

MINUTES OF THE EXTRAORDINARY MEETING OF COUNCIL HELD AT THE COUNCIL CHAMBERS, 86 MARKET STREET, MUDGEE ON MONDAY 28 NOVEMBER 2011, COMMENCING AT 5.20PM AND CONCLUDING AT 6.49 PM

Present: Cr D Kennedy (Mayor), Cr R Holden, Cr E Lang, Cr EE Martens (AM), Cr PA Shelley, Cr JP Thompson, Cr MB Walker, Cr JR Webb.

In Attendance: General Manager (W Bennett), Group Manager Mid-Western Operations (B Cam), Group Manager Development and Community Services (C Van Laeren), Acting Group Manager Finance and Administration (L Johnston),

Media Representatives: Mudgee Guardian / The Weekly (R Murray), Radio 2MG (M Rock).

ITEM 1: APOLOGIES

394/11 **MOTION:** Holden / Lang

That the apology for the absence of Councillor Weatherley be accepted and leave of absence be granted.

The motion was put and carried.

ITEM 2: DISCLOSURES OF INTEREST

There were no disclosures of interest.

ITEM 3: GENERAL BUSINESS

3.1 DRAFT DEVELOPMENT CONTROL PLAN - TEMPORARY WORKERS ACCOMMODATION

A0100052, A0420084

395/11 **MOTION** Kennedy / Holden

That pursuant to Code of Meeting Practice the Council suspends standing orders.

The motion was put and carried.

396/11 **MOTION** Holden / Walker

That Standing Orders be resumed.

The motion was put and carried.

MOTION: Kennedy / Martens

That Council defer the decision on the Draft development Control Plan for Temporary Workers Accommodation until further concerns of the Council are addressed by staff

AMENDMENT Webb / Holden

That:

1. the report by Group Manager Development and Community Services on the Draft Development Control Plan - Temporary Workers Accommodation be received;
2. Council endorse the planning opinion that Temporary Workers Accommodation falls within the definition *Tourist and Visitor Accommodation* for the purposes of the Mid-Western Local Environmental Plan 2008;
3. the submissions in relation to the exhibition of the Draft Development Control Plan Temporary Workers Accommodation be noted;
4. the revised Draft Development Control Plan on Temporary Workers Accommodation be place on further public exhibition in accordance with the requirements of the Environmental Planning and Assessment Act and Regulations as the changes are of such significance that warrants further community and key stakeholders input with the following amendments to the Draft Development Control Plan
 - That where a Temporary Workers Accommodation facility is located adjoining a town or village then the maximum size of any Temporary Workers Accommodation facility shall equate to ten (10) percent of the existing population of that town or village
 - Clause 8.1 – third bullet point be amended to include at the end of the paragraph the words “and finalised”
 - Clause 15.0 – To include a provision for Pedestrian and Street Lighting
 - Clause 17.0 – the eight bullet point to read “Access to medical facilities encompassing all potential scenarios. “
5. a further report be presented to Council upon the completion of the exhibition.

397/11

AMENDMENT

Holden / Shelley

That:

1. the report by Group Manager Development and Community Services on the Draft Development Control Plan - Temporary Workers Accommodation be received;
2. Council endorse the planning opinion that Temporary Workers Accommodation falls within the definition *Tourist and Visitor Accommodation* for the purposes of the Mid-Western Local Environmental Plan 2008;
3. the submissions in relation to the exhibition of the Draft Development Control Plan Temporary Workers Accommodation be noted;
4. the revised Draft Development Control Plan on Temporary Workers Accommodation be place on further public exhibition in accordance with the requirements of the Environmental Planning and Assessment Act and Regulations as the changes are of such significance that warrants further community and key stakeholders input with the following amendments to the Draft Development Control Plan
 - Clause 8.1 – third bullet point be amended to include at the end of the paragraph the words “and finalised”
 - Clause 15.0 – To include a provision for Pedestrian and Street Lighting
 - Clause 17.0 – the eight bullet point to read “Access to medical facilities encompassing all potential scenarios.
5. a further report be presented to Council upon the completion of the exhibition.
6. the legal opinion received by Council on the definition of Tourist and Visitor Accommodation be included in the confidential session of the next Council business paper.

The first amendment was put and lost. The second amendment was put and carried and on being put as the motion was again carried.

CLOSURE

There being no further business, the meeting concluded at 6.49 pm.