



MINUTES

of the
Extraordinary Meeting of Council

held in

Theatrette

Civic Centre, Elizabeth Street, Moss Vale

on

Thursday 6 February 2020

The meeting commenced at 3.30pm

File No. 100/2020



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**MINUTES OF THE EXTRAORDINARY MEETING OF WINGECARRIBEE SHIRE COUNCIL
HELD IN THEATRETTE, CIVIC CENTRE, ELIZABETH STREET, MOSS VALE ON
THURSDAY 6 FEBRUARY 2020 COMMENCING AT 3.30PM**

Present: Clr T D Gair (Mayor)
Clr G J Andrews
Clr K J Halstead OAM
Clr G McLaughlin
Clr G Markwart
Clr P W Nelson
Clr I M Scandrett
Clr G M Turland
Clr L A C Whipper

In Attendance: General Manager
Deputy General Manager Operations,
Finance and Risk
Deputy General Manager Corporate
Strategy and Development Services
Group Manager Corporate and
Community
Group Manager Planning,
Development and Regulatory Services
Chief Financial Officer
Chief Information Officer
Coordinator Media and Communications
Administration Officer

Ms Ann Prendergast
Mr Barry W Paull
Mr Mark Pepping
Ms Danielle Lidgard
Mr Nicholas Wilton
Mr Richard Mooney
Mr John Crawford
Mr David Sommers
Ms Michelle Richardson

1. OPENING OF THE MEETING

The Mayor Clr T D Gair opened the meeting and welcomed members of the public and the press.

2. ACKNOWLEDGEMENT OF COUNTRY

The Mayor Clr T D Gair acknowledged country:

"I would like to acknowledge the Traditional Custodians of this land and pay my respect to Elders both past and present. I would also like to extend that respect to all Aboriginal and Torres Strait Islanders present here today."

3. PRAYER

The meeting was led in prayer by Pastor Paul Crossman, Highlands Christian Church, Mittagong.

4. APOLOGY

There were no apologies at this Meeting.

PERS

5. DECLARATIONS OF INTEREST

101/3, 101/3.1

That where necessary any Councillor now disclose any interest and the reason for declaring such interest in the matters under consideration by Council at this Meeting and to complete the appropriate form to be handed up at the Meeting.

There were no declarations of interest made at this meeting

6. CORPORATE STRATEGY AND DEVELOPMENT SERVICES

6.1 2019/2020 Green Wattle Creek and Morton Bushfires - Council Development Fees and Charges Waivers

Reference:	6437/4
Report Author:	Deputy General Manager Corporate, Strategy and Development Services
Authoriser:	Deputy General Manager Corporate, Strategy and Development Services
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

The Deputy General Manager Corporate, Strategy and Development Services addressed Council on this item

The purpose of this report is to seek Council endorsement for financial relief to assist residents impacted by the recent bushfires within the Shire relating to fees and charges associated with development and related applications.

At the Extraordinary Meeting held on 29 January 2020 Council resolved inter alia as follows:

- 4. Following consultation with other NSW councils and the Department of Planning, Industry and Environment a detailed report be brought back to Council at its meeting on 12 February 2020 outlining relief options for development application and associated fees for residents who have lost their dwelling houses in the 2019/20 bushfire locations.*

This matter has been brought forward given the State Government has since announced a suite of State levied fees and charges that it will waive for development and associated applications.

MN 3/20

MOTION moved by Mayor Clr T D Gair and seconded by Clr G McLaughlin

1. **THAT** Council waive the following fees and charges associated with the lodgement of applications for the rebuilding of lost and damaged buildings as a direct result of the bushfires:
 - a. **Development Application**
 - b. **Pre-Lodgement Meeting Fees**
 - c. **Construction Certificate**
 - d. **Registration of a Construction Certificate with Council that is issued by a Private Certifier**
 - e. **Complying Development Certificate**
 - f. **Council appointed as a Principal Certifier undertaking inspections**
 - g. **Final Occupation Certificate**
 - h. **All plumbing and drainage inspections**
 - i. **Section 68 Application under the Local Government Act 1993**
 - j. **Section 138 Application and inspections under the Roads Act 1993.**
 - k. **All archiving and associated administration fees (record search, document management)**
 - l. **Bushfire Attack Level Certificates**
 - m. **Advertising and Neighbour Notification fees.**
 - n. **Approval to operate an onsite sewage management system application and inspection fee.**
2. **THAT** Council give public notice in accordance with s705 of the Local Government Act 1993 for 28 days commencing Monday 10 February 2020 of the category of cases in respect of which the Council has determined payment of fees should be waived (refer to Item 1 above) for the rebuild of buildings destroyed or damaged in the bushfires.
3. **THAT** if no objections are received from the public to the waiving of fees to rebuild buildings destroyed or damaged in the bushfires, the General Manager be delegated the authority to implement the waivers as part of Council's Fees and Charges immediately following the conclusion of the public notice period.
4. **THAT** if one of more objections are received to the proposed waiver of fees, a further report be presented to Council as soon as possible following the conclusion of the public notice period.
5. **THAT** if applications are lodged with Council prior to the implementation date, any fees paid be refunded or levied be cancelled in full should Council resolve to waive all development related fees and charges as per 1 above.
6. **THAT** Council pending the official confirmation that the Long Service Leave Levy has been waived by the State Government, Council defer the payment of the LSL Levy when any Construction Certificate Application is lodged with Council or a Private Certifier.
7. **THAT** Council seek clarification on waiving of fees for the Home Owner's Warranty.

PASSED

Carried unanimously

7. CLOSED COUNCIL

Nil

8. MEETING CLOSURE

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 4.11 PM

In accordance with the provisions of Section 375(2) of the Local Government Act, these Minutes of the Ordinary Council Meeting held Thursday 6 February 2020 numbered M/N 3/20 were signed by me hereunder at the Council Meeting held on Wednesday 12 February 2020.

CHAIRMAN

READ AND CONFIRMED ON WEDNESDAY 12 FEBRUARY 2020

CHAIRMAN

PUBLIC OFFICER