



ORDINARY MEETING OF COUNCIL

**Held at 5:00pm
On 27 October 2014**

ROLL CALL

Councillors:

Cr M Pearce (Mayor)
Cr B Crouch (Deputy Mayor)
Cr L Cooper
Cr K Dusting
Cr M Dusting
Cr D Field
Cr F Geldof
Cr I Strutt
Cr K Ward

Staff:

Mr D Connor, General Manager
Mr R Bell, Director of Engineering Services
Mrs J Michie, Director of Administrative Services
Mrs O Wood, Manager Community Care
Ms L Cumming, Manager of Planning
Mrs D Williams, Minute Clerk

MINUTES

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The Meeting Commenced at: 5:00pm

ATTENDANCE

Present were the Chairperson Cr M Pearce (Mayor), Cr B Crouch (Deputy Mayor) and Councillors, L Cooper, K Dusting, M Dusting, D Field, I Strutt, K Ward, General Manager (Mr D Connor), Director of Engineering Services (Mr R Bell), Director of Administrative Services (Mrs J Michie), Manager of Community Care (Mrs O Wood), Manager of Planning (Ms L Cumming), Minute Clerk (Mrs D Williams).

1. OPENING & WELCOME

2. PRAYER

3. ACKNOWLEDGEMENT TO COUNTRY

4. APOLOGIES

An Apology was tabled for Cr F Geldof, currently on a leave of absence.

ADVICE OF LATE ARRIVALS

A notice of late arrival was advised for the Manager of Planning.

MOTION

Apology for Cr F Geldof and Late Arrival of Manager of Planning

322/14 MOVED/ CARRIED (Crs K Ward / L Cooper)

That the apology for Cr F Geldof and the late arrival of the Manager of Planning be accepted.

6. DISCLOSURES & DECLARATION OF INTERESTS

At request of the Chair, the Minute Clerk tabled details of the pecuniary and non-pecuniary Conflict of Interest Declarations received in relation to the 27 October 2014 meeting.

Submitted By:	Interest Declared:
<i>Cr K Dusting</i>	<i>Non-pecuniary interest in Report Item 3.13.10.02, Caravan Sewer Dump Site, Director of Engineering Services Report.</i>
<i>Cr M Dusting</i>	<i>Non-pecuniary interest in Report Item 3.13.10.02, Caravan Sewer Dump Site, Director of Engineering Services Report.</i>

6a. CONFIRMATION OF MINUTES OF EXTRAORDINARY COUNCIL MEETING

Extraordinary Meeting of 18 September 2014

323/14 MOVED/ CARRIED (Crs M Dusing / B Crouch)

That the Minutes of the Extraordinary Meeting held on 18 September 2014, (copies have been circulated to Members) be adopted as a true and correct record of proceedings.

6b. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Ordinary Meeting of 22 September 2014

324/14 MOVED/ CARRIED (Crs K Ward / I Strutt)

That the Minutes of the Ordinary Meeting held on 22 September 2014 (copies have been circulated to Members) be adopted as a true and correct record of proceedings.

6c. CONFIRMATION OF MINUTES OF CLOSED SESSION OF COUNCIL MEETING

Closed Session of Ordinary Meeting, held 22 September 2014

325/14 MOVED/ CARRIED (Crs I Strutt / M Dusing)

That the Minutes of the Closed Session of the Ordinary Meeting held on 22 September 2014 (copies have been circulated to Members) be adopted as a true and correct record of proceedings.

8. TABLING OF REPORTS & PETITIONS

- Disclosure Forms

9. URGENT SUPPLEMENTARY & LATE ITEMS OF BUSINESS

- Late Report – Manager of Planning, LEP Alteration
- Late Report – Confidential Business (DES), Equipment Tender
- Mayoral Minute – Confidential Business

MOTION

To Accept the Late Reports

326/14 MOVED/ CARRIED (Crs D Field / M Dusing)

That the Late Reports from the Manager of Planning the Director of Engineering Service's and the Mayor, be accepted by Council and heard at a later stage during the meeting.

10. WRITTEN REPORTS FROM DELEGATES

Councillors in turn provided a brief verbal summary of their Council related activities during the reporting period and submitted written Delegate Reports comprising details as follows:-

Councillor	Activity Date:	Activity Detail:
Cr D Field		
	13 October 2014	Friends of McMaughs AGM, Community Centre Corporate & Governance Committee, USC Economy, Development & Transport Committee (Observer), USC
	14 October	Environment & Water-cycle Committee, USC Community & Culture Committee (Observer), USC
	27 October	Ordinary Council Meeting, USC
Cr F Geldof		No Report Submitted
Cr B Crouch		
	29 September	Councillor Briefing Session (CBS), USC
	10 October	Tender Panel, USC
	13 Oct	Corporate & Governance Committee, USC Economy, Development & Transport Committee, USC
	18 Oct	Working Bee at Bundarra Nature Park, Bundarra
	19-21 Oct	LGNSW Conference, Coffs Harbour
	24 Oct	CWA AGM, Uralla
	27 Oct	Ordinary Council Meeting, USC
Cr M Dusting		No Report Submitted
Cr K Dusting		No Report Submitted
Cr L Cooper		
	24 Sept	Jobs Australia Board Meeting, Armidale
	9 Oct	Australia Day Committee, USC
	6 -10 Oct	Thunderbolts Festival Street Stall, Uralla
	13 Oct	Economy, Development & Transport Committee, USC
	14 Oct	Community & Culture Committee, USC
	18 Oct	Thunderbolts Rodeo, Uralla Oxley Riders Meeting, Uralla
	23-24 Oct	Preparations for Thunderbolts Festival, Uralla
	25 Oct	Thunderbolts Festival, Uralla
	27 Oct	Ordinary Council Meeting, USC

DELEGATE REPORTS (continued)

Councillor	Activity Date:	Activity Detail:
Cr K Ward		
	29 Sept	CBS, USC
	14 Oct	Environment & Water-cycle Committee, USC Community & Culture Committee, USC
	22 Oct	Environmentors Presentation, Uralla Central School
	25 Oct	Thunderbolts Festival
Cr I Strutt		
	29 Sept	CBS, USC
	4 Oct	Wandering Warriors Visit, Uralla
	7 Oct	Dangars Lagoon Tree Planting, Uralla
	13 Oct	Corporate & Governance Committee, USC Economy, Development & Transport Committee (Observer), USC
	14 Oct	Environment & Water-cycle Committee (Observer), USC Community & Culture Committee, USC
	18 Oct	Working Bee at Bundarra Nature Park, Bundarra
	22 Oct	Environmentors Presentation, Uralla Central School
	24 Oct	CWA AGM, Uralla
	25 Oct	Thunderbolts Festival, Uralla
	27 Oct	Ordinary Council Meeting, USC
Cr M Pearce		
	23 Sept	Administration & Correspondence, USC
	24 Sept	Administration & Correspondence, USC
	25 Sept	Administration & Correspondence, USC Attend Council's Depot with GM & DES to speak with outdoor staff.
	29 Sept	Police Remembrance Day, Glen Innes
	30 Sept	Administration & Correspondence, USC
	1 Oct	2AD Radio Interview, Uralla Administration & Correspondence, USC
	2 Oct	Meetings, USC Administration & Correspondence, USC Meet/Greet the Wandering Warriors, Uralla
	7 Oct	New England/Northern Inland Volunteer of the Year Awards, Armidale
	8 Oct	Administration & Correspondence, USC Speak with GM re Current Trends & Issues, USC
	9 Oct	NAMOI ROC Board Meeting, Quirindi
	10 Oct	Meeting with Mayors & GM's, Department Premier & Cabinet Re: Joint Organisations Proposal – Councils from Inverell, Glen Innes, Guyra, Armidale & Walcha. Guyra
	13 Oct	Friends of McMaugh Gardens, AGM, Uralla Corporate & Governance Committee, USC Economy, Development & Transport Committee (Observer), USC
	14 Oct	Administration & Correspondence, USC Environment & Water-cycle Committee (Observer), USC Community & Culture Committee, USC
	15 Oct	2AD Radio Interview, Uralla Speak with GM re Current Trends & Issues, USC Administration & Correspondence, USC

DELEGATE REPORTS (continued)

Councillor	Activity Date:	Activity Detail:
	16 Oct	Meeting with Mayors & GM's from Armidale, Walcha, Guyra. Armidale Armidale Economic, Development & Tourism Committee Meeting. Armidale.
	18 Oct	Working Bee at Bundarra Nature Park, Bundarra
	18 Oct	Thunderbolts Rodeo, Uralla
	19-21 Oct	LGNSW Conference, Coffs Harbour
	22 Oct	Environmentors Presentation, Uralla Central School 2AD Radio Interview, Uralla Speak with Manager of Waste & Recycling re: Trends & Issues, USC Administration & Correspondence, USC
	23 Oct	Administration & Correspondence, USC
	24 Oct	UNE Spring Graduation, Armidale
	25 Oct	Thunderbolts Festival, Uralla
	27 Oct	Ordinary Council Meeting, USC
	25 Oct	Thunderbolts Festival, Uralla
	27 Oct	Administration & Correspondence, USC Ordinary Council Meeting, USC

REQUESTS FOR LEAVE OF ABSENCE

A request for Leave of Absence was submitted by Cr D Field.

MOTION

Leave of Absence for Cr D Field

327/14 MOVED/ CARRIED (Crs I Strutt / D Field)

That the request for Leave of Absence from Cr D Field be noted and the Leave of Absence between 28 October 2014 and 1 November 2014 be approved.

**15. RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN
CONFIDENTIAL SECTION**

• **1.13.10.05 Industrial Land (General Manager's Report)**

This report is presented to the CLOSED section of the October Ordinary Council Meeting under section 10A (2[d]) of the Local Government Act (NSW) 1993.

- (1) A council, or a committee of the council of which all the members are councillors, may close to the public so much of its meeting as comprises:
 - (a) the discussion of any of the matters listed in subclause (b); or
 - (b) the receipt or discussion of any of the information so listed.

- (2) The matters and information are the following:
 - (d) Commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of Council.

- **Tender Panel – Rollers and Front End Loader replacement (Director of Engineering Service’s Report)**

This report is presented to the CLOSED section of the October, 2014, meeting under section 10A 2(d [i]) of the Local Government Act (NSW) 1993.

A council, or a committee of the council of which all the members are councillors, may close to the public so much of its meeting as comprises:

- (a) the discussion of any of the matters listed in subclause (2), or
- (b) the receipt or discussion of any of the information so listed.

(2) The matters and information are the following:

- (d) commercial information of a confidential nature that would, if disclosed:
- (i) prejudice the commercial position of the person who supplied it.

- **Granting of a contribution equal to the pensioner concession (Mayoral Minute)**

This report is presented to the CLOSED section of the October Ordinary Council Meeting under section 10A (2[b]) of the Local Government Act (NSW) 1993.

(1) A council, or a committee of the council of which all the members are councillors, may close to the public so much of its meeting as comprises:

- (a) the discussion of any of the matters listed in subclause (b); or
- (b) the receipt or discussion of any of the information so listed.

(2) The matters and information are the following:

- (b) the personal hardship of any resident or ratepayer.

MOTION

Motion To Consider Items in Confidential Business Section.

328/14 MOVED/ CARRIED (Crs I Strutt / L Cooper)

Motion for the following Items to be Considered in Confidential Section

- (i) **1.13.10.05 Industrial Land (General Manager’s Report)**
- (ii) **Tender Panel – Rollers and Front End Loader replacement (Director of Engineering Service’s Report)**
- (iii) **Granting of a contribution equal to the pensioner concession (Mayoral Minute)**

17. REPORTS FROM THE CORPORATE & GOVERNANCE COMMITTEE

Item 1

1.13.10.01

Draft Audit & Risk Committee Charter

329/14 MOVED/ CARRIED (Crs I Strutt / D Field)

That:

- 1. Adopt the draft Audit and Risk Committee Charter and place the draft on public exhibition for comment for a period of 14 days; and**
- 2. Make alteration to the 2014/15 budget to allocate expenditure to cover the cost associated with independent members fees of \$1,000 for the remaining half year.**

Cr L Cooper left the room at 5:58pm.

Item 2

1.13.10.04

NSW Government – Fit for the Future Program

330/14 **MOVED/ CARRIED** (Crs M Dusting / B Crouch)

Note: Cr L Cooper was not in room when this motion was carried.

- 1. Develop an action plan, including key milestones, for the development of Councils submission to the NSW Governments Fit for the Future program;**
- 2. Write to the Office of Local Government requesting that Councils General Manager be included on the panel for the development of the Rural Council/Community Board model;**
- 3. Liaise with all neighbouring Councils and other Councils from within the region with regard to their approach and submissions in response to the Fit for the Future program requirements;**
- 4. Explore all complying options and develop a draft submission to the NSW Governments Fit for the Future program, consistent with the following key objectives:**
 - a. The Uralla Shire Community remains independent in the determination of its own service levels and facilities;**
 - b. The Uralla Shire Community not be adversely effected by the infrastructure backlog of any recommended merger partner;**
 - c. The Uralla Shire Community not be adversely effected by the debt burden of any recommended merger partner;**
 - d. The Uralla Shire Community be advantaged by any potential governance, administration or operations models implemented;**
 - e. The employment of Uralla Shire Council's staff be protected.**
- 5. Take a leadership role in the establishment of a Northern Tablelands Joint Organisation of Councils, in consultation with Armidale, Glen Innes, Guyra, Inverell, Tenterfield and Walcha Councils, to represent the strategic priorities of the greater Northern Tablelands Region; including applying for the Northern Tablelands to be chosen as a pilot for the Joint Organisation trial; and**
- 6. Confirm Councils commitment to participating in an Expression of Interest for a Joint Organisation with Namoi Council as an Associate Member.**

11. SUPPER

MOTION

Supper Adjournment

331/14 **MOVED/ CARRIED (Crs K Dusting / B Crouch)**

That Council break for a 30 minute Supper Adjournment (6:07pm to 6:37pm).

The Meeting resumed at 6:32pm.

Cr L Cooper returned to the room at 6:34pm.

12. PRESENTATIONS

Have Your Say

Speakers in Order of Presentation:

The Chair introduced the Speakers in order of Presentation as follows:-

The Chair introduced the Speaker in delivery of a Presentation as follows:-

1. **Mr Michael Brogan**

Armidale Aboriginal Lands Council

The Speaker delivered a presentation on the subject of Reconnecting with Uralla Shire Council regarding:

- *Future Development of Land*
- *Undetermined Land Claims*
- *The Old Uralla Mission Site*

The Chair thanked Mr Brogan for his presentation to Council.

HAVE YOUR SAY SESSION CONTINUED...

2. **Mr Paul Kennedy**

Gostwyck Road

The Speaker delivered a presentation on the subject of Gostwyck Road, Gostwyck Chapel and fencing issues.

The Chair thanked Mr Kennedy for his presentation to Council.

REPORTS FROM CORPORATE & GOVERNANCE COMMITTEE CONTINUED...

Item 3

1.13.10.02

Disclosure of Interest Returns – Annual Completion and Tabling

332/14 **MOVED/ CARRIED (Crs M Dusting / L Cooper)**

That Councils updated Register of Disclosure of Interest Returns for Councillors and all of Councils designated persons be officially tabled and noted.

Item 4

1.13.10.03

Cash at Bank and Investments

333/14 **MOVED/ CARRIED (Crs K Dusting / L Cooper)**

That:

Council note the cash position at 30 September 2014 consisting of; cash and overnight funds of \$1,195,541.15, term deposits of \$6,000,000.00 totalling \$7,195,541.15 of readily convertible funds.

PROCEDURAL MOTION

Move to Committee of the Whole

334/14 **MOVED/ CARRIED (Crs B Crouch / B Crouch)**

That Council move to a 'Committee of the Whole' to discuss the matter of a Declaration of Non-Pecuniary Interest by a Councillor and whether or not it is appropriate for that Councillor to then make a Deputation to Council on the Item.

Councillors held a detailed discussion on this matter.

PROCEDURAL MOTION

Resumption of Standing Orders

335/14 **MOVED/ CARRIED (Crs B Crouch / L Cooper)**

That Council resume Standing Orders.

The General Manager summarised details discussed during the Committee of the Whole.

18. REPORTS FROM THE COMMUNITY & CULTURE COMMITTEE

Item 1

2.14.10.01

Tablelands Community Transport

336/14 **MOVED/ CARRIED (Crs I Strutt / B Crouch)**

That the report be received and noted

Item 2

2.14.10.02

Tourism

337/14 **MOVED/ CARRIED (Crs L Cooper / K Ward)**

That the report be received and noted

The General Manager and Cr M Dusting left the room at 7:14pm and returned to the room at 7:16pm.

Item 3

2.14.10.03

Inclusive and Liveable Community Forum

338/14 **MOVED/ CARRIED** (Crs I Strutt / D Field)

That:

That the report be received and noted

**19. REPORTS FROM THE ECONOMY, DEVELOPMENT & TRANSPORT
COMMITTEE**

Item 1

3.13.10.01

Uralla Local Traffic Committee

339/14 **MOVED/ CARRIED** (Crs K Dusting / L Cooper)

That:

1. Council note the minutes of the Uralla Local Traffic Committee meeting held 9th September, 2014.
2. Barleyfields Road/ New England Highway - That Council support the erection of an advance warning sign and continue to support the construction of a left turning lane for vehicles travelling south on the New England Highway.
3. Andersons Road- That Council erect signage at commencement of Andersons Road encouraging motorists to drive to the conditions.
4. Thunderbolts Festival – That Council note that the committee has recommended that the Traffic Management Plan be approved.
5. Macleay Way- That Council place traffic classifier on Macleay Way and report results to next Uralla Local Traffic Committee meeting.
6. Wandering Warriors- that the Police and Roads and Maritime Services check if they have additional information on the events , and
7. That the Roads & Maritime Service does not support the closure of the New England Highway for this event.
8. Terrible Vale Road –
 - a. that Council submit a funding application for the signage and bus pull off area at “Terrible Vale” on Terrible Vale Road, and
 - b. Council carry out upgrade work on the Terrible Vale Road shoulders, and
 - c. Council not support constructing a new bus shelter due to no RMS funding available.

Crs K & M Dusting left the room at 7:25pm having earlier declared a non-pecuniary interest in the following item.

Item 2

3.13.10.02

Caravan Sewer Dump Site

340/14 **MOVED/ CARRIED** (Crs K Ward / L Cooper)

That Council construct a Caravan Dump Point in John Street, near the Old Cemetery, and trial for 3 months.

Note: Crs K & M Dusting were not present when the above motion was carried.

Crs K & M Dusting returned to the room at 7:30pm

Item 3 – Division Decision

3.13.10.03

Submissions in relation to Development Application 49/2014

– B Hambrook & A Harker – 52 Budumba Road, Invergowrie

341/14 **MOVED/ CARRIED** (Crs D Field / I Strutt)

That:

That Council approve development application 49/2014 being for a large lot residential subdivision consisting of 2 lots on land known as 52 Budumba Road, Invergowrie, being Lot 10 DP 246614 under the owner ship of B Hambrook & A Harker subject to the following conditions:

A Division was called and the result was as follows:

FOR: B Crouch, L Cooper, D Field, K Dusting, M Dusting, M Pearce, I Strutt, K Ward.

AGAINST: Nil

ABSENT: F Geldof

PRESCRIBED CONDITIONS (under Environmental Planning and Assessment Regulation 2000)

Nil

GENERAL CONDITIONS

1. The development must take place in accordance with the approved plans (bearing the Council approval stamp) and documents submitted with the application, drawn by plan drawers name, numbered drawing numbers and dated date, and subject to the conditions below to ensure the development is consistent with Council's consent.
2. All Engineering works to be designed by an appropriately qualified person and carried out in accordance with Council's Engineering Code, unless otherwise indicated in this consent, to ensure that these works are of a sustainable and safe standard.

CONDITIONS TO BE COMPLETED PRIOR TO ISSUE OF SUBDIVISION CERTIFICATE

3. Prior to the issue of a Subdivision Certificate the applicants shall provide written advice from telecommunications and electricity providers, confirming that satisfactory arrangements have been made for the provision of a telecommunications and electricity services.
4. Prior to the issue of a Subdivision Certificate, an Application for a Subdivision Certificate is to be submitted to Council with three (3) copies of the Title Plan and appropriate fees. The applicant/developer is to ensure that a summary of compliance with all conditions of consent is completed and lodged with the application.
5. The width of the battle axe handle is to be 10 metres.
6. The access to proposed lot 1 is to be constructed consisting of a 4 metre wide gravel dish crossing. The access handle is to contain a 4 metre wide gravel internal road with a minimum of 150 mm of gravel cover. This is to be constructed to a standard approved by the Director of Engineering Services and is at the expense of the developer.
7. Prior to the issue of a Subdivision Certificate the applicants shall pay to Council contribution toward public amenities and services for which Council is satisfied that the proposed development is likely to create a demand (as detailed in the attached schedule) is to be made (or secured by bank guarantee) prior to the issue of the Construction/Subdivision Certificate. Such charges are listed below and are subject to CPI increases if not paid in the year of issue of this consent.

INTEGRATED GENERAL TERMS OF APPROVAL AS PART OF THIS CONSENT

These conditions are in accordance with Section 91 of the Environmental Planning & Assessment Act 1979 by the NSW Rural Fire Service:

8. The proposed development is to comply with the Subdivision and Site Plan identified as attachment 1 of the Bush Fire Hazard assessment prepared by Stephen Cotter of Bush Fire Safe Australia and dated June 2014, except where modified by conditions of this Bush Fire Safety Authority.
9. **Asset Protection Zones**

The intent of measures is to provide sufficient space and maintain reduced fuel loads so as to ensure radiant heat levels of buildings are below critical limits and to prevent direct flame contact with a building. To achieve this, the following conditions shall apply:

At the issue of subdivision certificate and in perpetuity the property around the existing dwelling to a distance of 20 metres, shall be managed as an inner protection area (IPA) as outlined within section 4.1.3 and Appendix 5 of 'Planning for Bush Fire Protection 2006' and the NSW Rural Fire Service's document 'Standards for asset protection zones'.

Addition to Condition by Uralla Shire Council

To ensure perpetuity, a Restriction to User is to be prepared as per the provisions of the Conveyancing Act 1919.

10. At the issue of subdivision certificate and in perpetuity the property around the proposed building envelope shall be managed as follows:
- a) North for a distance of 20 metres as an Inner Protection Area.
 - b) East for a distance of 20 metres as an Inner Protection Area.
 - c) South for a distance of 20 metres as an Inner Protection Area.
 - d) West for a distance of 35 metres as an Inner Protection Area.

Requirements for an Inner Protection Area are outlined within section 4.1.3 and appendix 5 of 'Planning for Bush Fire Protection 2006' (PBP) and the NSW Rural Fire Service's document 'Standards for asset protection zones'.

Addition to Condition by Uralla Shire Council

To ensure perpetuity, a Restriction to User is to be prepared as per the provisions of the Conveyancing Act 1919.

11. **Water and Utilities**

The intent of measures is to provide adequate services of water for the protection of buildings during and after the passage of a bush fire, and to locate gas and electricity so as not to contribute to the risk of fire to a building. To achieve this, the following conditions shall apply:

In recognition that no reticulated water supply is available to the development, a total of 20,000 litres fire fighting water supply shall be provided for fire fighting purposes. The fire fighting water supply shall be installed and maintained in the following manner:

- a) Fire fighting water supply may be provided by a tank, a swimming pool or a dam that shall be located no more than 20 metres from the approved structure.
- b) A hardened ground surface for fire fighting truck access is to be constructed up to and within 4 metres of the fire fighting water supply.
- c) New above ground fire fighting water supply storages are to be manufactured using non-combustible material (concrete, metal, etc.). Where existing fire fighting water supply storages are constructed of combustible (polycarbonate, plastic, fibreglass, etc.) materials, they shall be shielded from the impact of radiant heat and direct flame contact.
- d) Non-combustible materials (concrete, metal, etc.) will only be used to elevate or raise fire fighting water supply tank(s) above the natural ground level.
- e) A 65mm metal Storz outlet with a gate or ball valve shall be fitted to any new or existing fire fighting water supply tank(s) and accessible for a fire fighting truck.
- f) The gate or ball valve, pipes and tank penetration are adequate for the full 50mm inner diameter water flow through the Storz fitting and are constructed of a metal material.
- g) All associated fittings to the fire fighting water supply tank(s) shall be non-

combustible.

- h) Any below ground fire fighting water supply tank(s) constructed of combustible (polycarbonate, plastic, figreglass, etc.) materials shall be shielded from the impact of radiant heat and direct flame contact.
- i) An 'SWS' marker shall be obtained and positioned for ease of identification by brigade personnel and other users of the SWS. In this regard:
 - i. Markers must be fixed in a suitable location so as to be highly visible, and
 - ii. Markers should be positioned adjacent to the most appropriate access for the static water supply.

Note: Below ground dedicated fire fighting water supply tank(s) is defined as that no part of the tank(s) is to be located above natural ground level.

12. The intent of measures is to minimise the risk of bush fire attack and provide protection for emergency services personnel, residents and others assisting fire fighting activities. To achieve this the following conditions shall apply:

Electricity is to comply with section 4.1.3 of 'Planning for Bush Fire Protection 2006'.

13. Access

The intent of measures for property access is to provide safe access to/from the public road system for fire fighters providing property protection during a bush fire and for occupants faced with evacuation. To achieve this, the following conditions shall apply:

Proposed and existing property access roads shall comply with the following requirements of section 4.1.3 (2) of 'Planning for Bush Fire Protection 2006'.

- a) Bridges clearly indicate load rating and pavements and bridges are capable of carrying a load of 15 tonnes.
- b) Roads do not traverse a wetland or other land potentially subject to periodic inundation (other than a flood or storm surge).
- c) A minimum carriageway width of 4 metres.
- d) Any carriageway constriction along the property access road shall be no less than 3.5 metres in width and for a distance of no greater than 30 metres.
- e) Property access roads shall have passing bays every 200 metres and where the view is restricted, for example on corners and crests, which are 20 metres long by 2 metres wide, making a minimum trafficable width of 6 metres at the passing bay.
- f) A minimum vertical clearance of 4 metres to any overhanging obstruction, including tree branches.
- g) Internal roads provide a loop road around any dwelling or incorporate a turning circle with a minimum 12 metre outer radius.
- h) Curves have a minimum inner radius of 6 metres and are minimal in number to allow for rapid access and egress.
- i) The minimum distance between the inner and outer curves is 6 metres.
- j) The crossfall is not to exceed 10 degrees.

- k) Maximum grades for sealed roads do not exceed 15 degrees and not more than 10 degrees for unsealed roads.

14. The intent of measures for fire trails is to provide suitable access for fire management purposes and maintenance of APZs. To achieve this, the following conditions shall apply:

Fire trails shall comply with the following requirements of section 4.1.3 (3) of 'Planning for Bush Fire Protection 2006'.

- a) A minimum carriageway width of 4 metres with an additional 1 metre wide strip on each side of the trail (clear of bushes and long grass) is provided.
- b) The trail is a maximum grade of 15 degrees if sealed and not more than 10 degrees if unsealed.
- c) A minimum vertical clearance of 4 metres to any overhanging obstructions, including tree branches is provided.
- d) The crossfall of the trail is not more than 10 degrees.
- e) The trail has the capacity for passing by:
 - i. Reversing bays using the access to properties to reverse fire tankers, which are 6 metres wide and 8 metres deep to any gates, with an inner minimum turning radius of 6 metres and outer minimum radius of 12 metres; and/or
 - ii. A passing bay every 200 metres, 20 metres long by 3 metres wide, making a minimum trafficable width of 7 metres at the passing bay.
- f) The fire trail is accessible to fire fighters and maintained in a serviceable condition by the owner of the land.
- g) Appropriate drainage and erosion controls are provided.
- h) The fire trail system is connected to the property access road and/or to the through road system at frequent intervals of 200 metres or less.
- i) Fire trails do not traverse a wetlands or other land potentially subject to periodic inundation (other than a flood or storm surge).
- j) Gates for fire trails are provided and locked with a key/lock system authorised by the local RFS.
- k) Fire trail design does not adversely impact on natural hydrological flows.
- l) Fire trail design acts as an effective barrier to the spread of weeds and nutrients.
- m) Fire trail construction does not expose acid-sulphate soils.

**REPORTS FROM THE ECONOMY, DEVELOPMENT & TRANSPORT
COMMITTEE CONTINUED...**

Item 4

3.13.10.12

Access to Lot 110, DP 753656

342/14 **MOVED/ CARRIED** (Crs K Dusting / B Crouch)

That Council endorse the use of the Council seal on its application for usage of part of Lot 110, DP 753656 to allow construction of the approaches to Emu Crossing Bridge.

Late Report To Council (Manager of Planning)

Planning – Division Decision

**Delegation for Planning Proposal – Amendment 2 of the Uralla Local
Environmental Plan 2012**

343/14 **MOVED/ CARRIED** (Crs K Ward / I Strutt)

That Council pursuant to Part 3 of Chapter 12 of the Local Government Act 1993 extend the delegations given by the Minister of Planning and Environment to the General Manager in regards to planning proposals be extended to the Mayor for any proposal involving reclassification of public land.

A Division was called and the result was as follows:

FOR: B Crouch, L Cooper, D Field, K Dusting, M Dusting, M Pearce, I Strutt, K Ward.

AGAINST: Nil

ABSENT: F Geldof

Item 5 – Division Decision

3.13.10.04

Planning Proposal Exhibition

344/14 **MOVED/ CARRIED** (Crs L Cooper / K Ward)

That the Council note the progress in the rezoning application for Lots 2 and 20, Section 33, DP 759022

A Division was called and the result was as follows:

FOR: B Crouch, L Cooper, D Field, K Dusting, M Dusting, M Pearce, I Strutt, K Ward.

AGAINST: Nil

ABSENT: F Geldof

Item 6

3.13.10.05

Heritage Advisors Report for September 2014

345/14 **MOVED/ CARRIED** (Crs L Cooper / B Crouch)

That the Heritage Advisor's report dated 2 September 2014 be received and noted.

Item 7

3.13.10.06

ePlanning initiatives released by NSW Planning & Environment

346/14 **MOVED/ CARRIED (Crs M Dusting / D Field)**

That the ePlanning initiatives released by NSW Planning and Environment be received and noted.

Item 8

3.13.10.07

The Evolution of Australian Towns – Report 136

347/14 **MOVED/ CARRIED (Crs I Strutt / K Ward)**

That the Bureau of Infrastructure, Transport and Regional Economic report titled The evolution of Australian towns – Report 136 be received and noted.

Item 9

3.13.10.08

Uralla Shire Food Safety Program

348/14 **MOVED/ CARRIED (Crs L Cooper / K Ward)**

That the report on the annual Uralla Shire Food Safety Program progress for the 2014/15 year be received and noted.

Item 10

3.13.10.09

Works Progress Report to 28 September 2014

349/14 **MOVED/ CARRIED (Crs M Dusting / D Field)**

That the report be received and noted.

Item 11

3.13.10.10

Works Planning Report October 2014

350/14 **MOVED/ CARRIED (Crs M Dusting / D Field)**

That the report be received and noted.

Item 12

3.13.10.11

Development Approvals and Refusals for September 2014

351/14 **MOVED/ CARRIED (Crs I Strutt / L Cooper)**

That the development approvals and refusals for September 2014 be received and noted.

20. REPORTS FROM THE ENVIRONMENT & WATER-CYCLE COMMITTEE

Item 1

4.14.10.01

Zero Net Energy Town (ZNET)

352/14 MOVED/ CARRIED (Crs I Strutt / L Cooper)

That Uralla Shire Council endorse the lodgement of an Expression of Interest with Starfish Enterprises to become the Case Study Town on which the ZNET Blueprint and Business Case is based.

Item 2

4.14.10.02

Northern Inland Regional Waste (NIRW) Regional Waste Strategy

353/14 MOVED/ CARRIED (Crs B Crouch / M Dusing)

That it be noted that the NIRW Regional Waste Strategy will be formally launched 29 October 2014.

23. CONFIDENTIAL BUSINESS

CLOSED SESSION OF COUNCIL MEETING PROCEDURE

Move to Closed Session

354/14 MOVED/ CARRIED (Crs M Dusing / L Cooper)

That Council move into Closed Session.

ATTENDANCE

Present were the Chairperson Cr M Pearce (Mayor), Cr B Crouch (Deputy Mayor) and Councillors, L Cooper, K Dusing, M Dusing, D Field, I Strutt, K Ward, General Manager (Mr D Connor), Director of Engineering Services (Mr R Bell), Director of Administrative Services (Mrs J Michie), Manager of Community Care (Mrs O Wood), Manager of Planning (Ms L Cumming), Minute Clerk (Mrs D Williams).

APOLOGY (Closed Session)

Cr F Geldof, was noted as an Apology to the Closed Session.

MOTION

Closed Session Apology

355/14 MOVED/ CARRIED (Crs K Ward / L Cooper)

That the apology for Cr F Geldof be accepted.

The following items were heard in Closed Session:

- 1.13.10.05 Industrial Land (General Manager's Report)
- LATE REPORT
Tender Panel – Rollers and Front End Loader replacement (Director of Engineering Service's Report)
- MAYORAL MINUTE
Granting of a contribution equal to the pensioner concession

RETURN TO OPEN SESSION OF COUNCIL

MEETING PROCEDURE

Move to Open Session

- 359/14 **MOVED/ CARRIED (Crs D Field / I Strutt)**
That Council move back into Open Session.

24. AUTHORITY TO AFFIX THE COMMON SEAL

Item 1

**Application of Council Seal to Section 88b instrument – DA 38/2014 –
Mr M Ayre & Ms J Pryor**

- 360/14 **MOVED/ CARRIED (Crs I Strutt / K Ward)**
That Council endorse the fixing of the Council Seal on the Section 88b Instrument relating to Development Application 38/2014 on land known as 36 East Street, Uralla, being Lot 71 DP 813029.

Item 2

**Application of Council Seal to Section 88b instrument – DA 53/2014 –
Mr M & Mrs B Baker**

- 361/14 **MOVED/ CARRIED (Crs I Strutt / K Ward)**
That Council endorse the fixing of the Council Seal on the Section 88b Instrument relating to Development Application 53/2014 on land known as 38 Plane Avenue, Uralla, being Lots 12, 13 & 14 Sec A DP 6763.

CLOSURE OF MEETING

There being no further business, the Chair declared the meeting closed at 8:25pm.

The Minutes of the Uralla Shire Council at an Ordinary Meeting of Council held on 27 October 2014, consisting of Page 23 and the previous pages, were confirmed by Resolution No. [nnn/14] on [Day Month Year].

.....Mayor