



Pittwater Council Minutes

Council Meeting

held at Mona Vale Memorial Hall, Mona Vale
on

20 July 2015

Commencing at 6.31pm

ATTENDANCE

Members

Townsend, J (Mayor & Chairperson)
Ferguson, K (Deputy Mayor)
Grace, B
Griffith, S
Hegarty, J
McTaggart, A
Millar, K
White, I
Young, S

Officers

Jones, M (Acting General Manager)
Hunt, C (Director, Urban & Environmental Assets)
Pigott, A (Acting Director, Environmental Planning & Community)
Lawrence, W (Manager, Administration & Governance)
Williams, A (Principal Development Officer)
Edmonds, M (Principal Development Officer)
Dyer, E (Planning Officer)
Gallery, S (Principal Officer, Governance)
Tasker, P (Administration Officer/ Minute Secretary)

Council Meeting

TABLE OF CONTENTS

Item No	Item	Page No
Council Meeting		
1.0	Public Forum	5
2.0	Resident Questions	5
3.0	Apologies	5
4.0	Declarations of Pecuniary and Conflict of Interest including any Political Donations and Gifts	5
5.0	Confirmation of Minutes	6
6.0	Public Addresses	6
7.0	Councillor Questions with Notice	6
8.0	Mayoral Minutes	6
9.0	Business by Exception	7
10.0	Council Meeting Business	7
Sustainable Towns and Villages Committee		
12.0	Sustainable Towns and Villages Committee Business	7
C12.1	N0444/14 - 213 Whale Beach Road Whale Beach - Demolition of existing dwelling and construction of new single dwelling, garage and pool	8
C12.2	N0051/15 - 160 Whale Beach Road Whale Beach - Additions including reconfiguring of internal layout, increasing the height of the ground floor area, extending the terraces, adding an inclinator and a car space	9
C12.3	N0131/15 - 11 Corniche Road Church Point - Various alterations and additions to the existing dwelling	10
C12.4	Palm Beach Bus Shelter - New Licence	10

Item No	Item	Page No
Leading and Learning Committee		
11.0	Leading and Learning Committee Business	11
C11.1	Notice of Motion - Mandatory Use of Life Jackets by Rock Fishermen - (Motion submitted by Cr Millar)	11
C11.6	Conference Attendance - Floodplain Management Association National Conference - Cr White	12
C11.2	Submission Upper House Inquiry - General Purpose Standing Committee No. 6 - Fit for the Future	12
C11.3	Investment Balances as at 30 June 2015	12
C11.4	Pittwater Road and McCarrs Creek Road - Road Safety	12
C11.5	Conference Attendance - Municipal Association Victoria - Future of Local Government 2015 Summit - Cr Townsend	13
Council Meeting		
13.0	Adoption of Leading and Learning Committee Recommendations	13
14.0	Adoption of Sustainable Towns and Villages Committee Recommendations	14

Notes:

1. The Council Meeting commenced at 6.31pm and adjourned at 7.23pm, recommenced at 9.19pm and concluded at 9.20pm.
2. The Sustainable Towns and Villages Committee Meeting commenced at 7.24pm and concluded at 8.57pm.
3. The Leading and Learning Committee Meeting commenced at 8.58pm and concluded at 9.18pm.

Council Meeting

1.0 Public Forum

Nil.

2.0 Resident Questions

Nil.

3.0 Apologies

Nil.

4.0 Declarations of Pecuniary and Conflict of Interest including any Political Donations and Gifts

Nil.

5.0 Confirmation of Minutes

COUNCIL DECISION

That the Minutes of the Council Meeting held on 6 July 2015 copies of which were circulated to all Councillors be and are hereby confirmed as a true and accurate record of the proceedings of that meeting.

(Cr White / Cr Ferguson)

6.0 Public Addresses

Proceedings in Brief

C11.1 – Notice of Motion – Mandatory Use of Life Jackets by Rock Fishermen – (Motion submitted by Cr Millar) – with the leave of the Council Mr Geoff Raper addressed the meeting speaking in support of the recommendation for this item.

C12.1 – N0444/14 – 213 Whale Beach Road Whale Beach – Demolition of existing dwelling and construction of a new single dwelling, garage and pool - with the leave of the Council Mr Martyn McCarthy, Mr Andrew Lysaght and Mr Ross Fleming (Consultant Planner) addressed the meeting speaking against the recommendation on this item. With the leave of the Council Ms Tara Mackay, Mr Tim Blythe (Consultant Planner) and Mr Joseph Lombardo (Architect) addressed the meeting speaking in support of the recommendation for this item.

C12.2 – N0051/15 – 160 Whale Beach Road Whale Beach – Additions including reconfiguring of internal layout, increasing the height of the ground floor area, extending the terraces, adding an inclinor and a car space - with the leave of the Council Ms Catherine Purcell, Ms Savannah Purcell and Mr John Jenkins addressed the meeting speaking against the recommendation on this item. With the leave of the Council, Ms Susan Rothwell (Architect) addressed the meeting speaking in support of the recommendation for this item.

Note:

Cr McTaggart and Cr Griffith joined the Meeting at 6.39pm during the public address on Item C11.1.

7.0 Councillor Questions with Notice

Nil.

8.0 Mayoral Minutes

Nil.

9.0 Business by Exception

COUNCIL DECISION

That Items C11.2, C11.3, C11.4, C11.5, C12.3, C12.4 be dealt with by exception and the recommendations contained in the reports for these items be adopted.

(Cr Hegarty / Cr Ferguson)

10.0 Council Meeting Business

Nil.

Procedural Motion (COUNCIL DECISION)

That the Council Meeting be adjourned and the Sustainable Towns and Villages Committee Meeting now commence.

(Cr Ferguson / Cr Hegarty)

Notes:

1. The Council Meeting adjourned at 7.23pm and the Sustainable Towns and Villages Committee Meeting commenced at 7.24pm.
2. Cr Griffith assumed the Chair.

Sustainable Towns and Villages Committee

12.0 Sustainable Towns and Villages Committee Business

C12.1	N0444/14 - 213 Whale Beach Road Whale Beach - Demolition of existing dwelling and construction of new single dwelling, garage and pool
--------------	---

COMMITTEE RECOMMENDATION

That the Development Officer's recommendation be endorsed and Development Application N0444/14 - 213 Whale Beach Road Whale Beach NSW 2107 - for the demolition of the existing dwelling and construction of new single dwelling, garage and pool be granted development consent in accordance with the conditions contained in the draft conditions of consent and the following additional condition B25:

Additional Condition:

B25: That the sliding privacy screens to the south eastern elevation both be removed.

(Cr Young / Cr Millar)

Procedural Motion (COUNCIL DECISION)

That Cr Grace be granted a 2 minute extension to enable him to finish his address to the meeting on this item.

(Cr Hegarty / Cr Ferguson)

Note:

A division was duly taken resulting in the following voting:

Aye (For)	No (Against)
Cr Ferguson	Cr Grace
Cr Hegarty	Cr Griffith
Cr McTaggart	
Cr Millar	
Cr Townsend	
Cr White	
Cr Young	

C12.2	N0051/15 - 160 Whale Beach Road Whale Beach - Additions including reconfiguring of internal layout, increasing the height of the ground floor area, extending the terraces, adding an inclinator and a car space
--------------	---

COMMITTEE RECOMMENDATION

That the Development Officer's recommendation be endorsed and Development Application N0051/15 - 160 Whale Beach Road Whale Beach NSW 2107 - for additions to the dwelling including reconfiguring of internal layout, increasing the height of the existing ground floor area to provide more amenable living space, extending the ground and lower ground terraces, an inclinator to be installed and a new car space be granted development consent subject to the conditions contained in the draft conditions of consent and the following amended conditions of consent:

Amended Conditions:

- B17: Any vegetation planted onsite outside approved landscape zones is to be consistent with locally native species growing onsite and/or selected from the list pertaining to the vegetation community growing in the locality and does not exceed 4 metres in height as per the vegetation mapping and Native Plants for Your Garden available on the Pittwater Council website http://www.pittwater.nsw.gov.au/environment/species_lists.
- B18: At least six (6) locally native canopy trees which will mature at a height of no more than 4 metres are to be planted on site to replace trees approved for removal. Canopy tree species are to be selected from the list pertaining to the vegetation community growing in the locality as per the vegetation mapping and the Native Plants for Your Garden link on Council's website http://www.pittwater.nsw.gov.au/environment/species_lists. All native trees are to be retained for the life of the development, or for their safe natural life. Trees that die or are removed must be replaced with another locally native canopy tree.
- C11: Before issue of the Construction Certificate an amended landscape plan is required to be submitted which shows tree retention and/or removal consistent with the arborist report and six (6) additional locally native canopy trees which will mature at a height of no more than 4 metres. Species can be chosen from the list provided in the Native gardening booklet available on the Council website.
- C14: Prior to issue of the Construction Certificate, the landscape plan (DA1002 Issue A) be updated to show the current Banksia Intergrifolia located east of the new deck to be deleted.

(Cr Townsend / Cr Grace)

Note:

A division was duly taken resulting in the following voting:

Aye (For)	No (Against)
Cr Ferguson	Nil.
Cr Griffith	
Cr Hegarty	
Cr McTaggart	
Cr Millar	
Cr Townsend	
Cr White	
Cr Young	
Cr Grace	

C12.3	N0131/15 - 11 Corniche Road Church Point - Various alterations and additions to the existing dwelling
--------------	--

COUNCIL DECISION (By Exception)

That the Development Officer's recommendation be endorsed and Development Application N0131/15 - 11 Corniche Road, Church Point NSW 2105 for various alterations and additions to the existing dwelling be granted development consent subject to the conditions contained in the draft conditions of consent and the deletion of condition B19.

(Cr Hegarty / Cr Ferguson)

C12.4	Palm Beach Bus Shelter - New Licence
--------------	---

COUNCIL DECISION (By Exception)

1. That the new 20 year licence (plus a 20 year option) for the Palm Beach Bus Shelter (854-865 Barrenjoey Road) be endorsed.
2. That the General Manager be authorised to sign all necessary documents.

(Cr Hegarty / Cr Ferguson)

Procedural Motion (COUNCIL DECISION)

That the Sustainable Towns and Villages Committee Meeting be concluded and the Leading and Learning Committee Meeting now commence.

(Cr Millar / Cr Ferguson)

Notes:

1. The Sustainable Towns and Villages Committee Meeting concluded at 8.57pm and the Leading and Learning Committee Meeting commenced at 8.58pm.
2. Cr Hegarty assumed the Chair.

Leading and Learning Committee

11.0	Leading and Learning Committee Business
-------------	--

C11.1	Notice of Motion - Mandatory Use of Life Jackets by Rock Fishermen - (Motion submitted by Cr Millar)
--------------	---

COMMITTEE RECOMMENDATION

1. That Council write to the following Ministers:

- The Hon Mike Baird, Premier
- The Hon Troy Grant, Minister for Justice and Police
- The Hon David Elliot, Minister for Emergency Services
- The Hon Mark Speakman, Minister for the Environment
- The Hon Niall Blair, Minister for Primary Industries
- The Hon Stuart Ayres, Minister for Trade, Tourism & Major Events (Minister for Sport)
- The Hon Rob Stokes, Minister for Planning, Member for Pittwater

- and Mr Geoff Withycombe, Executive Officer, Sydney Coastal Councils Group Inc.

in support of the Coronial Inquest findings dated 2nd July 2015 and requesting that the NSW Government undertake the following actions:

- I. Introduce legislation requiring the mandatory use of life jackets by those engaged in rock fishing.
- II. Implement an education and awareness campaign on the requirement to wear a life jacket whilst rock fishing.
- III. Provide the necessary resources to improve emergency access and install appropriate signage at known rock fishing 'black spots'.
- IV. Enforce the requirement (following a suitable period of grace) to wear life jackets whilst rock fishing.

2. That a copy of the letter, a list of recipients and a cover letter be forwarded to the Deputy State Coroner, Magistrate Carmel Forbes, for her information.

(Cr Millar / Cr Ferguson)

Procedural Motion (COUNCIL DECISION)

That Cr Millar be granted a 2 minute extension to enable her to finish her address to the meeting on this item.

(Cr Grace / Cr Young)

C11.6	Conference Attendance - Floodplain Management Association National Conference - Cr White
--------------	---

COMMITTEE RECOMMENDATION

That the information provided by Cr White in the report following his attendance at the Floodplain Management Association's National Conference 2015 be noted.

(Cr White / Cr Townsend)

Procedural Motion (COUNCIL DECISION)

That Cr White be granted a 2 minute extension to enable him to finish his address to the meeting on this item.

(Cr Grace / Cr Millar)

C11.2	Submission Upper House Inquiry - General Purpose Standing Committee No. 6 - Fit for the Future
--------------	---

COUNCIL DECISION (By Exception)

That the attached submission to the Upper House Inquiry on the Fit for the Future program be noted.

(Cr Hegarty / Cr Ferguson)

C11.3	Investment Balances as at 30 June 2015
--------------	---

COUNCIL DECISION (By Exception)

That the information provided in the report be noted.

(Cr Hegarty / Cr Ferguson)

C11.4	Pittwater Road and McCarrs Creek Road - Road Safety
--------------	--

COUNCIL DECISION (By Exception)

1. That Council note the outcomes and action items from stakeholder meetings to discuss traffic and safety issues on Pittwater Road and McCarrs Creek Road.
2. That Council note that no further stakeholder meetings have been scheduled and that all possible outcomes and actions have been discussed and confirmed by all attendees.

(Cr Hegarty / Cr Ferguson)

C11.5	Conference Attendance - Municipal Association Victoria - Future of Local Government 2015 Summit - Cr Townsend
--------------	--

COUNCIL DECISION (By Exception)

That the information provided by Cr Townsend in the report on her attendance at the Municipal Association of Victoria's - Future of Local Government 2015 National Summit, be noted.

(Cr Hegarty / Cr Ferguson)

Procedural Motion (COUNCIL DECISION)

That the Leading and Learning Committee Meeting be concluded and the Council Meeting now recommence.

(Cr Ferguson / Cr Grace)

Notes:

1. The Leading and Learning Committee Meeting concluded at 9.18pm and the Council Meeting recommenced at 9.19pm.
2. Cr Townsend resumed the Chair.

Council Meeting

13.0	Adoption of Leading and Learning Committee Recommendations
-------------	---

COUNCIL DECISION

That the recommendations of the Leading and Learning Committee on Items C11.1 and C11.6 comprising all Council members be and are hereby adopted.

(Cr White / Cr Griffith)

14.0	Adoption of Sustainable Towns and Villages Committee Recommendations
-------------	---

COUNCIL DECISION

That the recommendations of the Sustainable Towns and Villages Committee on Items C12.1 and C12.2 comprising all Council members be and are hereby adopted.

(Cr Ferguson / Cr Grace)

**THERE BEING NO FURTHER BUSINESS
THE MEETING CONCLUDED AT 9.20PM
ON MONDAY 20 JULY 2015**