downstream flooding for floods over the range of 1 in 1 year to the 1 in 100 year Average Recurrence Interval (ARI) storm events by the inclusion of on-site stormwater detention controls.

11. BASIX Commitments

BASIX Certificate No 1213696S must be submitted to the Principal Certifier with the application for a construction certificate.

Where a change or changes are proposed in the BASIX commitments, the applicant must submit a new BASIX certificate to the Council and the Principal Certifier (if not the Council). If any proposed change in the BASIX commitments is inconsistent with the development consent, the applicant will be required to submit a modification to the development consent to Council under Section 4.55 of the Act.

All commitments in the BASIX certificate must be shown on the plans accompanying the Construction Certificate prior to the issue of any Construction Certificate.

PRIOR TO COMMENCEMENT OF WORKS

12. Notice of commencement

At least 48 hours prior to the commencement of any development (including demolition, excavation, shoring or underpinning works), a notice of commencement of building or subdivision work form and appointment of the Principal Certifier form shall be submitted to Council.

13. Removal of On-Site Sewage Management System

Application shall be made to Council under Section 68 of the Local Government Act 1993 to remove/modify/construct an Onsite System of Sewage Management.

The application shall be accompanied by the required documentation, as specified under Clause 26 of the Local Government (General) Regulation 2005.

The Section 68 application shall be considered and approved by Council prior to the and removal, modification or construction of the On-Site Sewage Management System.

14. Asbestos

If asbestos is encountered during construction or demolition work, even if the works are partial demolition (eg one wall), measures must be in place in accordance with WorkCover NSW guidelines, *AS 2601:2001: Demolition of structures* and the *Occupational Health & Safety Regulations 2001 NSW*. Work shall not commence or continue until all the necessary safeguards required by WorkCover NSW are fully in place.

Only contractors who are appropriately licensed for asbestos disposal by WorkCover NSW may carry out the removal and disposal of asbestos from demolition and construction sites.

Prior to commencing demolition of buildings containing asbestos, a commercially manufactured sign containing the words "DANGER ASBESTOS REMOVAL IN PROGRESS" measuring 400mm x 300mm shall be erected in a prominent visible position on the site in accordance with AS1319 "Safety Signs for the Occupational Environment.

The person entitled to act on this consent shall notify adjoining residents in writing five working days prior to the demolition.

Asbestos waste must only be disposed of at a landfill site authorised to receive such waste and copies of receipts received from such disposal kept and made available for inspection by Council during normal working hours and upon the giving of reasonable notice

15. Demolition and Building Waste

Prior to any demolition or construction work commencing, containment of building waste materials shall be provided within the boundaries of the building site, above natural or excavated ground level, by a screened area of silt stop fabric or shade cloth, having minimum dimensions of 2.4 x 2.4 x 1.2 metres high OR equivalent size waste disposal bin.

The enclosure or bin shall be maintained for the term of the construction to the completion of the development.

The enclosure or bin shall be regularly cleaned to ensure proper containment of the building wastes generated on the site.

Appropriate provision is to be made to prevent wind-blown rubbish escaping from the containment.

16. Service Relocations

The registered proprietor of the land shall be responsible for all costs incurred in the necessary relocation of any services affected by the required demolition works. Council and other service authorities should be contacted for specific requirements prior to commencement of any works.

17. Hoarding and Construction Site Safety Fencing

Site safety fencing and/or hoarding shall be provided in accordance with WorkCover requirements. Such fencing and/or hoarding shall be erected wholly within the property boundary unless prior approval from Council is obtained.

18. Sediment and Erosion Control

The control of erosion and the prevention of silt discharge into drainage systems and waterways will be necessary in accordance with Council's Development Engineering Specifications, Landcom's 'Soil and Construction – Managing Urban Stormwater - Current edition. Sediment and erosion control measures are to be implemented prior to the commencement of any earthworks and shall be maintained until satisfactory completion and restoration of site earthworks, including revegetation of all exposed areas.

19. Temporary Closet Requirements

A temporary closet shall be provided on site from the commencement of building work. No inspections will be made until the closet is installed.

A temporary closet shall be:-

- a) A water closet connected to the sewerage system to Council approval; or
- b) A water closet connected to an approved septic tank; or
- c) A chemical closet supplied by a contractor approved by Council.

DURING WORKS

20. Demolition

All demolition works are to be carried out in accordance with AS 2601-2001 "Demolition of structures", with all waste being removed from the site. Hazardous waste such as asbestos cement sheeting etc, should be handled, conveyed and disposed of in accordance with guidelines and requirements from NSW Workcover Authority. Disposal of asbestos material at Council's Waste Depot requires prior arrangement for immediate landfilling.

21. Standards for demolition work

All demolition works are to be undertaken in accordance with the provision of Australian Standard AS 2601-2001 "*The Demolition of Structures*". Prior to demolition, all services are to be disconnected and capped off.

22. Non-Indigenous Relics

Should any relics be discovered then all excavations or disturbance to the area shall cease immediately and the Heritage Council of NSW shall be notified in accordance with Section 146 of the Heritage Act 1977.

All necessary approvals shall be obtained from the Heritage Council of NSW and copies provided to Council prior to works recommencing.

23. Aboriginal Relics

Should any Aboriginal relics be discovered then all excavations or disturbance to the area shall cease immediately and the NSW Office of Environment and Heritage, shall be informed in accordance with Section 89A of the National Parks and Wildlife Act 1974.

All necessary approvals from the NSW Office of Environment and Heritage shall be obtained and a copy provided to Council prior to works recommencing.

24. Dust Suppression

During the extraction, removal, and transportation of material associated with the works, the person having the benefit of the consent shall ensure that airborne dust is contained within the work site or transport vehicles, and does not impact on the amenity of the surrounding environment.

Effective environmental controls and practices shall be implemented and maintained to the satisfaction of Council and/or the Principal Certifier.

25. Noise – Demolition and Construction Sites

The operating noise level of construction site operations, including machinery, plant and equipment when measured at any affected premises, shall be evaluated and comply with the requirements of the NSW Office of Environment and Heritage publication “Interim Construction Noise Guideline” July 2009.

Approved Demolition Times

The approved hours for this development are:

Monday to Friday - 7.00am to 6.00pm.
Saturday – 8am to 1pm.

No construction work shall take place on Sundays or Public Holidays.

26. BASIX Certificate

The development shall be constructed in accordance with a current BASIX certificate.

Should there be any changes to the specifications of the development (e.g. colour, insulation, etc), except where restricted or excluded by any condition of consent, an amended/new BASIX Certificate shall be obtained and may be relied upon as having complied with this condition.

A copy of any amended/new BASIX Certificate shall be submitted by the Principal Certifier to Council within fourteen days of the receipt of the BASIX Certificate. Prior to the issue of an Interim or Final Occupation Certificate, whichever occurs first, certification of compliance with the BASIX Certificate shall be provided to the Principal Certifier.

27. Waste Management

Rubbish generated from the development is to be suitably contained on site at all times. No rubbish shall be stockpiled in a manner which facilitates the rubbish to be blown off site.

28. Waste Disposal

All waste materials generated by the demolition works shall be classified in accordance with NSW Environment Protection Authority Waste Classification

Guidelines and disposed of to a waste management facility licensed to accept each form of classified waste.

Under no circumstances shall demolition waste be disposed of on-site, including by means of burning, depositing, burial, spreading or otherwise.

Receipts attesting to the lawful disposal of waste materials shall be retained by the person having benefit of the consent and a copy submitted to Council within seven (7) days following removal off-site.

29. Damage Caused During Demolition

The applicant will be responsible for the repair of any damage to a public road or associated structures, including utility services, caused as a consequence of the development works. Any remediation work is to be completed to Council's satisfaction.

30. Retention of Trees and Native Vegetation

All native vegetation on the site shall be retained and protected other than outlined in the approved plans and conditions. All reasonable measures shall be undertaken to protect all other native vegetation on the site and on adjoining lands from damage during demolition

31. Building Materials On-Site

All building materials, plant and equipment are to be placed on the building site. Building materials, plant and equipment (including water closets), are not to be placed on footpaths, roadways, public reserves, etc.

32. Earthworks

All earthworks carried out as part of the development are to be constructed in accordance with Australian Standard 3798-2007, 'Guidelines on Earthworks for Commercial and Residential Developments'.

Any alterations to existing surface levels on the site shall be undertaken in such a manner as to ensure that no additional surface water is drained onto or impounded on adjoining properties.

33. Inspection Requirements for Sanitary Drainage

The applicant shall ensure that Council, being the Plumbing Regulator under delegation by NSW Fair Trading, has been requested to and carried out inspection of the works at the following stages of construction:

- a) Internal drainage lines before the floor is laid, or concrete placed.
- b) Stackwork before being covered.
- c) External drainage lines before backfilling of the trenches.
- d) Final - on completion of all sanitary plumbing to drainage work.

Requests for inspections may be made either by telephone (02) 65 787 290 or in person at one of Council's Customer Service Counters.

Inspection requests are subject to the following:-

- a) Applicants are required to nominate the relevant Notice of Work and address prior to the inspection request being granted.
- b) Clerical staff only will receive all requests for inspections.
- c) Where work is not prepared, ready for inspection, applicants will be required to re-book inspections through a Customer Service Centre for the next available day and a re-inspection fee may be charged.
- d) Inspections must be received before 3.30 pm on the working day prior to when the inspection is required.
- e) Inspections will be carried out in accordance with inspection details indicated on Council's website – search Building/Plumbing Inspections.

AT THE COMPLETION OF WORKS

34. Compliance Information

At the completion of works, the applicant must provide the following information to Council for review:

- Confirmation that all non-recyclable waste was disposed at a licenced land fill
- Where asbestos was identified, a clearance certificate from a qualified professional must be provided stating that all asbestos was removed from site.

PRIOR TO THE ISSUE OF AN OCCUPATION CERTIFICATE

35. Occupation Certificate

Every building or part of a building shall not be occupied or used until an Occupation Certificate has been issued by the Principal Certifier.

Please be advised that Section 6.10 of the Environmental Planning and Assessment Act, 1979 prevents the Principal Certifier from issuing an Occupation Certificate until all conditions of Development Consent have been completed.

36. Damage Caused During Construction

Prior to issue of an occupation certificate, the applicant will repair any damage to a public road or associated structures such as kerb and gutter, drains, footpath and utility services caused as a consequence of the development works. Any remediation work is to be completed to Council's satisfaction.

37. Compliance with BASIX Certificate

Prior to the issue of an Occupation Certificate, the Principal Certifier shall be satisfied that all commitments listed in the current BASIX Certificate have been complied with.

38. Evacuation Management Plan

Prior to the issue of an Occupation Certificate, the applicant shall prepare a Plan of Management that accords with the Land and Environmental Court planning principle for Plans of Management.

This Plan of Management must be approved by the relevant authorities, including but not limited to Council and the SES.

Council must be satisfied that the Plan of Management addresses all necessary requirements for the safety and preservation of life, livestock and property, including the applicant's proposal for evacuation from the site, its route and alternatively if necessary, for the sheltering on site.

Driveway Access – Rural Areas

Prior to issue of an Occupation Certificate, the driveway access to the property boundary shall include an all-weather suitably drained 2 coat bitumen sealed surface. The driveway access is to be designed and constructed in accordance with Council Development Engineering design and construction specifications.

39. Stormwater Disposal

Roof water from the dwelling shall be conducted to the water storage tank accordance with BASIX requirements.

Any additional roof water and overflow from the water storage tank shall be disposed of via one of the following methods:

- To an absorption trench as per standard diagram, or
- To an area of the allotment that will not cause a nuisance to adjacent lot boundaries. Note: This may require the use of dissipaters to the Principal Certifiers satisfaction.
- To the street gutter/drainage easement via a buried pipeline.

Immediately after completion of any roof, a disposal system shall be installed which disposes of the stormwater without causing any adverse environmental impacts

These works are to be completed prior to the issue of an Occupation Certificate.

40. Water and Sewer Headwork Charges

Prior to the release of an Occupation Certificate, the applicable water and sewer headworks charges must be paid. Water Directorate Guidelines are used to calculate the charges which reflect the additional water and sewer loadings generated by the development.

The value of head works charges will be included in Water and Sewer Group's Notice of Requirements in response to the developer's application for a certificate

of compliance as under *Section 307, Water Management Act 2000 (NSW)*.

41. Water and Sewer Certificate of Compliance

Prior to the issue of an Occupation Certificate, a certificate of compliance with requirements of *Section 307, Water Management Act 2000 (NSW)* must be obtained from Council's Water and Sewer group.

42. Stormwater and Flood Management

Prior to issue of any Occupation Certificate for the building(s) the stormwater drainage from the building is to be installed and must provide for an onsite stormwater detention, retention and recycling system. The minimum standard for compliance with Council's Policy is as follows:

- **Single dwellings and outbuildings/Duplex developments with a hardstand area (roof plus impervious surfaces) of greater than 500sqm** must provide a stormwater retention and detention system that ensures that the total of the sites stormwater runoff after development does not exceed the calculated runoff for the site prior to the development for all storm durations for the 5 year, 20 year and the 100 year ARI (Australian Recurrence Level) storm event.

All electrical fittings and electrical outlets installed in the proposed dwelling is to be certified by a registered surveyor as being not less than 500mm above the 100-year Average Recurrence Interval flood level. The certification shall be submitted to the Principal Certifier prior to issue of an Occupation Certificate.

A Section 307 Certificate will be issued, upon application to the Water and Sewer Group, after all requirements detailed in the Section 306 Notice of Requirements have been satisfied.

43. Swimming pools and Spas

Prior to the issue of an Occupation Certificate, the Principal Certifier shall be satisfied that the development as constructed achieves compliance with the *Swimming Pools Act 1992, Swimming Pools Regulation 2018, Australian Standard 1926 Parts 1, 2 and 3 and Parts 3.9.3 and 3.9.4 of the Building Code of Australia*.

44. Wastewater from pool - Unsewered Areas

The swimming pool wastewater is to be discharged to a 450mm wide x 900mm deep x 4.5metre long tunnel trench. Alternatively, swimming pool wastewater is to be conveyed to a 450mm wide x 900mm deep x 6m long rubble trench.

The discharge of pool wastewater is to be clear of on-site sewage management systems and not cause a nuisance to adjoining owners.

45. Proximity of Cut and Fill

The cut and/or fill shall extend for a minimum of one metre clear of the building and the finished ground shall slope away from the building with a minimum fall of 50mm over the first metre.

46. Rural Addressing

Prior to the issue of an Occupation Certificate, the person having the benefit of the consent shall obtain and display the correct address of the property. Council's Lands and Asset Management Systems (LAMS) Team should be contacted via phone on 02 6578 7290 or via ssc@singleton.nsw.gov.au to obtain correct property addressing details.

Note: a section 138 *Roads Act 1993* approval will need to be obtained prior to being allocated an address.

ADVICE

a. Vegetation

No native vegetation is to be removed in association with this consent unless expressly applied for.

b. "Dial Before You Dig" Dial 1100

Before any excavation work starts, contractors and others should phone the "Dial Before You Dig" service to access plans/information for underground pipes and cables. www.dialbeforeyoudig.com.au

c. Dividing Fences

The erection of dividing fences under this consent does not affect the provisions of the *Dividing Fences Act 1991*. Under this Act, all relevant parties must be in agreement prior to the erection of any approved dividing fence/s under this consent.

Council has no regulatory authority in this area and does not adjudicate civil disputes relating to the provision of, or payment for, the erection of dividing fences. If there is a neighbour dispute about the boundary fence and you are seeking mediation, you may contact the Community Justice Centre, or if legal advice or action is required, you may contact the Chamber Magistrate.

d. Site Contamination Issues During Construction

Should any new information come to light during demolition or construction works which has the potential to alter previous conclusions about site contamination, Council must be immediately notified by the applicant, and works must cease. Works must not recommence on site until approval is granted by Council.

e. Filling of Swimming Pool

The swimming pool shall not be filled with water until such time as the safety fencing and gates have been completed in accordance with the approved plans

and specifications.

f. Registration of Swimming Pool

Prior to the issue of an Occupation Certificate the owner of the premises on which a swimming pool is situated, must register the pool on the NSW swimming pool register in accordance with the Swimming Pools Act and Regulations.

g. Pool Signage

The occupier of any premises in or on which a swimming pool (not including a spa pool) is being constructed must ensure that a sign is erected and maintained that:

- (a) bears a notice containing the words "This swimming pool is not to be occupied or used", and
- (b) is located in a prominent position in the immediate vicinity of that swimming pool, and
- (c) continues to be erected and maintained until a relevant Occupation Certificate or a Certificate of Compliance has been issued for that swimming pool.

h. Fenced during works

It is the applicant's responsibility to ensure that all excavations and incomplete pools have appropriate safety fencing, or are otherwise protected.

i. Pool Noise

- a. Any mechanical equipment associated with the swimming pool and/or spa pool shall be located in a sound-attenuating enclosure and positioned so that it is setback a minimum of 2 metre from the boundary of any adjoining premises.
- b. Pool plant (i.e. filter) is to be sited so as not to cause a nuisance to adjoining neighbours. Provisions of the *Protection of the Environment Operations Act 1997*, include restrictions relating to noise levels.
- c. The Principal Certifier shall be satisfied that the sound levels associated with the swimming pool/spa filtration system and associated mechanical equipment do not exceed 5dB(A) above the background noise level at the boundaries of the site.

j. Other Approvals and Permits

The applicant shall apply to Council for all necessary permits including crane permits, road opening permits, hoarding or scaffolding permits, footpath occupation permits, and/or any other approvals under *Section 68 (Approvals)* of the *Local Government Act, 1993* or *Section 138 of the Roads Act, 1993*.

k. Condensation and Water Vapour Management

Singleton Local Government Area is within Climate Zone 6 and the Building Code of Australia contains requirements for Condensation and Water Vapour Management within habitable buildings within this zone.

Any Construction Certificate should clearly specify the installation of these features.

SCHEDULE 2**RIGHT OF APPEAL**

To the extent provided for by Section 8.7 and 8.10 of the Act, an applicant who is dissatisfied with the determination of this application may appeal to the Court within six (6) months of the date of this notice.

Sections 8.7 and 8.10 of the Act do not apply in respect of a development consent declared to be valid or validly granted under Section 25C of the *Land and Environment Court Act 1979*.

NOTES

- This is not an approval to commence work. Building works cannot commence until a construction certificate is issued by Council or an accredited certifier.
- Consent operates from the determination date. For more details on the date from which the consent operates refer to section 4.20 and 8.13 of the *Environmental Planning and Assessment Act 1979*.
- Section 4.53 of the Act provides that a development consent for the erection of a building does not lapse if the building, engineering or construction work relating to the building is substantially physically commenced on the land to which the consent applies before the date on which consent would otherwise lapse.

SCHEDULE 3**Other Approvals list *Local Government Act 1993* approvals granted under s 68**

Nil.

General Terms of other approvals integrated as part of the consent (list approvals)

Nil.

CARRIED

Upon being put to the meeting, the motion was declared carried.

For the Motion were Crs Moore, Adamthwaite, Scott, Jenkins, George, Jarrett and M McLachlan Total (7).

Against the Motion was Crs T McNamara and B Charlton Total (2).

Cr Thompson was absent during consideration of the motion Total (1).

Cr Thompson returned to the meeting at 7.30 pm.

MOTION OF URGENCY

24/22

The Mayor **MOVED** from the Chair as a matter of urgency Council considers the recommendation from the Roads Advisory Committee held this morning, 15th March, 2022, the item being 5.3 Crown Road Transfer – Putty Valley Road.

Under clause 9.3 of Council's Code of Meeting Practice business may be considered at a meeting of the council even though due notice of the business has not been given to the councillors if:

A motion is passed to have business considered at the meeting, and

The business to be considered is ruled by the chairperson to be of great urgency on the grounds that it requires a decision by the council before the next scheduled ordinary meeting of the council

Only the mover of a motion referred to in clause 9.3 (a) can speak to the motion before it is put.

Summary

The Roads Advisory Committee on 15 March 2022 considered a report pertaining to the proposed transfer of a 13.6km section of Putty Valley Road from Crown Lands to Council.

In considering the report the Roads Advisory Committee adopted a recommendation to Council;

Formally endorsing a response letter to Crown Lands with respect to the proposed transfer of Putty Valley Road to Council; and

Seeking Council support to write to the NSW Deputy Premier, Minister for Lands and Water, Minister for Local Government, Minister for Regional Transport and Roads, Minister for Planning and the Member for Upper Hunter to advocate on issues associated with the transfer of Crown roads to local governments.

It is understood that the responsible officer at Crown Lands who is dealing with this matter is seeking to commence the process of formally transferring the subject section of Putty Valley Road to Council in the coming weeks. Given the urgency of the matter, I am seeking Council's support to bring forward an item from the Roads Advisory Committee minutes to enable Council to write to the Deputy Premier and various State Government Ministers and Members of Parliament urgently.

25/22

MOVED Cr Moore **SECONDED** Cr Jarrett that Council as a matter of urgency write to the Deputy Premier, Minister for Lands and Water, Minister for Local Government, Minister for Regional Transport and Roads, Minister for Planning

and the Member for Upper Hunter to:

1. Advocate on issues associated with the transfer of Crown owned roads to local governments, and
2. Raise major concerns and opposition that Council has specifically with the proposed transfer of the Putty Valley Road from Crown Lands to Council.

CARRIED

General Manager's Report (GM11/22)

**GM11/22 Appointment of Acting General Manager - 1 April to 31
December 2022**

FILE:21/00651/003

The purpose of this report was for Council to consider the appointment of an Acting General Manager for the period 1 April to 31 December 2022 to ensure continuity of Council's functions during periods of absence by the General Manager.

26/22 **MOVED** Cr Charlton **SECONDED** Cr Jenkins that:

1. For the period 1 April to 30 June 2022:
 - a. That the person holding the position of Director Infrastructure & Planning be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave for a period in excess of two consecutive days. Such appointment is to cease upon the return to work of the General Manager or other resolution of the Council.
 - b. If the person specified in point 1 above is unable or unwilling to act as General Manager at any time during the specified period, the person holding the position of Director Corporate & Commercial Services be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave for a period in excess of two consecutive days. Such appointment to cease upon the return to work of the General Manager or other resolution of the Council.
 - c. If the persons specified in points 1 and 2 above are unable or unwilling to act as General Manager at any time during the specified period, the person holding the position of Director Organisation & Community Capacity be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave for a period in excess of two consecutive days. Such appointment to cease upon the return to work of the General Manager or other resolution of the Council.
2. For the period 1 July to 30 September 2022:
 - a. That the person holding the position of Director Corporate & Commercial Services be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave for a period in excess of two

consecutive days. Such appointment is to cease upon the return to work of the General Manager or other resolution of the Council.

- b. If the person specified in point 1 above is unable or unwilling to act as General Manager at any time during the specified period, the person holding the position of Director Organisation & Community Capacity be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave for a period in excess of two consecutive days. Such appointment to cease upon the return to work of the General Manager or other resolution of the Council.
 - c. If the persons specified in points 1 and 2 above are unable or unwilling to act as General Manager at any time during the specified period, the person holding the position of Director Infrastructure & Planning be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave for a period in excess of two consecutive days. Such appointment to cease upon the return to work of the General Manager or other resolution of the Council.
3. For the period 1 October to 31 December 2022:
- a. That the person holding the position of Director Organisation & Community Capacity be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave for a period in excess of two consecutive days. Such appointment is to cease upon the return to work of the General Manager or other resolution of the Council.
 - b. If the person specified in point 1 above is unable or unwilling to act as General Manager at any time during the specified period, the person holding the position of Director Infrastructure & Planning be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave for a period in excess of two consecutive days. Such appointment to cease upon the return to work of the General Manager or other resolution of the Council.
 - c. If the persons specified in points 1 and 2 above are unable or unwilling to act as General Manager at any time during the specified period, the person holding the position of Director Corporate & Commercial Services be appointed to act as General Manager if the General Manager is sick or otherwise absent from work on leave for a period in excess of two consecutive days. Such appointment to cease upon the return to work of the General Manager or other resolution of the Council.
4. Any person acting as General Manager pursuant to this resolution has all the functions, delegations and sub-delegations given to the General Manager by the Council.
5. The General Manager approach the Hunter Joint Organisation General Manager's group representatives to set up a mentoring network that supports Directors that from time to time are elevated to the role of Acting General Manager so as to

support them during their tenure on matters that may arise and are outside of their ordinary Directorship duties.

CARRIED

General Manager's Report (GM12/22)

GM12/22 Draft Code of Meeting Practice

FILE:19/00530

The purpose of this report was for Council to consider the draft revised Code of Meeting Practice Policy (the draft Policy) prior to placing the draft Policy on public exhibition for a period of 42 days in accordance with the provisions of the *Local Government Act, 1993* (the Act).

27/22

MOVED Cr Jenkins **SECONDED** Cr Thompson that:

1. Draft POL/1014.10 Code of Meeting Practice Policy be placed on public exhibition for a period of 42 days and public notice be provided of the intention to adopt the draft Policy subject to consideration of submissions received.
2. Draft POL/1014.10 Code of Meeting Practice Policy be adopted following the public exhibition period subject to submissions received.
3. Should any submissions be received, that would require any change to the draft policy, a further report be presented to Council prior to adoption.
4. Upon adoption of the draft policy, POL/1014.9 Code of Meeting Practice Policy be rescinded.

CARRIED

General Manager's Report (GM13/22)

GM13/22 Draft Councillors Expenses & Facilities Policy

FILE:19/00530

The purpose of this report is for Council to consider the draft Councillors Expenses and Facilities Policy prior to placing on public exhibition for a period of 28 days in accordance with the provisions of the *Local Government Act, 1993* (the Act).

28/22

MOVED Cr Jenkins **SECONDED** Cr Jarrett that:

1. Draft POL/1008.15 Councillors Expenses and Facilities Policy be placed on public exhibition for a period of 28 days and public notice be given of the intention to adopt the policy.
2. Draft POL/1008.15 Councillors Expenses and Facilities Policy be adopted following the public exhibition period subject to submissions received.

3. Should any submissions be received, that would require any change to the draft policy, a further report be provided to Council prior to adoption.
4. Upon adoption of the draft policy, POL/1008.14 Councillors Expenses and Facilities Policy be rescinded.

CARRIED

General Manager's Report (GM14/22)

**GM14/22 Support for Australian Local Government Association
(ALGA) - 2022 Federal Election Campaign FILE:22/00009**

The next Federal Election is expected to be held in May 2022.

Working in conjunction with its member state and territory associations, the Australian Local Government Association (ALGA) has developed a framework and resources for a national advocacy campaign that will run in the lead up to this election.

Based around the tagline of "Don't Leave Local Communities Behind", the goal is to secure funding and policy commitments that will support every Australian council and community, and ensure all Australians have an equal opportunity to share in the benefits of Australia's post-pandemic recovery.

All Australian councils have been asked to participate in this campaign to ensure a coordinated approach that will deliver the best possible outcomes.

29/22

MOVED Cr Thompson **SECONDED** Cr Jenkins that Council:

1. Supports the national funding priorities of the Australian Local Government Association (ALGA), which would contribute an estimated \$6.46 billion per year to Australia's GDP and create 43,444 jobs; and
2. Council agrees to support and participate in the Australian Local Government Association's advocacy for their endorsed national funding priorities by writing to the local Federal Member(s) of Parliament, all known election candidates in local Federal electorates and the President of the Australian Local Government Association to:
 - a. Express support for ALGA's funding priorities;
 - b. Identify priority local projects and programs that could be progressed with the additional financial assistance from the Federal Government being sought by ALGA; and
 - c. Seek funding commitments from the members, candidates and their parties for these identified local projects and programs.

CARRIED

*General Manager's Report (GM15/22)***GM15/22 National General Assembly 2022****FILE:22/00009**

The purpose of this report was to advise Council that the upcoming National General Assembly 2022 is being held at the National Convention Centre in Canberra from 19-22 June 2022 and to consider nominating delegates to attend and vote at this conference.

30/22

MOVED Cr Jenkins **SECONDED** Cr Thompson that Council:

1. Endorse the attendance of the Deputy Mayor and Cr McLachlan to attend the National General Assembly 2022 in Canberra from 19-22 June 2022.
2. The Deputy Mayor be the voting delegate at the National General Assembly 2022.
3. Reimburse expenses in accordance with the Councillors Expenses and Facilities Policy.

CARRIED*General Manager's Report (GM16/22)***GM16/22 NSW Australian Local Government Women's Association (ALGWA) Conference 2022****FILE:22/00005**

The purpose of this report was to advise that Fairfield City Council will be hosting the NSW Australian Local Government Women's Association (ALGWA) Conference from Thursday 7 to Saturday 9 July 2022.

ALGWA supports and promotes women in local government through advocacy, advice and action. The Annual Conference is an opportunity to come together and engage in learning and networking that will foster personal and professional development.

31/22

MOVED Cr Charlton **SECONDED** Cr Thompson that this matter be deferred to the next meeting to determine who will attend.**CARRIED***General Manager's Report (GM17/22)***GM17/22 2022 Destination and Visitor Economy (DVE) Conference - 17 to 19 May 2022****FILE:22/00009**

The purpose of this report was to advise that the 2022 Destination and Visitor Economy (DVE) Conference is being hosted by Orange, Blayney and Cabonne Councils on 17 – 19 May 2022.

The 2022 theme is “Dare to Dream” and will feature presentations from those who have dreamed big including Orange 360, Central West Joint Organisations of Councils,

the Electric Vehicle Council, Threesides Marketing and Western Sydney Regional Organisation of Councils.

32/22 **MOVED** Cr Jarrett **SECONDED** Cr Jenkins that:

1. Cr Thompson be nominated to attend the 2022 Destination and Visitor Economy Conference.
2. Council determine the Councillor/s to attend.
3. Expenses be reimbursed in accordance with the Councillors Expenses and Facilities Policy.

CARRIED

General Manager's Report (GM18/22)

GM18/22 Draft Minutes - United Wambo VPA Community Committee - 03/11/2021

FILE:20/00460

The United Wambo Voluntary Planning Agreement (VPA) Community Committee held its general meeting on Wednesday, 3 November 2021. The minutes of the meeting and the Financial Report were circulated with the report for Council's consideration.

33/22 **MOVED** Cr George **SECONDED** Cr Adamthwaite that Council:

1. Notes the minutes of the United Wambo VPA Community Committee held on Wednesday, 3 November 2021.
2. Adopts the following recommendation made by the United Wambo VPA Community Committee:

Agenda Item 3.3 New Playground Equipment

- The Committee recommend to Council an allocation of \$180,000 funding for a playground upgrade, exercise equipment and shade shelter to be constructed at Jerrys Plains Recreation Ground.
- Council's Facilities and Recreation team will consult with the community about the design of the playground.

CARRIED

*Corporate and Commercial Services Report (DCCS7/22)***DCCS7/22 Road Naming - Wedgetail Close Lambs Valley****FILE:21/00509**

The purpose of this report was for Council to consider the naming of an unnamed right of carriageway at 974 Lambs Valley Road Lambs Valley.

34/22 **MOVED** Cr Charlton **SECONDED** Cr Jarrett that:

1. Council endorse the road name Wedgetail Close and call for public submissions on the proposed name.
2. Should no negative submissions be received:
 - a) Council formally adopt the name Wedgetail Close
 - b) Signpost Wedgetail Close
3. Should any negative submissions be received, a further report be considered by Council prior to adoption of the name.
4. The proposal is sent to the Singleton Aboriginal Reconciliation Committee for consultation as the wedgetail eagle is a totem of the Wonnaruah/Wannaruah people.

CARRIED*Corporate and Commercial Services Report (DCCS8/22)*

Having declared a non-pecuniary non-significant interest in the following matter Cr Charlton retired from the meeting at 8.59 pm.

DCCS8/22 Road Naming - High Country Rise Lambs Valley**FILE:21/00509**

The purpose of this report was for Council to consider the naming of an unnamed right of carriageway at 725 Lambs Valley Road Lambs Valley.

35/22 **MOVED** Cr Jenkins **SECONDED** Cr McLachlan that:

1. Council endorse the road name High Country Rise and call for public submissions on the proposed name.
2. Should no negative submissions be received:
 - a) Council formally adopt the name High Country Rise
 - b) Signpost High Country Rise
3. Should any negative submissions be received, a further report be considered by Council prior to adoption of the name.

CARRIED

Cr Charlton returned to the meeting at 9.00 pm.

Corporate and Commercial Services Report (DCCS9/22)

DCCS9/22 Draft Corporate Credit Card Policy

FILE:POL/6019

The purpose of this report was for Council to consider the draft Corporate Credit Card Policy

36/22 **MOVED** Cr Jenkins **SECONDED** Cr George that Council adopt POL/6019.1 Corporate Credit Card Policy.

CARRIED

Organisation and Community Capacity Report (DOCC8/22)

DOCC8/22 Draft Internal Audit Policy

FILE:22/00100

The purpose of this report was to present for consideration and adoption an updated Internal Audit policy.

37/22 **MOVED** Cr George **SECONDED** Cr Jarrett that Council:

1. Adopt draft POL/1019.8 Internal Audit Policy.
2. Rescind POL/1019.7 Internal Audit Policy.

CARRIED

Infrastructure & Planning Report (DI&P4/22)

DI&P4/22 Water Restrictions

FILE:19/00278/001

The purpose of this report was to inform Council of the current water supply available for Council's water supply schemes and to recommend the removal of mandatory Level 1 (low) water restrictions in recognition of availability of water to the Singleton (including Broke and Mount Thorley) and Jerrys Plains Water Supply Areas.

38/22 **MOVED** Cr McNamara **SECONDED** Cr Adamthwaite that Council resolve to remove Level 1 (low) water restrictions effective from 16 March 2022 and return to the permanent water saving rules detailed in POL/26030 Water Supply Services.

CARRIED

*Infrastructure & Planning Report (DI&P5/22)***DI&P5/22 Finalisation of Planning Proposal for Proposed
Reclassification of Land at 1-3 Bathurst Street
Singleton****FILE:60.2021.3/08**

The purpose of this report was to advise the Council on the outcomes of community consultation undertaken for the proposed reclassification of land at Lot 1 of DP 1151446, known as 1-3 Bathurst Street Singleton (the site). Based on the outcomes of community consultation, Council's endorsement is sought to finalise the planning proposal and forward it to the Department of Planning and Environment to notify the plan.

The proposal seeks to reclassify the site from community land to operational land which will allow the Council to sell the site to OurCare Services Ltd, as per a Council resolution in 2018. To give effect to the planning proposal, the Singleton Local Environmental Plan (SLEP) 2013 would be amended at Schedule 4 Part 1 to include the site as operational land.

The planning proposal was placed on public exhibition for 28 days between 7 October and 4 November 2021 with no submissions received. As required by the *Local Government Act 1993* for reclassifications of land, a public hearing was held by an independent facilitator on 8 December 2021. One member of the community attended the public hearing who was in support of the proposed reclassification.

As no objecting submissions were received and there are no unresolved issues, it is recommended that the Council endorse the planning proposal to be finalised and forwarded to the Department of Planning and Environment to notify the amendment.

39/22

MOVED Cr Scott **SECONDED** Cr Jarrett that Council:

1. Endorse the planning proposal to be finalised and forwarded to the Department of Planning and Environment to notify the amendment.
2. Notify attendees of the public hearing of Council's resolution.

CARRIED

*Upon being put to the meeting, the motion was declared carried.
For the Motion were Crs Moore, Adamthwaite, McNamara, Scott, Thompson,
Jenkins, George, Jarrett and McLachlan Total (9).*

Against the Motion was Cr Charlton Total (1).

Infrastructure & Planning Report (DI&P9/22)

DI&P6/22 DA 8.2021.293.1 - 251 Putty Road Glenridding - Lot 1
DP 1248719 FILE:8.2021.293/06

This matter was considered earlier in the meeting.

General Manager's Report (GM19/22)

GM19/22 Councillors Expenses & Facilities - 01/07/2021 to
31/12/2021 FILE:21/00162

The purpose of this report was to provide details of expenditure in accordance with the Councillors Expenses & Facilities Policy for the six months from 1 July 2021 to 31 December 2021.

NOTED*General Manager's Report (GM20/22)*

GM20/22 Minutes - Australia Day Committee - 15/12/2021 FILE:18/00182/01-06/07

The Australia Day Committee held its meeting on 15 December, 2021. The minutes were circulated with the report for Council's information.

NOTED*General Manager's Report (GM21/22)*

GM21/22 Minutes - Mount Thorley Warkworth Voluntary
Planning Agreement Community Committee -
03/02/2022 FILE:22/00036

The Mount Thorley Warkworth Voluntary Planning Agreement (VPA) Community Committee held its ordinary meeting on 3 February 2022. The Minutes of the meeting were circulated with the report for Council's information.

The report is also to notify Council of a future briefing of Wollombi Brook Walking Trail, Bulga Stock Reserve and the review of the Bulga Village Masterplan.

NOTED

Cr McNamara retired from the meeting at 9.14pm and returned at 9.16pm.

*Corporate and Commercial Services Report (DCCS10/22)***DCCS10/22 Investment Report - February 2022****FILE:21/00487**

In accordance with clause 212 of the *Local Government (General) Regulation, 2021* the details were shown of the funds invested under section 625 of the *Local Government Act, 1993* as at 28 February 2022.

NOTED*Infrastructure & Planning Report (DI&P7/22)***DI&P7/22 Local Roads and Community Infrastructure Grant
Program Phase 3****FILE:20/00277**

The purpose of this report was to provide Council with the details of projects identified for funding under the Federal Government's Local Roads and Community Infrastructure Program Phase 3.

NOTED*Infrastructure & Planning Report (DI&P8/22)***DI&P8/22 Employment Zones Translation Detail Information****FILE:21/00354**

The Department of Planning and Environment (the Department) is amending business zones in all councils' LEPs as part of a State Government-led reform which aims to support long-term economic recovery through job creation and increased productivity in NSW. This will be achieved by streamlining the number of zones for business/employment and amending mandatory permissible and prohibited uses. Existing business zones will be renamed to *Employment Zones* and a new *Mixed Use* and *Enterprise* zone will be introduced.

In late 2021, the Department requested feedback from all councils across NSW on draft amendments to each council's Local Environmental Plan (LEP) for business zones. Councils were asked to review the Department's draft translation of zones; however, proposed changes to this could only be accommodated where these were consistent with the Department's reform framework. To give effect to the changes, the Standard Instrument (Local Environmental Plans) Order 2006 (SI LEP Order) has been amended so that, on completion, the new zones will replace the existing Business and Industrial zones.

It is anticipated that the Department will exhibit the proposed amendments to all councils' LEPs in April 2022. The Department has requested that each newly elected council be informed of the changes in February or March 2022, accordingly this report is provided to Council for information. Council staff can undertake further briefings to the council on this work and can make a submission during the exhibition period. The Department has advised that there will be the opportunity for post-exhibition amendments in response to feedback.

NOTED

Questions Given

QG1/22 Questions of Which Notice Has Been Given

FILE:21/00172

Responses were provided to the following questions from Councillors:

1. Cr Tony Jarrett – The Central Bar & Kitchen – 15/02/2022.

NOTED

The meeting closed at 9.19pm and the minutes pages 1 to 34 were confirmed on 19 April, 2022 and are a full and accurate record of proceedings of the meeting held on 15 March, 2022.

.....
Mayor/Chairperson

.....
General Manager

Public Forum was held prior to the commencement of the Council Meeting.

It is noted the public forum was held prior to the commencement of the Council and included the following item:

Item Details**Page No's**

NM1/22 Notice of Motion – Ravensworth Homestead

6

Speakers

Speakers For the recommendation	
Name and address	Representing self/organisation
Stewart Ewen	Broke Square Committee. Mr Ewen will also read a message from Mick McCardle, Broke Residents Association
Jody Derrick	President, Broke Fordwich Tourism Association and President Broke Village Fair

Speakers Against the recommendation	
Name and address	Representing self/organisation
Lyn MacBain	Self

Item Details**Page No's**

DA8.2021.293.1 – 251 Putty Road, Glenridding Lot 1 DP1248719

200-225

Speakers

Speakers For the recommendation	
Name and address	Representing self/organisation

Speakers Against the recommendation	
Name and address	Representing self/organisation
Sally Flannery	Applicant