



KEMPSEY SHIRE COUNCIL

Civic Centre
Cnr Tozer and Elbow Street
WEST KEMPSEY NSW 2440

8th April 2003

Your attendance is requested at the Ordinary meeting of Kempsey Shire Council, to be held in the Council Chambers on Tuesday 8th April 2003, commencing at 9.00 am.

The order of business is detailed on the undermentioned Agenda.

Allan Burgess
GENERAL MANAGER



APOLOGIES

ASSESSMENT OF ITEMS LISTED IN CONFIDENTIAL BUSINESS PAPER

ORDINARY MINUTES 11TH MARCH 2003 (FOR CONFIRMATION)

EXTRA ORDINARY MINUTES 25TH MARCH 2003 (FOR CONFIRMATION)

PUBLIC FORUM

- 1 - Ron Hicks will address Council regarding a erection of a garage at 34 Cyrus Saul Circuit Lot 20 DP832352 to which a number of objections have been received.

- 2 - Hector Le Brocq will address Council regarding DE 1 Crown Reserve R31846 File: LA7664.



CONSIDERATION OF LATE REPORTS

Consideration of late reports to determine whether they should be dealt with or deferred.



CONSIDERATION OF REPORTS RELATING TO PUBLIC FORUM MATTERS - DES 2 PROPOSED GARAGE LOT 20 DP 832352 No 34 CYRUS SAUL CIRCUIT, FREDERICKTON FILE T6-03-86 LA 18518



ADOPTION OF AGENDA ORDER OF BUSINESS



AT RESUMPTION OF COUNCIL AFTER LUNCH THE MEETING WILL FORM ITSELF INTO COMMITTEE TO DISCUSS ITEMS OF CONFIDENTIAL NATURE.



MAYORAL MINUTE		A1 – A3
M1	- Meeting with South West Rocks and Crescent Head Ratepayers Associations File: O3-4 & O3-13	A1
M2	- Mayoral Engagements for March/April File: C18-25	A2



NOTICE OF MOTION	D1 – D5
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RESCISSION MOTION	E1
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DELEGATE'S REPORT	F1 – F2
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D1	- Surf Reserve File: B1-2	F1
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DIRECTOR ENVIRONMENTAL SERVICES REPORT	G1 – G49
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DES 1	-	Draft DCP for Hat Head File: T4-40	G1
DES 2	-	Proposed Garage Lot 20 DP832352 No. 34 Cyrus Saul Circuit, Frederickton File: T6-03-86, LA18518	G6
DES 3	-	Proposed Inground Swimming Pool - Lot 1 DP1042900 No. 16 Regent Street, Kempsey File: T6-02-746	G9
DES 4	-	Proposed Dwelling – Lot 32 DP832352 No. 5 Cyrus Saul Circuit, Frederickton File: T6-03-161, LA18544	G13
DES 5	-	Proposed Dwelling – Lot 11 DP662270 No. 7 Christmas Street, Frederickton File: T6-03-124, LA10626	G18
DES 6	-	Development of Lot 31 DP604688 Two Storey Dwelling Cardwell Street, Arakoon File: T6-02-582	G24
DES 7	-	Dual Occupancy Dulconghi Estate File: T6-02-644	G26
DES 8	-	Proposed Extension to Upper Level Rear Deck Lot 12 DP758302 No. 14 Comara Terrace, Crescent Head File: T6-03-142	G33
DES 9	-	Dual Occupancy 7 Gowing Street, Crescent Head File: T6-03-55	G37
DES 10	-	Proposed Representations by Tweed Shire Council Regarding SEPP-71 Coastal Protection File: T4-20	G41
DES 11	-	Storage Shed, Showgrounds Sea Street, West Kempsey File: T6-03-38	G42
DES 12	-	Application to Rezone Land at Gladstone for Residential Purposes File: LA21830, LA21831	G45
DES 13	-	Caravan Parks – Holiday Vans File: C1-2	G46
DES 14	-	Building and Development	G49

DIRECTOR ENGINEERING REPORT

H1 – H18

DE1	-	Crown Reserve R31846 File: LA7664	H1
DE2	-	Wigay Park File: LA3005	H2
DE3	-	Carparking at Boomerang Flats, Memorial Avenue, South West Rocks File: LA5411	H2
DE4	-	Mid North Weight of Loads Groups File: R8-190	H4
DE5	-	National Rural Roads Congress File: C11-7	H5
DE6	-	Matty's Flat Vessel Sewage Pump-out Facility File: B1-2	H6
DE7	-	Smithtown Wharf File: W5	H7
DE8	-	Bridge on Unnamed Public Road, Nulla Nulla File: B6-2	H8
DE9	-	Questions Without Notice File: C18-28	H9
DE10	-	Works in Progress File: R8-2	H13
DE11	-	Compliments Received by Engineering Staff File: S10-2	H18

**DIRECTOR CORPORATE AND
COMMUNITY SERVICE'S REPORT**

I1 – I12

DCCS1	-	Native Title Determination Application - Dunghutti People File: A1-3	I1
DCCS2	-	Statement of Bank Balances as at 28 th March 2003	I1
DCCS3	-	Statement of Investments as at 28 th March 2003	I2
DCCS4	-	Renewal of Alcohol Free Zone in South Kempsey File: R3-13	I2
DCCS5	-	National Youth Roundtable 14 – 21 March 2003 - Wagga Wagga and Canberra File: A1-2	I3

DBE7	-	Farmers' Market Conference and Development of a Kempsey Producers' Market File: I2-20	J7
DBE8	-	Economic Development Project Budget 2003-2004 File: I2-20	J9
DBE9	-	Fleet Management File: P6-2	J10
DBE10	-	Questions Without Notice File: C18-28	J11
DBE11	-	Works In Progress File: W1-2	J11
DBE12	-	Compliments Received by Business Enterprise Staff File: S10-2	J16

GENERAL MANAGER'S REPORT

K1 – K19

GM1	-	Outstanding Reports and Outstanding Council Resolutions File:	K1
GM2	-	Inquiry Into Cost Shifting File: G11	K2
GM3	-	Sale of 22 Forth Street File: LA1083	K14
GM4	-	Shires Association Conference File: C11	K14
GM5	-	Environmental Levy File: R1-2	K17
GM6	-	Ecologically Sustainable Development File: T4-2	K17
GM7	-	Draft Complaints and Compliments Policy And Procedure File: C14	K18
GM8	-	Performance Based Salary System Enterprise Agreement File: S10	K20
GM9	-	University Campus at Port Macquarie File: E2-1	K21

COMMITTEE REPORTS

L1 – L8

Local Traffic Committee Meeting Minutes
held 26th March 2003 L1

Plant Committee Meeting Minutes
Held 7th March 2003 L6

QUESTIONS WITHOUT NOTICE M1



APPENDICES

Director Environmental Services appendices **G1 – G78**

Director Engineering appendices **H1 – H6**

Director Corporate and Community Services appendices **I1 – I18**

Director Business Enterprises appendices **J1 – J14**

General Manager's appendices **K1 – K74**



**THE FOLLOWING ITEMS OF BUSINESS ARE OF SUCH A NATURE THAT
DISCUSSION IS LIKELY TO TAKE PLACE WHEN THE MEETING IS
CLOSED TO THE PUBLIC FOR THE REASONS STATED.**



MOTION FOR COMMITTEE N1

CONFIDENTIAL BUSINESS PAPER

COMMITTEE OF THE WHOLE

OFFICER'S REPORTS

MAYORAL CONFIDENTIAL REPORT A1 – A2

M1 - Discussion of Issues A1

File: S10

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is submitted on a confidential basis as it involves personnel matters concerning particular individuals (Section 10A(2)(a)).

**DIRECTOR ENVIRONMENTAL SERVICES
CONFIDENTIAL REPORT**

G1 – G9

DES 1 - Non-compliance with Conditions of Consent G1
South Kempsey
File: T6-02-158

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is considered on a confidential basis as it contains information that would if disclosed, prejudice the maintenance of law (Local Government Act 1993, Section 10A(2) (e)).

DES 2 - Unauthorised Filling – Belmore River G3
File: T6-01-505

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is considered on a confidential basis as it contains information that would if disclosed, prejudice the maintenance of law (Local Government Act 1993, Section 10A(2) (e)).

DES 3 - Extension to Consent – Home Activity, G6
Yarravel
File: T6-02-18

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is submitted on confidential basis as it deals with personnel matters concerning particular individuals. (Local Govt Act Section 10A (2)(a)).

DES 4 - Clearing Lot 7 DP1042561 Kundabung G8
File: LA21874

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is considered on a confidential basis as it contains information that would if disclosed, prejudice the maintenance of law (Local Government Act 1993, Section 10A(2) (e)).

GENERAL MANAGER'S CONFIDENTIAL REPORT

K1 – K7

GM1 - Surplus Land K1
File: P10-18

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is submitted on a confidential basis as it involves information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting business or proposes to conduct business (Section 10A (2) (c)).

GM2 - Legal Matters K4
File: L3-1

REASON FOR PRESENTATION OF REPORT ON A CONFIDENTIAL BASIS

This report is submitted on a confidential basis as it involves advice concerning litigation or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege. (Local Government Act 1993, section 10A(2)(G)).

APPENDICES

Mayoral confidential appendices	A1 – A14
Director Environmental Services confidential appendices	G1 – G9
General Manager’s confidential appendices	K1 – K21



OPEN COUNCIL

ADOPTION OF REPORT OF THE COMMITTEE OF THE WHOLE

CONCLUSION

