

Committee of the Whole

MINUTES OF MEETING NO. 8/09

Meeting Date: Tuesday 2 June 2009
Location: Committee Room 2, Level 5, Civic Centre, 1 Devlin Street, Ryde
Time: 8.00pm

Councillors Present: The Mayor, Councillor V Tagg and Councillors A Etmekdjian, J Li, R Maggio, G O'Donnell, I Petch, T Perram, W Pickering, J Salvestro-Martin and S Yedelian.

Apologies: Councillors N Campbell and M Butterworth

Staff Present: Acting General Manager, Group Manager – Community Life, Group Manager - Corporate Services, Group Manager – Environment & Planning, Manager Environment, Media & Community Relations Officer and Senior Administration Co-ordinator.

DISCLOSURES OF INTEREST

Councillor Li declared a non-pecuniary interest in Item 10 - TAI CHI GROUP - Request Approval for Use of Eastwood Mall of the Committee of the Whole Report No. 08/09 for the reason that he has done voluntary work for the Eastwood Chinese Senior Citizens Club.

SUSPENSION OF STANDING ORDERS

RESOLUTION: (Moved by Councillors Pickering and Petch)

That standing orders be suspended, the time being 8.02pm, for the Committee to consider a matter of urgency raised by Councillor Pickering regarding the status of Stop Work orders issued to the owner and the project manager of the development at 312 Victoria Road, Gladesville (Crystal Car Wash) over a range of non-compliances with the consent issued by Council on 5 August 2008 (DA 101/2005)

Record of Voting:

For the Motion: Unanimous.

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MATTER OF URGENCY**RESOLUTION:** (Moved by Councillor Pickering, seconded by Councillor Petch)

1. That Council note that letters of intent to serve stop work orders were issued on Friday 29 May 2009 to the owner and the project manager of the development at 312 Victoria Road, Gladesville (Crystal Car Wash) over a range of non-compliances with the consent issued by Council on 5 August 2008 (DA 101/2005). The stop work orders become active on Friday 5 June 2009.
2. That subject to the owner not rectifying the non-compliances by the date the stop work orders become active, Council resolve to take proceedings to the Land & Environment Court against the owner of 312 Victoria Rd, Gladesville (Crystal Car Wash) for breaches of Section 125 of the Environmental Planning & Assessment Act and seek under Section 123 of the Environmental Planning & Assessment Act for the illegal works to be demolished or rectified in strict accordance with DA No. 101/2005.
3. That persons who have raised issues with Council regarding the works undertaken be notified of this decision.

Record of Voting:For the Motion: Unanimous.**RESUMPTION OF STANDING ORDERS****RESOLUTION:** (Moved by Councillors Yedelian OAM and Pickering)

That Standing Orders be resumed, the time being 8.10pm.

Record of Voting:For the Motion: Unanimous.**1 CONFIRMATION OF MINUTES****RESOLUTION:** (Moved by Councillors Petch and Yedelian OAM)

That the Minutes of the Committee of the Whole No. 07/09 held on 19 May 2009, be confirmed.

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Record of Voting:

For the Motion: Unanimous.

ORDER OF BUSINESS

RESOLUTION: (Moved By Councillors Petch and Perram)

That Item 10 - TAI CHI GROUP - Request Approval for Use of Eastwood Mall on the agenda be brought forward to allow members of the public to address the Committee.

Record of Voting

For the Motion: Unanimous

10 TAI CHI GROUP - Request Approval for Use of Eastwood Mall

Note: Ms Colleen Patterson, Ms Sally Lin and Ms Helga Spinotti addressed the meeting.

RESOLUTION: (Moved by Councillors Petch and Perram)

- (a) That the report of the Senior Ranger, dated 22/05/2009 on TAI CHI GROUP - Request Approval for Use of Eastwood Mall, be received and noted.
- (b) That Council approve continuation of use of Eastwood Mall by the Eastwood Chinese Seniors with an option to review approval should any future substantive concerns be raised
- (c) That the group not be charged a fee to carry out this activity.
- (d) That Council promote this activity in the Ryde City View and at Council events.

Record of Voting:

For the Motion: Unanimous.

2 Deferred Report: JOINT REGIONAL PLANNING PANELS - Request by the Minister for Planning for nominations of Council representatives

RESOLUTION: (Moved by Councillors Yedelian OAM and Petch)

- (a) That the report of the Senior Administration Coordinator, dated 28/05/2009 on Deferred Report: JOINT REGIONAL PLANNING PANELS - Request by the Minister for Planning for nominations of Council representatives be received

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and noted.

- (b) That Council defer consideration of this matter to request further information, in regard to potential conflicts of interest, Code of Conduct and procedural guidelines, from the Minister for Planning and the Department of Local Government.

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Etmekdjian, Li, Maggio, Petch, Perram, Pickering and Yedelian OAM

Against the Motion: Councillors O'Donnell and Salvestro-Martin

3 EAST RYDE SCOUTS - Assistance with Driveway Construction

RESOLUTION: (Moved by Councillors Yedelian OAM and Perram)

- (a) That the report of the Senior Engineer - Investigations, dated 28/05/2009 on EAST RYDE SCOUTS - Assistance with Driveway Construction, be received and noted.
- (b) That Council adopt Option 2 to consider the request as part of the Community Grants Program 2009/2010 as a late submission.

Record of Voting:

For the Motion: Unanimous.

4 RYDE COMMUNITY BUS SERVICE

Note: Item of correspondence dated 29/05/09 was tabled from a resident outlining support and gratitude for the Community Bus scheme and is ON FILE.

Note: Item of correspondence dated 02/06/09 was tabled from a resident outlining support and thanks for the Top Ryder bus service and is ON FILE

RECOMMENDATION: (Moved by Councillors Yedelian OAM and Pickering)

- (a) That the report of the Manager - The Environment, dated 18/05/2009 on RYDE COMMUNITY BUS SERVICE, be received and noted.
- (b) That delegated authority be granted to the General Manager to pursue discussions with the management of the Macquarie Centre and other key stakeholders on the possible consolidation of the Top Ryder community bus service and the Macquarie Bus Shuttle Service and to report back to Council on appropriate management and operational structures needed to support such an

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initiative.

Record of Voting:

For the Motion: Unanimous.

5 MEMBERSHIP OF PARRAMATTA RIVER CATCHMENT GROUP

RESOLUTION: (Moved by Councillors Pickering and Salvestro-Martin)

- (a) That the report of the Manager - The Environment, dated 18/05/2009 on MEMBERSHIP OF PARRAMATTA RIVER CATCHMENT GROUP, be received and noted.
- (b) That Council approve membership on the Parramatta River Catchment Group for 2009/10 and future membership be reviewed on an annual basis.
- (c) That General Manager be authorised to nominate 2 officer delegates for the Group.
- (d) That Council nominate the same Councillors nominated in September 2008, being The Mayor, Councillor Tagg and Councillors Petch and Yedelian OAM..

Record of Voting:

For the Motion: Unanimous.

6 INTEGRATED WATER SERVICE SUPPLY STRATEGY FOR MACQUARIE PARK

RESOLUTION: (Moved by Councillors Perram and Maggio)

That the report of the Manager - The Environment, dated 19/05/2009 on INTEGRATED WATER SERVICE SUPPLY STRATEGY FOR MACQUARIE PARK, be received and noted.

Record of Voting:

For the Motion: Unanimous.

7 NSW HOUSING CODE - Nominations for Local Exclusions**RESOLUTION:** (Moved by Councillors Maggio and Pickering)

- (a) That the report of the Client Manager, dated 19/05/2009 on NSW HOUSING CODE - Nominations for Local Exclusions, be received and noted.
- (b) That Council lodge three (3) nomination forms to the Department of Planning for review, requesting that the three (3) Character Areas – Denistone Character Area, Coronation Avenue & Trelawney Street EASTWOOD Character Area and Tyrell Street GLADESVILLE Character Area – be excluded from the NSW Housing Code and its provisions.

Record of Voting:For the Motion: Unanimous.**8 CENTRAL DARLING SHIRE - PROPOSED PROJECTS****MOTION:** (Moved by Councillors Maggio and Perram)

- (a) That the report of the City Landscape Architect, dated 19/05/2009 on CENTRAL DARLING SHIRE - PROPOSED PROJECTS, be received and noted.
- (b) That the level of assistance to Central Darling Shire outlined in Option 1 of this report be endorsed.

AMENDMENT: (Moved by Councillors Salvestro-Martin and Petch)

- (a) That the report of the City Landscape Architect, dated 19/05/2009 on CENTRAL DARLING SHIRE - PROPOSED PROJECTS, be received and noted.
- (b) That the level of assistance to Central Darling Shire outlined in Option 3 of this report be endorsed.

Record of Voting:For the Amendment: Councillors Li, O'Donnell, Petch, Pickering, Salvestro-Martin and Yedelian OAMAgainst the Amendment: The Mayor, Councillor Tagg and Councillors Etmekdjian, Perram, and Maggio**ON BEING PUT TO THE MEETING THE AMENDMENT WAS DECLARED CARRIED AND BECAME THE MOTION**

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RESOLUTION: (Moved by Councillors Salvestro-Martin and Petch)

- (a) That the report of the City Landscape Architect, dated 19/05/2009 on CENTRAL DARLING SHIRE - PROPOSED PROJECTS, be received and noted.
- (b) That the level of assistance to Central Darling Shire outlined in Option 3 of this report be endorsed.

Record of Voting:

For the Motion: The Mayor, Councillor Tagg and Councillors Etmekdjian, Li, O'Donnell, Petch, Perram, Pickering, Salvestro-Martin and Yedelian OAM

Against the Motion: Councillor Maggio

9 S94 DEVELOPMENT CONTRIBUTIONS - Update on Reforms

RESOLUTION: (Moved by Councillors Petch and Perram)

That the report of the Manager - Urban Planning, dated 21/05/2009 on S94 DEVELOPMENT CONTRIBUTIONS - Update on Reforms, be received and noted.

Record of Voting:

For the Motion: Unanimous.

10 TAI CHI GROUP – REQUEST APPROVAL FOR USE OF EASTWOOD MALL

This item was dealt with previously as detailed in these Minutes.

The meeting closed at 10.10pm.

CONFIRMED THIS 16TH DAY OF JUNE 2009.

Chairperson

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Acting General Manager

Mayor