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# ORANGE CITY COUNCIL

MINUTES OF THE

## PLANNING AND DEVELOPMENT COMMITTEE

HELD IN COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE

ON 4 JUNE 2024

COMMENCING AT 6:49PM

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### 1 INTRODUCTION

#### ATTENDANCE

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Cr J Whitton (Chairperson), Cr J Hamling (Mayor), Cr G Power (Deputy Mayor), Cr D Mallard, Cr K Duffy, Cr M McDonell, Cr T Mileto, Cr G Floyd, Cr S Peterson, Cr T Greenhalgh, Cr F Kinghorne (*Audio Visual Link*), Cr J Evans

Chief Executive Officer, Acting Director Corporate and Commercial Services (Sharp), Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Manager Corporate Governance, Manager Communications & Engagement

#### APOLOGIES AND LEAVE OF ABSENCE

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Nil.

<b>RESOLVED - 24/198</b>	<b>Cr G Floyd/Cr S Peterson</b>
That Cr Kinghorne be permitted to attend the Council Meeting of Orange City Council on 2024 via Audio Visual Link.	

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Nil

#### 1.1 DECLARATION OF PECUNIARY INTERESTS, SIGNIFICANT NON-PECUNIARY INTERESTS AND LESS THAN SIGNIFICANT NON-PECUNIARY INTERESTS

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Cr Kinghorne declared a Significant Pecuniary Interest in Item 2.2 – Orange LEP Amendment 40 – Post Exhibition Report as her husband’s consultancy business has undertaken work on this site.

## 2 GENERAL REPORTS

### 2.1 ITEMS APPROVED UNDER THE DELEGATED AUTHORITY OF COUNCIL

TRIM REFERENCE: 2024/633

**RESOLVED - 24/199****Cr M McDonell/Cr T Mileto**

That Council resolves to acknowledge the information provided in the report by the Manager Development Assessments on Items Approved Under the Delegated Authority of Council.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Nil

**QUESTIONS TAKEN ON NOTICE****Cr T Mileto**

Cr Mileto asked if the Borrodell Drive Tree Investigation Report can be made public and if it would be able to be made available under GIPA if it was confidential.

*\*Cr Kinghorne left the meeting with the time being 6.54pm\**

### 2.2 ORANGE LEP AMENDMENT 40 - POST-EXHIBITION REPORT

TRIM REFERENCE: 2024/822

Cr Kinghorne declared a Significant Pecuniary Interest in this item as her husband's consultancy business has undertaken work on this site, left the meeting and did not participate in discussion or voting on this item.

**RESOLVED - 24/200****Cr K Duffy/Cr D Mallard**

That Council resolves:

- 1 To support LEP Amendment 40 and direct staff to forward the proposal to Parliamentary Counsel for a formal opinion.
- 2 To support the Additional Permitted Use (APU) being applied to the footprint of the existing building on the site, as per the gateway conditions.
- 3 That the proponent be advised of the need to provide an updated APU Map consistent with the Department of Planning's technical guidelines at the proponent's cost.
- 4 That upon receiving a Parliamentary Counsel opinion Council authorises the CEO to formally make the plan and refer the matter to the Department of Planning Housing and Infrastructure for finalisation.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Cr F Kinghorne

*\*Cr Kinghorne returned to the meeting with the time being 6.56pm\**

**THE MEETING CLOSED AT 6.56PM.**