

This register is kept in accordance with s375A of the *Local Government Act 1993*

MEETING DATE	MEETING	REPORT DETAILS	COUNCIL RESOLUTION	COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
28/01/2020	Ordinary	<p>11.1 DA 2019/801</p> <p>Telecommunications Facility - Lot 1 DP118543, 8 Mckeachie Drive Aberglasslyn</p> <p>Recommendation: Approval</p>	<p>THAT</p> <p>1.DA 19-801 for Telecommunications Facility at Lot 1 DP1185431 - 8 Mckeachie Drive, Aberglasslyn, be approved subject to conditions of consent set out in the attached schedule.</p> <p>Moved Cr D Ferris, Seconded Cr B Whiting</p> <p style="text-align: right;">CARRIED</p>	<p>Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	<p>Cr S Halliday Cr H Meskauskas Cr B Mitchell</p>	<p>Cr R Aitchison</p>	-
28/01/2020	Ordinary	<p>11.2 DA 19-588</p> <p>Demolition of Existing Dwelling and Construction Of A Single Storey Residential Dwelling - Lot 5 & 6 DP 6926, 10 & 12 Duckenfield Road, Morpeth</p> <p>Recommendation: Approval</p>	<p>THAT</p> <p>1. DA 19-588 for Demolition of Existing Dwelling and Construction of a Single Storey Residential Dwelling at Lot 5 DP 6926 and Lot 6 DP 6926, 10 and 12 Duckenfield Road, Morpeth, be approved subject to conditions of consent set out in the attached schedule.</p> <p>Moved Cr B Whiting, Seconded Cr P Garnham</p> <p style="text-align: right;">CARRIED</p>	<p>Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	<p>Cr S Halliday</p>	<p>Cr R Aitchison</p>	-

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28/01/2020	Ordinary	<p>11.3 DA 19-834</p> <p>Alterations and Additions to Morpeth Court House - 123 Swan Street, Morpeth (Pt 1 DP 526098)</p> <p>Recommendation: Approval</p>	<p>THAT</p> <ol style="list-style-type: none"> 1. Council approve DA 19-834 for alterations and additions to Morpeth Court House at 123 Swan Street, Morpeth (PT 1/DP 526098). 2. Section 7.11 contributions for this development be waived as the development is being undertaken with the underlying philosophy of community service and the works are being undertaken to a local heritage item. <p>Moved Cr M Griffin, Seconded Cr P Penfold</p> <p style="text-align: right;">CARRIED</p>	<p>Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-	Cr R Aitchison	-
28/01/2020	Ordinary	<p>21.1 Acquisition for Road Widening and Reconstruction - Glenarvon Road and Melrose Street Lorn</p>	<p>THAT</p> <ol style="list-style-type: none"> 1. Council acquires land with the intention to dedicate the acquired land to the public as road consisting of 4,708.5m² over Lot 201 DP 1156359, 50 Melrose Street Lorn. 2. Council lease land with the intention to temporarily occupy the land consisting of approximately 1,200m² over Lot 201 DP 1156359, 50 Melrose Street Lorn. 3. Upon acquisition of the land, the land is classified as operational. 4. Council pay, to the affected property owner, compensation as outlined within 	<p>Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-	Cr R Aitchison	-



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			<p>this report.</p> <p>5. Council pay all reasonable survey, legal and ancillary costs which are necessary to acquire the land.</p> <p>6. The Common Seal of Council be affixed to documentation, as required, to affect these works.</p> <p>7. The General Manager be authorised to execute any documentation relevant to affect these works.</p> <p>Moved Cr P Garnham, Seconded Cr H Meskauskas</p> <p style="text-align: right;">CARRIED</p>				
28/01/2020	Ordinary	21.2 Consideration of Tenders - 2019/20 Plant Replacement Program - Purchase of One Waste Collection Vehicle - Rear Loader	<p>THAT</p> <p>1. Council accept the tender of Newcastle Commercial Vehicles Pty Ltd T/As Newcastle Hino for the supply of one Hino FE 1426 Cab Chassis fitted with Bucher rear loader compaction body at a total purchase price of \$248,443.21 (excl GST).</p> <p>2. Purchase to be financed by Hire Purchase.</p> <p>3. The common seal of Council be affixed to the contract documents.</p> <p>Moved Cr P Garnham, Seconded Cr K Ranadive</p> <p style="text-align: right;">CARRIED</p>	<p>Cr L Baker</p> <p>Cr D Ferris</p> <p>Cr P Garnham</p> <p>Cr M Griffin</p> <p>Cr S Halliday</p> <p>Cr H Meskauskas</p> <p>Cr B Mitchell</p> <p>Cr N Penfold</p> <p>Cr P Penfold</p> <p>Cr K Ranadive</p> <p>Cr B Whiting</p> <p>Cr M Yarrington</p>	-	Cr R Aitchison	-



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28/01/2020	Ordinary	21.3 Consideration of Tenders - 2019/20 Plant Replacement Program - Purchase of Eighteen Utilities	<p>THAT</p> <ol style="list-style-type: none"> 1. Council accept the tender of Heritage Motor Group Pty Ltd T/As Heritage Holden for the supply of 18 Holden Colorado LS Utilities as per tender specifications for a total purchase price of \$643,328 (excl GST). 2. Replaced utilities to be disposed in stages by auction to the highest reserve. 3. The common seal of Council be affixed to the contract documents. <p>Moved Cr P Garnham, Seconded Cr M Griffin</p> <p style="text-align: right;">CARRIED</p>	<p>Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-	Cr R Aitchison	-
28/01/2020	Ordinary	21.4 Consideration of Tenders - 2019/20 Plant Replacement Program - Purchase of One Road Repair Truck	<p>THAT</p> <ol style="list-style-type: none"> 1. Council accept the tender of Newcastle Commercial Vehicles Pty Ltd T/as Newcastle Hino for the supply of one Hino FG 1628 Crew Cab with Flocon 5m³ body road repair maintenance truck as per tender specifications with selected options for a total purchase price of \$288,486.83 (excl GST). 2. Council dispose of Plant No: 5860 by Auction to the highest reserve. 3. The common seal of Council be affixed to the contract documents. <p>Moved Cr P Garnham, Seconded Cr M Griffin</p> <p style="text-align: right;">CARRIED</p>	<p>Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-	Cr R Aitchison	-



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28/01/2020	Ordinary	21.5 Consideration of Tenders - 2019 / 2020 Plant Replacement Program - Purchase of One New Road Grader	<p>THAT</p> <p>1. Council accept the tender of RDO Equipment Pty Ltd for the supply of one John Deere 670GP Road Grader at a purchase price of \$424,300 (excl GST) plus the option of wheel and tyre upgrade for \$15,800 (excl GST) and accept trade in of Plant No: 5849 for a total changeover price of \$320,100 (excl GST).</p> <p>2. The common seal of Council be affixed to the contract documents.</p> <p>Moved Cr P Garnham, Seconded Cr M Griffin</p> <p style="text-align: right;">CARRIED</p>	<p>Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-	Cr R Aitchison	-
28/01/2020	Ordinary	21.6 Consideration Of Tenders - Spray Bituminous Surfacing (Rejuvenation) 2019/20 - Various Locations	<p>THAT</p> <p>1. Council accept the tender for spray bituminous surfacing (rejuvenation) submitted by Colas Solutions for the lump sum of \$174,689.16 (GST inclusive)</p> <p>2. The Common Seal of Council be affixed to the contract documents.</p> <p>Moved Cr K Ranadive, Seconded Cr B Whiting</p> <p style="text-align: right;">CARRIED</p>	<p>Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-	Cr R Aitchison	-



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11/02/2020	Ordinary	<p>11.1 DA 19-128 Seniors Living Development (Seniors Self Care Infill Housing) 12 Dwellings - 6 Wilton Drive & Part 62 Mt Vincent Road, East Maitland (Lot 8 DP855275 & Part Lot 141 DP1225076)</p> <p>Recommendation: Approval</p>	<p>THAT</p> <p>Development Application DA 19-128 for Seniors Living Development (Seniors Self Care Infill Housing) - 12 Dwellings at 6 Wilton Drive and part 62 Mt Vincent Road, East Maitland, Lot 8 DP 855275 and part Lot 141 DP1225076, be approved subject to conditions of consent attached to this report.</p> <p>Moved Cr D Ferris, Seconded Cr B Mitchell</p> <p>CARRIED</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-		-
11/02/2020	Ordinary	<p>11.2 Planning Proposal to Amend Maitland Local Environmental Plan 2011 to Rezone Lots 41 And 42 DP 1251085, Denton Park Drive, Aberglasslyn</p>	<p>THAT COUNCIL:</p> <ol style="list-style-type: none"> 1. Endorse the attached revised planning proposal pursuant to Section 3.35 of the Environmental Planning and Assessment Act 1979 and forward a copy of the revised planning proposal to the Minister for Planning and Public Places. 2. Request that the Parliamentary Counsel's Office prepare a draft Local Environmental Plan to give effect to the revised Planning Proposal, in accordance with Section 3.36(1) of the Environmental Planning and Assessment Act 1979. 	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-	-	-

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			<p>Upon receipt of an opinion from Parliamentary Counsel's Office that the plan can be legally made, adopt and make the Local Environmental Plan, under its delegations as the local plan- making authority to exercise the functions under Section 3.36(2) of the Environmental Planning and Assessment Act 1979.</p> <p>4. Following the making of the Plan, advise the Department of Planning, Industry and Environment that the plan has been made and request that the plan be notified on the NSW Government legislation website.</p> <p>Moved Cr H Meskauskas, Seconded Cr M Griffin</p> <p style="text-align: right;">CARRIED</p>				
11/02/2020	Ordinary	21.1 Evaluation of Tenders for Regional Contract 2019/137/1506 Collection of Organics from Cessnock, Maitland And Singleton Council's Waste Management Centres	<p>THAT</p> <p>subject to the adoption of complementary resolutions by Cessnock City Council at its meeting on 19 February 2020 and by Singleton Council at its meeting on 17 February 2020:</p> <p>1. Council accepts the tender from Remondis Australia Pty Ltd for Contract 2019/137/1506 for the Collection of Organics from Cessnock, Maitland and Singleton Councils' Waste Management</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-	-	-

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			Centres commencing on 1 March 2020 for period of four years. The estimated cost to Council for the contract term is \$480,000 (excl GST). Moved Cr D Ferris, Seconded Cr P Garnham CARRIED				
11/02/2020	Ordinary	21.2 Consideration of Tenders - Sports Field Flood Lightng Upgrades	<p>THAT</p> <p>1. Council separate the two work portions from this tender and:</p> <ul style="list-style-type: none"> Accept the conforming tender submission of Smada Electrical of \$136,279 (incl GST) for sports lighting upgrades at John Wilkinson Sports Complex soccer fields. Accept the alternative tender submission of Rees Electrical of \$220,704 (incl GST) for sports lighting upgrades at Beryl Humble Sports Complex soccer fields. <p>2. The Common Seal of Council be affixed to the contract documents.</p> <p>Moved Cr H Meskauskas, Seconded Cr M Griffin</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-	-	-



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25/02/2020	Ordinary	<p>10.2 DA 13-3201:1 - Medium Density Housing - 267-269 Denton Park Drive Aberglasslyn - Section 4.55 Modification Application to Reduce Section 7.11 Contributions</p> <p>Recommendation: Refusal</p>	<p>THAT</p> <p>The Section 4.55 Application to DA 13-3201 for multi dwelling housing at 267-269 Denton Park Drive, Aberglasslyn seeking a modification to the Section 7.11 contribution rates from those levied under the 2006 City Wide Contributions Plan to the lower rates contained in the 2016 City Wide Contributions Plan be refused for the following reasons:</p> <ol style="list-style-type: none"> 1. The approval of the application would be in contravention of the adopted 2016 City Wide Contributions Plan; 2. The application of the 2016 Plan contributions rates will have the potential to compromise the delivery of the works schedule items under the 2006 Contributions Plan; and 3. The approval of the modification application would not be in the public interest. <p>Moved Cr B Whiting, Seconded Cr H Meskauskas</p> <p>CARRIED</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>	-	-	-



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10/03/2020	Ordinary	<p>11.1 DA 19-1045 Single Dwelling and Ancillary Shed at Lot 6 Dp280040, 10 Albuera Close Morpeth</p> <p>Recommendation: Approval</p>	<p>THAT</p> <p>1. Development Application (DA 19/1045) be deferred to allow the applicant to amend the design of the shed to be compliant with the 3m maximum wall height and 5m maximum overall height controls as outlined in the Maitland City Wide Development Control Plan.</p> <p>2. That the development application as amended, be reported back to the Council for determination.</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr H Meskauskas Cr B Mitchell Cr B Whiting</p>	<p>Cr P Garnham Cr M Griffin Cr S Halliday Cr N Penfold Cr P Penfold Cr M Yarrington</p>	-	-
10/03/2020	Ordinary	<p>11.2 DA 19-962 Demolition of Sheds, Earthworks, Multi-Dwelling Housing Including The Erection of 4 Detached Dwellings And Retention Of The Existing Dwelling, Torrens Title Subdivision - 1 Into 3 Lots and 3 Lot Strata Subdivision - Lot 370 Dp1004938, 5 Brunswick Street East Maitland</p> <p>Recommendation: Approval</p>	<p>THAT</p> <p>1. DA19-962 for demolition of sheds, earthworks, multi-dwelling housing including the erection of 4 detached dwellings, detached carport, and retention of the existing dwelling, Torrens title subdivision - 1 into 3 lots and 3 lot strata subdivision at 5 Brunswick Street East Maitland is approved subject to the conditions provided in the attached schedule.</p> <p>Moved Cr P Garnham, Seconded Cr R Aitchison</p> <p>CARRIED</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr B Whiting Cr M Yarrington</p>	-	-	-



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10/03/2020	Ordinary	21.1 NSW Land and Environment Court Appeal - DA 19-313, Two Storey Boarding House at 3 Fairview Street, Rutherford - Lot 2, DP 793753	<p>THAT</p> <p>1. Council officers receive delegation to attend the s.34 conference on behalf of Council, as discussed in this report.</p> <p>Moved Cr H Meskauskas, Seconded Cr D Ferris</p> <p style="text-align: right;">CARRIED</p>	<p>Cr R Aitchison Cr D Ferris Cr M Griffin Cr S Halliday Cr H Meskauskas Cr N Penfold Cr P Penfold Cr M Yarrington</p>	<p>Cr P Garnham Cr B Mitchell Cr B Whiting Cr L Baker</p>	-	-
24/03/2020	Ordinary	10.1 Draft Maitland Local Strategic Planning Statement 2040+ Public Exhibition	<p>THAT</p> <p>1. Council endorses the draft Maitland Local Strategic Planning Statement 2040+ for public exhibition.</p> <p>2. A further report be prepared for Council's consideration following the exhibition of the draft Maitland Local Strategic Planning Statement 2040+.</p> <p>Moved Cr B Whiting, Seconded Cr R Aitchison</p> <p style="text-align: right;">CARRIED</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>			
14/04/2020	Ordinary	11.1 DA 19-549 Commercial Development Involving the Erection of 4 Commercial Buildings and first use as Shops, Medical Centre, Food and Drink Premises, Centre-Based Childcare Facility (124 Places), Part use of	<p>THAT</p> <p>1. DA19-549 for commercial development involving the erection of 4 buildings and first use and fitout as shops, medical centre, food and drink premises, centre-based childcare facility (124 places), part use of building as café and earthworks, retaining walls, 16 x business identification wall signs, 2 x pylon signs, site works and subdivision of one (1) lot into two (2) lots at 353</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>		Cr H Meskauskas had left the meeting at the time this vote was taken.	



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		<p>Building As Café And Earthworks, Retaining Walls, 16 X Business Identification Wall Signs, 2 X Pylon Signs, Site Works and Subdivision of One (1) Lot Into Two (2) Lots - Lot 11 DP1221819, 353 Cessnock Road Gillieston Heights</p> <p>Recommendation: Approval</p>	<p>Cessnock Road Gillieston Heights is approved subject to the conditions provided in the attached schedule.</p> <p>Moved Cr B Whiting, Seconded Cr K Ranadive</p> <p>CARRIED</p>				
14/04/2020	Ordinary	<p>11.2 DA 19-737 Erection of Commercial Building and Fit-out, First Use as Take Away Food and Drink Premises, Cafe and Ancillary Children's Playground, 13 X Business Identification Signs, 1 X Advertising Banner, 2 X Flagpoles, Other Signage and Site Works - Lot 11 In DP1221819 353 Cessnock Road Gillieston Heights</p> <p>Recommendation: Approval</p>	<p>THAT</p> <p>1. DA19-549 for the erection of a 428m² commercial building, first use as take away food and drink premises with unrestricted trading hours, café, ancillary children's playground, 13 x business identification signs, advertising banner, 2 x flag poles, order-board signage, directional signs and site works at 353 Cessnock Road Gillieston Heights is approved subject to the conditions provided in the attached schedule.</p> <p>Moved Cr B Whiting, Seconded Cr K Ranadive</p> <p>CARRIED</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>			



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14/04/2020	Ordinary	11.3 Approval of Works in Kind Agreement - Settlers Boulevard Median and Part Fringe Road Chisholm - Avid Residential Estates Pty Ltd	<p>THAT</p> <p>The draft Works in Kind Agreement as presented to Council in this report be approved.</p> <p>Moved Cr R Aitchison, Seconded Cr M Griffin</p> <p style="text-align: right;">CARRIED</p>	<p>Cr R Aitchison</p> <p>Cr L Baker</p> <p>Cr D Ferris</p> <p>Cr P Garnham</p> <p>Cr M Griffin</p> <p>Cr S Halliday</p> <p>Cr H Meskauskas</p> <p>Cr B Mitchell</p> <p>Cr N Penfold</p> <p>Cr P Penfold</p> <p>Cr K Ranadive</p> <p>Cr B Whiting</p> <p>Cr M Yarrington</p>			
28/04/2020	Ordinary	<p>10.1 DA 2019/652 Torrens Title Subdivision - 132 Residential Lots - Lot 1 DP1032753, 581 Raymond Terrace Road, Chisholm (Thornton North Urban Release Area)</p> <p>Recommendation: Approval</p>	<p>THAT</p> <p>1. Development consent be granted to DA2019/652 for a 132 residential lot Torrens Title subdivision on Lot 1 DP1032753 – 581 Raymond Terrace Road, Chisholm subject to the schedule of conditions attached to this report.</p> <p>Moved Cr M Yarrington, Seconded Cr R Aitchison</p> <p style="text-align: right;">CARRIED</p>	<p>Cr R Aitchison</p> <p>Cr L Baker</p> <p>Cr P Garnham</p> <p>Cr M Griffin</p> <p>Cr S Halliday</p> <p>Cr H Meskauskas</p> <p>Cr B Mitchell</p> <p>Cr N Penfold</p> <p>Cr P Penfold</p> <p>Cr K Ranadive</p> <p>Cr B Whiting</p> <p>Cr M Yarrington</p>		Cr D Ferris	
12/05/2020	Ordinary	11.1 DA 2019/653 Torrens Title Subdivision - 143 Residential Lots - Lot 1 DP198776 - 119 McFarlanes Road Chisholm (Thornton North Urban Release Area)	<p>THAT</p> <p>1. Development consent be granted to DA2019/653 for a 143 residential lot Torrens Title subdivision on Lot 1 DP198776 – 119 McFarlanes Road, Chisholm subject to the schedule of conditions attached to this report.</p>	<p>Cr L Baker</p> <p>Cr P Garnham</p> <p>Cr M Griffin</p> <p>Cr S Halliday</p> <p>Cr H Meskauskas</p> <p>Cr B Mitchell</p> <p>Cr N Penfold</p> <p>Cr P Penfold</p> <p>Cr K Ranadive</p>		<p>Cr R Aitchison</p> <p>Cr D Ferris</p>	



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		Recommendation: Approval	Moved Cr P Garnham, Seconded Cr B Whiting CARRIED	Cr B Whiting Cr M Yarrington			
12/05/2020	Ordinary	11.2 DA19/433 Change Of Use - Place Of Worship to Recreation Facility (Indoor) Dance Studio - Lot 5 Sp76494, 5/30 Glenwood Drive, Thornton Recommendation: Approval	THAT DA 19-433 for the Change of Use - Place of Worship to Recreation Facility (Indoor) Dance Studio, at Lot 5 SP76494, 5/30 Glenwood Drive, Thornton, be approved subject to conditions in the attached schedule. Moved Cr P Penfold, Seconded Cr M Yarrington CARRIED	Cr L Baker Cr D Ferris Cr P Garnham Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington	Cr M Griffin Cr S Halliday	Cr R Aitchison Cr D Ferris	Cr M Yarrington
26/05/2020	Ordinary	15.1 NSW Land and Environment Court Appeal - Council Refusal of DA 2018/1761, Boarding House At 85 Church Street	THAT 1. Council Officers be delegated to attend the s.34 Conference on behalf of Council as discussed in this report. Moved Cr P Garnham, Seconded Cr M Griffin CARRIED	Cr R Aitchison Cr L Baker Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington			Cr D Ferris
09/06/2020	Ordinary	11.1 DA 18-2086 Residential Care Facility – 108 Beds (36 Bed Dementia	THAT 1. The report be noted; and	Cr R Aitchison Cr L Baker Cr D Ferris Cr H Meskauskas			Cr S Halliday Cr P Garnham Cr M Griffin

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		Specific Care Units And 72 Bed High Care Units) with Associated Services And Facilities, Car Parking and Landscaping (Including the Adaptive Reuse of Closebourne House, The Former Laundry, Gym/Chapel Buildings And Arkell House - Lot 3 DP 270740, 367 Morpeth Road, Morpeth	2. Council indicates whether the application is supported in accordance with the recommendations of Council staff included in the attached assessment report. Moved Cr D Ferris, Seconded Cr B Mitchell CARRIED	Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington			
09/06/2020	Ordinary	11.2 DA 19-566 Educational Establishment - Alterations and Additions to Existing Public School (Ashtonfield Public School) Lot 1 Dp 1132252, 3 Norfolk Street, Ashtonfield	THAT 1. The report be noted; and 2. Council indicates whether the application is supported in accordance with the recommendations of Council staff included in the attached assessment report. Moved Cr B Whiting, Seconded Cr K Ranadive CARRIED	Cr R Aitchison Cr L Baker Cr D Ferris Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington			Cr S Halliday Cr P Garnham Cr M Griffin Cr P Penfold Cr N Penfold
09/06/2020	Ordinary	11.3 Maitland Local Strategic Planning Statement 2040+: for Endorsement	THAT 1. Council endorses the Maitland Local Strategic Planning Statement 2040+ (dated June 2020).	Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin			



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			<p>2. Council submits the final LSPS to the NSW Department of Planning, Industry and Environment to publish on the NSW Planning Portal.</p> <p>Moved Cr D Ferris, Seconded Cr M Griffin</p> <p style="text-align: right;">CARRIED</p>	<p>Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>			
09/06/2020	Ordinary	11.4 Review Of Infrastructure Contributions System - Council Submission	<p>THAT</p> <p>1. Council note the information contained in this report and endorse the submission to be lodged with NSW Planning.</p> <p>Moved Cr M Griffin, Seconded Cr R Aitchison</p> <p style="text-align: right;">CARRIED</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>			
09/06/2020	Ordinary	11.5 Approval Of Works In Kind Agreement - Sportsground Earthworks & Half Width Road Construction - Raymond Terrace Road Chisholm - Thornton Waters Pty Limited	<p>THAT</p> <p>1. A variation to the provisions contained in the Works in Kind/Material Public Benefit Policy and the Thornton North Section 94 Contributions Plan 2008 as described in this report be approved;</p> <p>2. Pursuant to s55(3)(i) of the Local Government Act 1993, Council resolve not to invite tenders under s55(1) of that</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting</p>			



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			<p>Act for works associated with the Works In Kind agreement given that a more satisfactory contract result will be achieved as a result of the works being delivered by the Developer; and</p> <p>3. The draft Works in Kind Agreement as presented to Council in this report be approved.</p> <p>Moved Cr R Aitchison, Seconded Cr M Yarrington</p> <p style="text-align: right;">CARRIED</p>	Cr M Yarrington			
09/06/2020	Ordinary	11.6 Approval Of Works In Kind Agreement - Local Playground - 17 Golden Whistler Avenue, Aberglasslyn - Stockland Developments	<p>THAT</p> <p>1. Pursuant to s55(3)(i) of the Local Government Act 1993, Council resolve not to invite tenders under s55(1) of that Act for works associated with the Works In Kind agreement given that a satisfactory contract result is more likely to be achieved as a result of the works being delivered by the developer on their own land; and</p> <p>2. The draft Works in Kind Agreement as presented to Council in this report be approved.</p> <p>Moved Cr D Ferris, Seconded Cr H Meskauskas</p> <p style="text-align: right;">CARRIED</p>	Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington			



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09/06/2020	Ordinary	21.1 Acquisition For Road Widening And Reconstruction - Haussman Drive Thornton	<p>THAT</p> <p>1. Council acquire land with the intention to dedicate the acquired land to the public as road consisting of an area 803.7m².</p> <p>2. Upon acquisition of the land, the land is classified as operational.</p> <p>3. The General Manager be authorised to finalise negotiations for compensation payable to the affected property owner for the acquisition.</p> <p>4. Council pay all reasonable survey, legal and ancillary costs which are necessary to acquire the land.</p> <p>5. The Common Seal of Council be affixed to documentation, as required, to affect these works.</p> <p>6. The General Manager be authorised to execute any documentation relevant to affect these works.</p> <p>Moved Cr B Whiting, Seconded Cr D Ferris</p> <p>CARRIED</p>	<p>Cr R Aitchison</p> <p>Cr L Baker</p> <p>Cr D Ferris</p> <p>Cr P Garnham</p> <p>Cr M Griffin</p> <p>Cr S Halliday</p> <p>Cr H Meskauskas</p> <p>Cr B Mitchell</p> <p>Cr N Penfold</p> <p>Cr P Penfold</p> <p>Cr K Ranadive</p> <p>Cr B Whiting</p> <p>Cr M Yarrington</p>			
14/07/2020	Ordinary	11.1 DA 2020-101 Alterations and Additions to Recreation Facility (Outdoor) Including	<p>THAT</p> <p>1. DA2020-101 for alterations and additions to recreation facility (outdoor)</p>	<p>Cr R Aitchison</p> <p>Cr L Baker</p> <p>Cr D Ferris</p> <p>Cr P Garnham</p> <p>Cr M Griffin</p>			



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		Demolition of Water Tank, Alterations to Grandstand, Erection of Two Buildings and Site Works - Lot 59 Dp1148410 Les Darcy Drive Maitland Recommendation: Approval	including alterations to grandstand, erection of two buildings and site works is approved subject to the conditions provided in the attached schedule. Moved Cr M Griffin, Seconded Cr B Whiting CARRIED	Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington			
14/07/2020	Ordinary	11.2 Da 19-1011 Multi-Dwelling Housing Including Erection Of 3 X Two-Storey Detached Dwellings, Earthworks And Other Site Works - Lot 4 Dp1201136, 13b Wilton Drive East Maitland Recommendation: Approval	THAT 1. DA19-1011 for multi-dwelling housing including the erection of 3 x two-storey detached dwellings, earthworks and site works at 13B Wilton Drive East Maitland is approved subject to the conditions provided in the attached schedule. Moved Cr D Ferris, Seconded Cr R Aitchison CARRIED	Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr M Yarrington	Cr P Penfold		Crs B Whiting K Ranadive
14/07/2020	Ordinary	21.1 Purchase Lot 11 DP 1041610 Off Kyle Street Rutherford From Roads & Maritime Services	THAT 1. Council consents to the purchase of Lot 11 DP1041610 2. The land will be classified as operational land with a restriction registered on title for Community Purposes – Environmental Land for a	Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold			



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			<p>period of fifteen years.</p> <p>3. The General Manager be authorised to execute any documentation relevant to finalise this matter.</p> <p>Moved Cr M Griffin, Seconded Cr B Whiting</p> <p style="text-align: right;">CARRIED</p>	<p>Cr P Penfold Cr B Whiting Cr M Yarrington</p>			
28/07/2020	Ordinary	15.2 Unlawful Waste Facility - Lot A Dp407457, 184 Bellvue Road, Mindaribba	<p>THAT</p> <p>1. The Council note the investigations undertaken by the Hunter Regional Illegal Dumping Squad and the legal advice from Local Government Legal.</p> <p>2. The Council seek the Environmental Protection Authority to continue to exercise functions commenced by Maitland City Council as the Appropriate Regulatory Authority (s212D), and to institute proceedings against Ms McNamara, the landowner of 184 Bellvue Road, Mindaribba for offences against the Protection of the Environmental Operations Act 1997.</p> <p>3. In the event that Recommendation 2 (above) does not result in the removal of waste and remediation of the land, Council bring Class 4 civil enforcement proceedings in the Land and Environment Court seeking an order to remedy the breaches of the Protection</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr H Meskauskas Cr B Mitchell Cr N Penfold Cr P Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>			



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			<p>of the Environmental Operations Act 1997.</p> <p>4. Prior to any Class 4 civil enforcement proceedings being commenced (Recommendation 3, as above), a report be brought back to the Council seeking further instructions.</p> <p>Moved Cr D Ferris, Seconded Cr R Aitchison</p> <p style="text-align: right;">CARRIED</p>				
11/08/2020	Ordinary	<p>11.1 DA 19-1039 Residential Aged Care Facility With Associated Services And Facilities, Car Parking And Landscaping - Lot 80 Dp 524028, 603 Oakhampton Road Aberglasslyn</p> <p>Recommendation: Approval</p>	<p>THAT</p> <p>1. Council approve DA2019-1039 for Residential Aged Care Facility (120 beds), associated services and facilities, carparking and landscaping on Lot 80 DP 524028, 603 Oakhampton Road, Aberglasslyn subject to the consent conditions contained within this report with an amendment to change Condition 65 Part (iii) as follows:</p> <p>'that is available both to and from the proposed development during daylight hours at least once each day, seven days per week'.</p> <p>Moved Cr B Mitchell, Seconded Cr R Aitchison</p> <p style="text-align: right;">CARRIED</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr B Mitchell Cr N Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>		<p>Cr H Meskauskas Cr P Penfold</p>	



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11/08/2020	Ordinary	<p>11.2 DA 2020-526 Boundary Adjustment (Two Lots) - Lot 11 & 12 Dp1239462, 104 & 106 Princess Street, Morpeth</p> <p>Recommendation: Approval</p>	<p>THAT</p> <p>1. DA 2020-526 for a Torrens Title Subdivision – boundary adjustment (two lots) at Lot 11 and Lot 12 DP 1239462, 104 & 106 Princess Street, Morpeth be approved subject to the conditions of consent detailed in this document.</p> <p>Moved Cr R Aitchison, Seconded Cr D Ferris</p> <p>CARRIED</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr B Mitchell Cr N Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>			
11/08/2020	Ordinary	<p>11.3 DA 19-953 Demolition Of Existing Shop (Aldi) And Construction Of A New Shop (Aldi) And Associated Car Parking, Landscaping And Signage - Lot 1 Dp1064221, 18-20 Garnett Road, East Maitland</p> <p>Recommendation: Approval</p>	<p>THAT</p> <p>DA 19-953 for Demolition of Existing Shop (Aldi) and Construction of a New Shop (Aldi) and Associated Car Parking, Landscaping and Signage at 18-20 Garnett Street, East Maitland, Lot 1 DP 1064221, be approve subject to the conditions set out in the attached schedule.</p> <p>Moved Cr P Garnham, Seconded Cr K Ranadive</p> <p>CARRIED</p>	<p>Cr R Aitchison Cr L Baker Cr D Ferris Cr P Garnham Cr M Griffin Cr S Halliday Cr B Mitchell Cr N Penfold Cr K Ranadive Cr B Whiting Cr M Yarrington</p>			