



MINUTES OF THE PLANNING & DEVELOPMENT COMMITTEE
HELD IN COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE
ON 3 FEBRUARY 2026
COMMENCING AT 6:58 PM

1 INTRODUCTION

ATTENDANCE

Cr M McDonell (Chairperson), Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman

Chief Executive Officer, Director Corporate & Commercial Services, Director Development Services, Acting Director Community, Recreation & Cultural Services (Stanford), Acting Director Technical Services (Theakstone), Communications Lead, Governance Lead, Governance Officer (Barnes), Governance Officer (Allan)

1.1 APOLOGIES AND LEAVE OF ABSENCE

RESOLVED - 26/008

Cr T Greenhalgh/Cr S Peterson

That the apologies be accepted from Cr J Whitton and that Council grant them a leave of absence from the Planning & Development Committee of Orange City Council on 3 February 2026.

For: Cr M McDonell (Chairperson), Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman,

Against: Nil

Absent: Cr J Whitton

1.2 DECLARATION OF PECUNIARY INTERESTS, SIGNIFICANT NON-PECUNIARY INTERESTS AND LESS THAN SIGNIFICANT NON-PECUNIARY INTERESTS

Nil

2 GENERAL REPORTS**2.1 ITEMS APPROVED UNDER THE DELEGATED AUTHORITY OF COUNCIL**

TRIM REFERENCE: 2026/11

RESOLVED - 26/009**Cr T Greenhalgh/Cr J Stedman**

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

For: Cr M McDonell (Chairperson), Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman

Against: Nil

Absent: Cr J Whitton

2.2 DEVELOPMENT APPLICATION DA 520/2024(1) - LOT 91 TANIKA STREET

TRIM REFERENCE: 2026/48

RESOLVED - 26/010**Cr G Power/Cr T Mileto**

That Council consents to development application DA 520/2024(1) for Centre-based Child Care Facility at Lot 91 DP 1284877 - Tanika Street Orange pursuant to the conditions of consent in the attached Notice of Determination.

For: Cr M McDonell (Chairperson), Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman

Against: Nil

Absent: Cr J Whitton

Cr McDonell asked if this particular childcare facility is ready to progress to development if approved.

The Director Development Services advise he cannot speak for the developer, but that development applications are approved for a 5-year period.

Cr D Mallard asked if the green spaces in the plan are to be included in the unencumbered spaces.

The Director Development Services responded that this is a matter that has been tested in court, and state guideline excludes garden beds. The proponent has the opportunity to develop under the conditions, or seek review of Council's determination, including obtaining the required exemption from the Department of Education to depart from the State Guidelines.

2.3 AMENDMENT TO THE ORANGE LOCAL ENVIRONMENTAL PLAN 2011 - 49-51 MOLONG ROAD - POST EXHIBITION REPORT

TRIM REFERENCE: 2026/74

RESOLVED - 26/011**Cr D Mallard/Cr J Stedman**

That Council resolves to:

1. Acknowledge the Independent Hearing Report, and
2. Support the amendment to the Orange Local Environmental Plan 2011, and
3. Direct staff to request that the local plan-making authority seek to finalise the amendment and submit the request for approval to discharge interests from the land title to the Governor.

For: Cr M McDonell (Chairperson), Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman

Against: Nil

Absent: Cr J Whitton

Cr D Mallard asked if the trees on the property will be retained.

The Director Development Services responded that the Nicolai Gum tree at the front will be protected going forward.

THE MEETING CLOSED AT 7.21PM