

DRAFT

MINUTES – 25 JULY 2017



PORT STEPHENS C O U N C I L

Minutes of Ordinary meeting of the Port Stephens Council held in the Council Chambers, Raymond Terrace on – 25 July 2017, commencing at 5.30pm.

PRESENT:

Mayor B MacKenzie, Councillors G. Dingle, S. Dover, P. Kafer, P. Le Mottee, J. Morello, J Nell, General Manager, Acting Corporate Services Group Manager, Facilities and Services Group Manager, Development Services Group Manager and Governance Manager.

180	Councillor Sally Dover Councillor John Morello It was resolved that the apologies from Cr Chris Doohan, Cr Ken Jordan and Cr Steve Tucker be received and noted.
181	Councillor Paul Le Mottee Councillor John Nell It was resolved that the Minutes of the Ordinary Meeting of Port Stephens Council Ordinary Council held on 11 July 2017 be confirmed.

MINUTES ORDINARY COUNCIL - 25 JULY 2017
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	Cr Paul Le Mottee declared a pecuniary conflict of interest in items 6, 7 and 12. The nature of the interest is the Le Mottee Group is the applicant for these matters.
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Cr Geoff Dingle moved a Notice of Motion without notice.

**ORDINARY COUNCIL MEETING - 25 JULY 2017
MOTION**

	Councillor Geoff Dingle Councillor Peter Kafer
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	That Council deals with Mayoral minutes, Information papers, notices of motion and confidential items and transfer all other business items to the new Council following elections on the 9 th September.
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The Motion on being put was lost.

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SUBJECT

PAGE NO

MAYORAL MINUTES.....6

1. MARY'S BEACH SOLDIERS POINT7
2. MENZIES ART AUCTION "THE AXEMAN"

MOTIONS TO CLOSE

1. MOTION TO CLOSE
2. MOTION TO CLOSE

COUNCIL REPORTS.....ERROR! BOOKMARK NOT DEFINED.

1. DEVELOPMENT APPLICATION NO. 16-2016-876-1 FOR A SERVICE STATION (ON PROPOSED LOT 1) AT 155 SALAMANDER WAY, SALAMANDER BAY (LOT 284 DP806310)
2. DEVELOPMENT APPLICATION NO. 16-2017-234-1 FOR A MEDICAL CENTRE (ON PROPOSED LOT 3) AT 155 SALAMANDER WAY, SALAMANDER BAY (LOT 284 DP806310)
3. SECTION 96 APPLICATION TO MODIFY DETERMINATION NO. 16-2015-852-1 FOR A COMMUNITY FACILITY, RECREATIONAL FACILITY (OUTDOOR), ASSOCIATED EARTHWORKS, SIGNAGE AND CAR PARKING AT 36 AND 36A FERODALE ROAD, MEDOWIE
4. SECTION 96 (PART 2) APPLICATION TO MODIFY DETERMINATION NO. 16-2017-174-1 FOR SWIMMING POOL AND DETACHED GARAGE AND WORKSHOP AT NO. 50 REFLECTIONS DRIVE ONE MILE
5. SECTION 96(1A) MODIFICATION APPLICATION 16-2017-90-3 TO REMOVE SECTION 94 CONTRIBUTIONS TO THE CONSENT FOR DEMOLITION OF EXISTING DWELLING AND CONSTRUCTION OF A NEW SINGLE STOREY DWELLING HOUSE AND ATTACHED SECONDARY DWELLING AT 11 SCOTT STREET, ANNA BAY (LOT: 132 DP: 17775)
6. SECTION 82A APPLICATION FOR REVIEW OF DETERMINATION NO.16-2016-763-1 FOR EARTHWORKS (FLOOD MOUND), DETACHED DUAL OCCUPANCY (INCORPORATING EXISTING DWELLING) AND ANCILLARY STRUCTURE (SHED) AT NO.1428 RAYMOND TERRACE ROAD, NELSONS PLAINS
7. SECTION 82A APPLICATION FOR REVIEW OF DETERMINATION DEVELOPMENT APPLICATION NO.16-2016-867-1 FOR FLOOD MOUND AND SINGLE STOREY DWELLING AT 174 SEAHAM ROAD NELSON PLAINS (LOT:33 DP: 609041)

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8. PLANNING PROPOSAL TO AMEND ZONING AND MINIMUM LOT SIZE PROVISIONS AT 63 BOUNDARY RD MEDOWIE (BOWER ESTATE)
9. PLANNING PROPOSAL - HOUSEKEEPING AMENDMENT TO PORT STEPHENS LOCAL ENVIRONMENTAL PLAN 2013
10. PLANNING PROPOSAL TO AMEND THE LAND CLASSIFICATION FROM COMMUNITY TO OPERATIONAL AT 9B DIEMARS ROAD, SALAMANDER BAY
11. PLANNING PROPOSAL TO AMEND THE ZONING AND MINIMUM LOT SIZE AT 251 ADELAIDE STREET, RAYMOND TERRACE
12. PLANNING PROPOSAL TO AMEND THE ZONING AND MINIMUM LOT SIZE AT 5A & 5B FERODALE ROAD AND 9 WAROPARA ROAD, MEDOWIE
13. PLANNING PROPOSAL 74 SOUTH STREET MEDOWIE
14. PORT STEPHENS DISABILITY INCLUSION ACTION PLAN
15. NAMING OF RESERVE AT CORLETTE - GANYA-BA RESERVE
16. NAMING OF RESERVE RAYMOND TERRACE – OLD DAIRY RESERVE
17. PORT STEPHENS KOALA SANCTUARY - REQUEST FOR FUNDING
18. ASSIGNMENT OF LEASE - 29 STURGEON STREET RAYMOND TERRACE NSW
19. ACQUISITION OF LAND IN NEWLINE ROAD
20. SERVICE REVIEW - NGIOKA CENTRE
21. LEASE OF GROUNDS OF 45, 47 AND 47A TANILBA AVENUE TANILBA BAY (PART LOT 270 DP753194, LOT 238 DP753194, PART LOT 342 DP704442) TO CALVARY RETIREMENT COMMUNITIES HUNTER-MANNING LIMITED ACN 102625212
22. END OF TERM REPORT 2012-2017
23. REQUEST FOR FINANCIAL ASSISTANCE
24. INFORMATION PAPERS

INFORMATION PAPERS

1. CASH AND INVESTMENTS HELD AT 30 JUNE 2017
2. IMPLEMENTATION OF THE PORT STEPHENS AGEING STRATEGY
3. PETITION: DEVELOP A SAFE ROAD NETWORK FOR THE SWAN BAY COMMUNITY
4. PETITION: CONTINUE EXISTING FOOTPATH FROM CORNER OF FARM AND BOULDER BAY ROAD AND MEET WITH EXISTING FOOTPATH ON MARINE DRIVE

NOTICES OF MOTION

1. REVIEW FEES AND CHARGES FOR HALLS AND COMMUNITY CENTRES
2. BMX TRACK PROJECT AT SALT ASH

CONFIDENTIAL

1. SALE OF PART OF PROPOSED LOT 7 IN COUNCIL'S
COMMERCIAL SUBDIVISION AT 155 SALAMANDER WAY,
SALAMANDER BAY
2. SALE OF PART OF 795 MEDOWIE ROAD, MEDOWIE

MAYORAL MINUTES

MAYORAL MINUTE

ITEM NO. 1

**FILE NO: 17/145585
RM8 REF NO: PSC2011-02312v3**

MARY'S BEACH SOLDIERS POINT

THAT COUNCIL:

- 1) Install a physical barrier along the existing track and provide identified local residents with a key to the boom gate.
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Councillor Peter Kafer left the meeting at 5:35pm.

**ORDINARY COUNCIL MEETING - 25 JULY 2017
MOTION**

182	Mayor Bruce MacKenzie Councillor John Nell It was resolved that Council install a physical barrier along the existing track and provide identified local residents with a key to the boom gate.
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Councillor Geoff Dingle left the meeting at 5:36pm.

In the absence of Councillors Dingle and Kafer the meeting was without a quorum. The Mayor adjourned the meeting for 30 minutes. At the conclusion of the 30 minutes a quorum was not achieved and the meeting was unable to resume.

The Mayor announced that the next Council meeting will be held on Tuesday 1 August 2017 to consider items listed on the business paper. The meeting will be held in the Council Chamber at 116 Adelaide Street, Raymond Terrace, commencing at 5.30pm.

Note: Mayoral Minute No. 1 has been adopted by Council and will not be listed for the Council meeting on 1 August 2017.

BACKGROUND

The access onto Mary's Beach, Soldiers Point was recently raised at a Council meeting following a petition containing 28 signatures. The Petition from the residents requested that the boom gate on Cromarty Bay Road to Mary's Beach Soldiers Point, be removed to allow easier access to the beach for residents.

The boom gate was initially installed to prevent vehicle access to the reserve and waterway as the site is not a formalised boat ramp. The boom gate was also to prevent illegal camping, damage to bushland and littering, which would more than likely be caused from non-locals.

When this matter was heard at Council it was decided that a site visit be undertaken. The site was inspected on 20 July 2017 with some Councillors, staff and local residents present. It was found that the boom gate was preventing access to the beach for everyone including residents with elderly parents. It was also found that someone had started to illegally create another access point to the beach – more than likely non-locals, which were causing damage to the natural vegetation.

It is proposed that to reduce the vegetation damage in this area and still allow residents to access the beach, that a key to the boom gate be provided to locals who manage the access to the beach. Also, that a barrier be put in place to prevent vehicles from widening the existing track to the beach.

ATTACHMENTS

Nil.