



BATHURST
REGIONAL
COUNCIL

Register of Planning Decisions 2024

IN ACCORDANCE WITH SECTION 375A OF THE LOCAL
GOVERNMENT ACT 1993

Resolutions

Current Date Range

1st Jan 2024 to 31st Dec 2024

Applied Filters

Minute Types: 08.1 Division

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ORDINARY MEETING OF COUNCIL - 7 FEBRUARY 2024

9.1.3 DEVELOPMENT APPLICATION NO. 2023/148 - BOUNDARY ADJUSTMENT AND USE OF EXISTING SITE AND BUILDINGS AS DEPOT. 344 LIMEKILNS ROAD KELSO. OWNER: JVE ADMIN PTY LTD.
APPLICANT: J VAN EMMERICK

Cr I North declared a non-pecuniary, significant interest in item 9.1.3 of the DEPBS Report and left the room.

REASON: Son works for OS Trees.

MINUTE

RESOLUTION NUMBER: ORD2024-6

MOVED: Cr K Burke SECONDED: Cr B Fry

RESOLVED:

That Council:

a. as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2023/148, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended, including but not limited to:

1. The development shall only operate Monday to Friday between the hours of 6.30am to 5pm.
2. All exterior lighting associated with the development shall have LED luminaires and be designed and installed so that no obtrusive light will be cast onto any adjoining property or in an upward manner.

NOTE 1: Compliance with Australian Standard AS4282 "Control of the Obtrusive Effects of Outdoor Lighting" will satisfy this condition.

3. Prior to the issue of any Construction Certificate or the Commencement of use of the site, a Site Management Plan must be prepared and provided to Council. The Plan must include the following matters:
 - Areas to be used for the storage of organic waste.
 - Measures for the management of organic waste including storage, managing of leachate and runoff
 - Measures for disposal of any organic waste.
 - Testing of stormwater for potential contaminants
4. The final survey plan is to show an easement for drainage over the internal drainage swales and detention basin within Proposed Lot 1 and in favour of Proposed Lot 2.

b. notify those that made submissions of its decision; and

c. call a division.

On being PUT to the VOTE the MOTION was CARRIED

The result of the division was:

In favour of the motion - Cr W Aubin, Cr K Burke, Cr B Fry, Cr J Jennings, Cr G Hanger, Cr M Hogan, Cr A Smith and Cr R Taylor

Against the Motion - Nil

Absent - Cr I North

Abstain - Nil

ORDINARY MEETING OF COUNCIL - 21 FEBRUARY 2024

9.2.3 DEVELOPMENT APPLICATION NO. 2017/396. WORKS IN KIND ARRANGEMENT – 221 LOT SUBDIVISION AT FREEMANTLE ROAD, EGLINTON. APPLICANT: HYNASH PTY LTD. OWNER: HYNASH PTY LTD

MINUTE

RESOLUTION NUMBER: ORD2024-28

MOVED: Cr R Taylor SECONDED: Cr A Smith

RESOLVED:

That Council:

- (a) enter into a works in kind arrangement with Hynash Pty Ltd, being the developer for the subdivision development at Lot 11, DP 872964, Freemantle Road, Eglinton, for construction of part of a cycleway along the northern side of Logan Street adjacent to the approved subdivision;
- (i) allocate \$85,000.00 towards the construction cost from Council's Section 7.11 Development Contributions Plan "Bathurst Regional Community Facilities";
- (b) notify the developer of its decision; and
- (i) call a division.

On being PUT to the VOTE the MOTION was CARRIED

The result of the division was:

In favour of the motion - Cr W Aubin, Cr K Burke, Cr B Fry, Cr J Jennings, Cr G Hanger, Cr M Hogan, Cr I North, Cr A Smith and Cr R Taylor

Against the Motion - Nil

Absent - Nil

Abstain - Nil

ORDINARY MEETING OF COUNCIL - 17 APRIL 2024

9.2.5 DRAFT AMENDMENT - BATHURST REGIONAL COMMUNITY PARTICIPATION PLAN 2019

MINUTE

RESOLUTION NUMBER: ORD2024-90

MOVED: Cr K Burke SECONDED: Cr B Fry

RESOLVED:

That Council:

- (a) adopt the Amendment to *Bathurst Regional Community Participation Plan 2019* as outlined in this report; and
- (i) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

The result of the division was:

In favour of the motion - Cr W Aubin, Cr K Burke, Cr B Fry, Cr J Jennings, Cr M Hogan and Cr I North

Against the Motion - Nil

Absent - Cr G Hanger, Cr A Smith and Cr R Taylor

Abstain - Nil

ORDINARY MEETING OF COUNCIL - 17 APRIL 2024

9.2.4 DRAFT LAFFING WATERS INFRASTRUCTURE CONTRIBUTIONS PLAN 2024

MINUTE

RESOLUTION NUMBER: ORD2024-89

MOVED: Cr W Aubin SECONDED: Cr M Hogan

RESOLVED:

That Council:

- (a) prepare draft amendments to the following existing Section 7.11 Development Contributions Plans, as outlined in this report:
 - (i) *Section 7.11 Development Contributions Plan – Bathurst Regional Community Facilities.*
 - (ii) *Section 7.11 Development Contributions Plan – Bathurst Regional Open Space.*
 - (iii) *Section 7.11 Development Contributions Plan – Eglinton Open Space and Drainage.*
 - (iv) *Section 7.11 Contributions Plan – Raglan Creek Stormwater Drainage Management.*
 - (v) *Section 7.11 Contribution Plan – Sawpit Creek (East) Stormwater Drainage Management.*
 - (vi) *Section 7.11 Contributions Plan – Jordan Creek Stormwater Drainage Management.*
 - (vii) *Section 7.11 Contribution Plan – Robin Hill – Road & Drainage Construction.*
 - (viii) *Section 7.11 Development Contributions Plan – Roadworks – New Residential Subdivisions.*
 - (ix) *Section 7.11 Contribution Plan – Herford Street – Reconstruction & Replacement of Low Level Bridge.*
 - (x) *Section 7.11 Development Contributions Plan – Bathurst CBD Car Parking.*
 - (xi) *Section 7.11 Development Contributions Plan – Bathurst Regional Rural Roadworks.*
 - (xii) *Section 7.11 Development Contributions Plan – Bathurst Regional Traffic Generating Development.*

- (b) place the following draft Development Contributions Plans on public exhibition for a period of twenty-eight (28) days:

- (i) Draft *Laffing Waters Local Infrastructure Contributions Plan 2024*.
- (ii) Draft Amendment to *Section 7.11 Development Contributions Plan – Bathurst Regional Community Facilities*.
- (iii) Draft Amendment to *Section 7.11 Development Contributions Plan – Bathurst Regional Open Space*.
- (iv) Draft Amendment to *Section 7.11 Development Contributions Plan – Eglinton Open Space and Drainage*.
- (v) Draft Amendment to *Section 7.11 Contributions Plan – Raglan Creek Stormwater Drainage Management*.
- (vi) Draft Amendment to *Section 7.11 Contribution Plan – Sawpit Creek (East) Stormwater Drainage Management*.
- (vii) Draft Amendment to *Section 7.11 Contributions Plan – Jordan Creek Stormwater Drainage Management*.
- (viii) Draft Amendment to *Section 7.11 Contribution Plan – Robin Hill – Road & Drainage Construction*.
- (ix) Draft Amendment to *Section 7.11 Development Contributions Plan – Roadworks – New Residential Subdivisions*.
- (x) Draft Amendment to *Section 7.11 Contribution Plan – Herford Street – Reconstruction & Replacement of Low Level Bridge*.
- (xi) Draft Amendment to *Section 7.11 Development Contributions Plan – Bathurst CBD Car Parking*.
- (xii) Draft Amendment to *Section 7.11 Development Contributions Plan – Bathurst Regional Rural Roadworks*.
- (xiii) Draft Amendment to *Section 7.11 Development Contributions Plan – Bathurst Regional Traffic Generating Development*.

(c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

The result of the division was:

In favour of the motion - Cr W Aubin, Cr K Burke, Cr B Fry, Cr J Jennings, Cr M Hogan and Cr I North

Against the Motion - Nil

Absent - Cr G Hanger, Cr A Smith and Cr R Taylor

Abstain - Nil

ORDINARY MEETING OF COUNCIL - 17 APRIL 2024

9 2.3 DEVELOPMENT APPLICATION 2023/415 - ALTERATIONS AND ADDITIONS TO EXISTING DWELLING AT 6 BRENNAN DRIVE, KELSO. APPLICANT: ROSS CLARKE. OWNER: NICOLE CLARKE

Cr I North declared a significant non pecuniary interest and left the room.

REASON: Close and personal family friend.

MINUTE

RESOLUTION NUMBER: ORD2024-88

MOVED: Cr W Aubin SECONDED: Cr M Hogan

That Council:

- (a) as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2023/415, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:

- (i) Prior to issue of any Construction Certificate or Building Information Certificate the applicant is to submit amended plans illustrating the privacy treatments to all balustrades in response to submissions.
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(b) notify those that made submissions of its decision; and

(c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

The result of the division was:

In favour of the motion - Cr W Aubin, Cr K Burke, Cr B Fry, Cr J Jennings and Cr M Hogan

Against the Motion - Nil

Absent - Cr G Hanger, Cr I North, Cr A Smith and Cr R Taylor

Abstain - Nil
