

MINUTES OF EXTRAORDINARY MEETING OF COUNCIL HELD ON TUESDAY, 6 JULY 2004

Present: The Mayor, Councillor A Ryan (Chairperson) (Gordon Ward)
Councillors I Cross & N Ebbeck (Wahroonga Ward)
Councillors L Bennett & T Hall (St Ives Ward)
Councillors G Innes AM & M Shelley (Roseville Ward)
Councillor M Lane (Gordon Ward)
Councillor E Malicki (Comenarra Ward)

Staff Present: General Manager (Brian Bell)
Director Environment & Regulatory Services (Michael Miocic)
Director Planning & Environment (Leta Webb)
Director Technical Services (Greg Piconi)
Director Open Space (Steven Head)
Director Community Services (Janice Bevan)
Director Finance & Business (John McKee)
Senior Governance Officer (Geoff O'Rourke)
Office Co-ordinator/WP (Casey Locke)

Others Present: J Boland, Solicitor

The Meeting commenced at 7.00pm

The Mayor offered the Prayer

319 **APOLOGIES**

File: S02194

Councillor A Andrew tendered an apology for non-attendance (prior commitment) and requested leave of absence.

Resolved:

(Moved: Councillors Malicki/Hall)

That the apology by Councillor A Andrew for non-attendance be accepted and leave of absence be granted.

CARRIED UNANIMOUSLY

DECLARATION OF PECUNIARY INTEREST

The Mayor adverted to the necessity for Councillors and staff to declare a Pecuniary Interest in any item on the Business Paper.

No such interest was declared.

MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

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Draft Local Environmental Plan No 200

File: S03209

*A motion moved by Councillors Malicki and Hall to hear
2 speakers for and 2 speakers against the Rescission Motion
in accordance with Council's Code of Meeting Practice was
CARRIED UNANIMOUSLY*

The following members of the public addressed Council:

**J Jephcott
M Arnett
P O'Brien
D Farrington**

Notice of Rescission from The Mayor, Councillor Adrienne Ryan and Councillors Nick Ebbeck and Michael Lane dated 1 July 2004.

We move that Parts A, D and G of Minute No 309 – Draft Local Environmental Plan No 200, adopted by Council on 29 June 2004 as follows, be rescinded:

- A. That Council re-exhibit Draft Local Environmental Plan No 200 in the redrafted format as appended to the memo from the Director, Planning and Environment dated 29 June 2004 and including the exclusion of 3-15 Bundarra Avenue, South Wahroonga.
- B. That the exhibition be in accordance with the Environmental Planning and Assessment Act 1979 and Regulations.
- C. That the re-exhibition include the redrafted versions of the “Detached Dual Occupancies Map” and “Dwelling-house Subdivisions Map” necessary to incorporate Draft LEP 200 as discussed in the Planning report dated 11 June 2004 and zoning map entitled “Land in the vicinity of Pacific Highway / Rail Corridor and St Ives Centre”, as modified by amendments necessary to incorporate the Minister’s Section 55 Direction.

- D. That the redrafted zoning map provide a 2(d3) zone for all proposed medium density sites excepting 116-118 Rosedale Road, St Ives and 3-15 Bundarra Avenue, South Wahroonga which are to be deleted from the Plan.
- E. That a report be brought to Council following the close of the exhibition period.
- F. That site specific controls be incorporated into DCP 55 for 132-138 Killeaton Street, St Ives.
- G. That a list of reasons for exclusion of 3-15 Bundarra Avenue, South Wahroonga be included with the submission to the Minister.
- H. That legal advice be sought on the Minister's direction during the exhibition period.

and we further move:

- A. That Council re-exhibit Draft Local Environmental Plan No 200 in the redrafted format as appended to the memorandum from the Director of Planning and Environment dated 29 June 2004; and
- D. That the redrafted zoning map provide a 2(d3) zone for all proposed medium density sites excepting 116-118 Rosedale Road, St Ives which is deleted from the Plan.

Resolved:

(Moved: Councillors Lane/Ebbeck)

- A. That the above Notice of Rescission as printed be adopted.

For the Resolution: The Mayor, Councillor A Ryan, Councillors Bennett, Ebbeck, Hall, Innes, Lane, Malicki and Shelley

Against the Resolution: Councillor Cross

(Moved: Councillors Lane/Ebbeck)

- B. A. That Council re-exhibit Draft Local Environmental Plan No 200 in the redrafted format as appended to the memorandum from the Director of Planning and Environment dated 29 June 2004; and
- D. That the redrafted zoning map provide a 2(d3) zone for all proposed medium density sites excepting 116-118 Rosedale Road, St Ives which is deleted from the Plan.

For the Resolution: The Mayor, Councillor A Ryan, Councillors Bennett, Ebbeck, Hall, Innes, Lane, Malicki and Shelley

Against the Resolution: Councillor Cross

The Meeting closed at 7.50pm

The Minutes of the Extraordinary Meeting of Council held on 6 July 2004 (Pages 1 - 3) were confirmed as a full and accurate record of proceedings on 20 July 2004.

General Manager

Mayor / Chairperson