

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
HELD AT COUNCIL CHAMBERS, BALFOUR STREET, CULCAIRN  
ON WEDNESDAY, 21 AUGUST 2019**

The meeting opened at 6.00pm.

**IN ATTENDANCE:** Councillors Wilton (Chairperson), Meyer, Hicks, Knight, O'Neill, Parker, Quinn, Schilg and Weston.

**PRESENT:** General Manager, Director Environment and Planning, Director Engineering, Chief Financial Officer and Executive Assistant.

Pastor Graeme Klemke offered a prayer to open the meeting.

**ACKNOWLEDGEMENT OF COUNTRY**

The Mayor (Chairperson) offered an Acknowledgement of Country at the commencement of the meeting.

**APOLOGY**

Nil.

**DECLARATION OF PECUNIARY INTEREST OR NON PECUNIARY INTEREST (CONFLICT OF INTEREST)**

Cr Matt Hicks gave notice of his intention to declare a non-pecuniary interest in Environment And Planning Item 4 REQUEST BY GREEN SWITCH AUSTRALIA FOR COUNCIL OWNERS CONSENT TO MAKE A DEVELOPMENT APPLICATION FOR THE JINDERA SOLAR FARM

Cr Osborne left the room briefly at 6.08pm, returning at 6.09pm.

**CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON 17 JULY 2019**

**5351 RESOLVED** [Hicks/Parker]

That the Minutes of the Ordinary Meeting of Greater Hume Council held at Culcairn on Wednesday, 17 July 2019 as printed and circulated be confirmed as a true and correct record of the proceedings of such meeting.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

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**ACTION REPORT FROM THE MINUTES**

Nil.

**OFFICERS' REPORTS – PART A – FOR DETERMINATION**

**CORPORATE AND COMMUNITY SERVICES**

**1. AUDIT, RISK & IMPROVEMENT COMMITTEE REPORT**

**5352 RESOLVED** [Hicks/Quinn]

That standing orders be suspended at 6.10pm to receive a report from Mr David Maxwell, Independent Chair of Audit, Risk & Improvement Committee.

Mr David Maxwell provided a verbal report regarding the activities of the Audit, Risk & Improvement Committee during the past 12 months.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**5353 RESOLVED** [Hicks/Quinn]

That standing orders resume at 6.21pm

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

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AUDIT, RISK & IMPROVEMENT COMMITTEE REPORT [CONT'D]

**5354 RESOLVED** [Knight/Parker]

That the Audit, Risk & Improvement Committee Report for the year ending 30 June 2019 be received and noted.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**ENVIRONMENT AND PLANNING**

**1. DEVELOPMENT APPLICATION 10.2019.24.1 – SHED LOT 3 DP1073615 – 115-119 MITCHELL STREET JINDERA**

**5355 RESOLVED** [O'Neill/Hicks]

That Development Application 10.2019.24.1 for construction of a shed at Lot 3 DP 1073615, 115-119 Mitchell Street Jindera be approved subject to the following conditions:

**APPROVED PLANS**

**1 Compliance with Plans and Conditions**

The development shall take place in accordance with the approved development plans, except as modified in red by Council and/or any conditions of this consent.

**2 Time Period of Consent**

This consent will lapse five (5) years from the date of determination unless the approved building, engineering or construction work has been physically commenced in accordance with this consent.

Development consent for the use of land does not lapse if the approved use of any land, building or work is actually commenced prior to the date on which the consent would otherwise lapse.

**PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE**

**3 Approval Required Prior to the Issue of Construction Certificate**

The following documentation is to be submitted to Council or the Accredited Certifier, prior to the granting of the construction certificate:

- a. Contract of Insurance or Owner-builder Permit

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DEVELOPMENT APPLICATION 10.2019.24.1 – SHED LOT 3 DP1073615 – 115-119  
MITCHELL STREET JINDERA [CONT'D]

Prior to the issue of a construction certificate, the Certifying Authority shall be satisfied that:

- (i) A contract of insurance that complies with Part 6 of the Home Building Act 1989 is in force in relation to the subject work. A certificate of insurance is to be provided to the other party of the contract; or
- (ii) An owner-builder has a valid owner-builder permit issued by the Department of Fair Trading.

**PRIOR TO THE COMMENCEMENT OF ANY WORKS**

**The following conditions of consent have been imposed to ensure that the administration and amenities relating to the proposed development comply with all relevant requirements. A Certifying Authority can either be Greater Hume Shire Council or an accredited certifier. All of these conditions are to be complied with prior to the commencement of any works on site.**

**4 Construction Certificate Required**

Prior to the commencement of any works, a construction certificate is required to be issued by a Certifying Authority.

Enquiries regarding the issue of a construction certificate can be made to Council on 02 6036 0100.

**5 Appointment of a Principal Certifying Authority**

Prior to the commencement of any works, the person having benefit of a development consent, or complying development certificate must:

- a. appoint a Principal Certifying Authority; and
- b. notify Council of the appointment.

**6 Notify Council of Intention to Commence Works**

The applicant must notify Council, in writing of the intention to commence works at least two (2) days prior to the commencement of any works on site.

**7 Erosion and Sedimentation Control**

Prior to the commencement of any works on site, controls shall be implemented prior to clearing of any site vegetation, to ensure the maintenance of the environment and to contain soil erosion and sediment on the property. Erosion and sediment controls shall be maintained until all construction works are completed and all disturbed areas are restored by turfing, paving and revegetation.

Note: On the spot penalties up to \$1,500 will be issued for any non-compliance with this requirement without any further notification or warning.

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DEVELOPMENT APPLICATION 10.2019.24.1 – SHED LOT 3 DP1073615 – 115-119  
MITCHELL STREET JINDERA [CONT'D]

**8 Toilet Facility**

Prior to the commencement of any works on site, a flushing toilet facility is to be provided on site. The toilet must be connected to either a public sewer, or an accredited sewage management facility, or to an alternative sewage management facility (chemical closet) approved by Greater Hume Shire Council.

**9 Building Insurance/Owner Builders Permit**

Prior to the commencement of works, the Certifying Authority shall be provided with an original copy of:

- a. The builder's (licensee's) name and contract license number and an approved insurance policy under Part 6 of the Home Building Act 1989; or
- b. The Owner Builders Permit, issued by the New South Wales Office of Fair Trading.

Note: An on the spot penalty of \$600 will be issued for any non-compliances with this requirement without any further notification or warning.

**10 Sign During Construction**

Prior to the commencement of works, a sign must be erected in a prominent position on site during construction:

- a. Stating that unauthorised entry to the work site is prohibited,
- b. Showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours, and
- c. Showing the name, address and a telephone number of the Principal Certifying Authority for the development.

Note: A \$600 on the spot fine may be issued for non-compliance with this condition.

**PRIOR TO OCCUPATION OF THE DEVELOPMENT**

**The following conditions of consent must be complied with prior to the issue of an Interim Occupation Certificate or Final Occupation Certificate by the Principal Certifying Authority.**

**11 Interim/Final Occupation Certificate Required**

Prior to the commencement of any use and/or occupation of the subject development (whole or part), either an Interim Occupation Certificate or Final Occupation Certificate must be issued.

Prior to the issue of any Occupation Certificate the Principal Certifying Authority must be satisfied that the development (part or whole) is in accordance with the respective Development Consent, Construction Certificate or Complying Development Certificate.

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DEVELOPMENT APPLICATION 10.2019.24.1 – SHED LOT 3 DP1073615 – 115-119  
MITCHELL STREET JINDERA [CONT'D]

**12 Works-As-Executed Plans for Stormwater Drainage**

Prior to the issue of the final occupation certificate, works-as-executed drawings signed by a registered surveyor demonstrating that the stormwater drainage and finished ground levels have been constructed as approved shall be submitted to the Principal Certifying Authority.

**13 Plumbing Works Final**

The building shall not be occupied or used until such time Council has issued a Plumbing Final letter confirming that all works have been completed to the satisfaction of Council.

NB. This letter is in addition to the inspection sheet or Certificate of Compliance from Council.

**GENERAL CONDITIONS**

**The following conditions have been applied to ensure that the use of the land and/or building is carried out in such a manner that is consistent with the aims and objectives of the planning instrument affecting the land. A Principal Certifying Authority can either be Greater Hume Shire Council or an accredited certifier.**

**14 Compliance with Construction Certificate**

All building works approved in this development consent must comply with the terms of the consent the plans, specifications and any other approved documents relevant to the approved Construction Certificate.

**15 Compliance with the National Construction Code (NCC)**

All building work must be carried out in accordance with the provisions of the NCC. Compliance with the performance requirements can only be achieved by:

- a. complying with the deemed-to-satisfy provisions; or
- b. formulating an alternative solution which:
  - i. complies with the performance requirements; or
  - ii. is shown to be at least equivalent to the deemed-to-satisfy provisions; or
- c. a combination of (a) and (b).

**16 Use of Building**

The building shall not be used for industrial, commercial or human habitation purposes without further consideration by Council.

**17 Critical Stage Inspections**

In accordance with Section 6.5 of the Environmental Planning and Assessment Act 1979 the Principal Certifying Authority for this development is to inform the applicant of the Critical Stage Inspections prescribed for the purposes of Section 109E(3)(d) Environmental Planning and Assessment Regulation 2000.

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DEVELOPMENT APPLICATION 10.2019.24.1 – SHED LOT 3 DP1073615 – 115-119  
MITCHELL STREET JINDERA [CONT'D]

**Note: A \$1500 on the spot fine may be issued for failing to request the Principal Certifying Authority to undertake the above inspections.**

**18 Stormwater Disposal**

All stormwater shall be directed to the existing stormwater disposal system or alternatively to Mitchell Street.

**19 Construction - Hours of Work**

All construction works will be restricted to the following hours in accordance with the NSW Environment Protection Authority Noise Control Guidelines:

- a. Mondays to Fridays, 7.00am to 6.00pm
- b. Saturdays, 8.00am to 1.00pm
- c. No work is permitted on Sundays and Public Holidays.

Construction works that are carried out in the open that involve the use of heavy vehicles, heavy machinery and other equipment likely to cause offence to adjoining properties is to be restricted to the above hours in accordance with the NSW Environment Protection Authority Noise Control Guidelines.

In the event that the demolition/construction relates to works inside the building and does not involve external walls or the roof, and do not involve the use of equipment that emits noise then the works are not restricted to the hours stated above. The provisions of the *Protection of the Environment Operations Act, 1997* in regulating offensive noise also apply to all construction works.

**PRESCRIBED CONDITIONS OF CONSENT**

**The following conditions are known as “Prescribed Conditions” and are required by the Environmental Planning and Assessment Regulation 2000 to be imposed as part of any development consent whether or not they are relevant to the development approved under this consent. Please do not hesitate to contact staff in Council’s Development Department who will be happy to advise you as to whether or not the conditions are relevant to your consent.**

**20** All building work must be carried out in accordance with the requirements of the Building Code of Australia (as in force on the date the application for the relevant construction certificate or complying development certificate was made).

**21** In the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of the Act, that such a contract of insurance is in force before any building work authorised to be carried out by the consent commences.

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DEVELOPMENT APPLICATION 10.2019.24.1 – SHED LOT 3 DP1073615 – 115-119  
MITCHELL STREET JINDERA [CONT'D]

- 22** Residential building work within the meaning of the Home Building Act 1989 must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the following information:
- in the case of work for which a principal contractor is required to be appointed:
    - (i) the name and licence number of the principal contractor, and
    - (ii) the name of the insurer by which the work is insured under Part 6 of the Act,
  - in the case of work to be done by an owner-builder:
    - (i) the name of the owner-builder, and
    - (ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.

- 23** A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
- showing the name, address and telephone number of the principal certifying authority for the work, and
  - showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
  - stating that unauthorised entry to the work site is prohibited.

Any such sign is to be maintained while the building work is being carried out and must be removed when the work has been completed.

**NOTE:** This condition does not apply to building work that is carried out inside an existing building that does not affect the external walls of the building.

- 24** Any development that involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the development consent must, at the person's own expense:
- (i) protect and support the adjoining premises from possible damage from the excavation, and
  - (ii) where necessary, underpin the adjoining premises to prevent any such damage.

NOTE: The condition referred to in sub clause (1) does not apply if the person having the benefit of the development consent owns the adjoining land or the owner of the adjoining land has given consent in writing to that condition not applying.



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DEVELOPMENT APPLICATION 10.2019.24.1 – SHED LOT 3 DP1073615 – 115-119  
MITCHELL STREET JINDERA [CONT'D]

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**2. DEVELOPMENT APPLICATION 10.2019.75.1 – SHED LOT 21 DP1130624 – 128  
HUON STREET GEROGERY WEST**

MOTION [Quinn/Hicks]

That Development Application 10.2019.75.1 for construction of a shed at Lot 21 DP 1130624, 128 Huon Street, Gerogery West be approved subject to the following conditions:

**APPROVED PLANS**

**1 Compliance with Plans and Conditions**

The development shall take place in accordance with the approved development plans, except as modified in red by Council and/or any conditions of this consent and that the height of the shed be reduced to a maximum of 4.8m.

**2 Time Period of Consent**

This consent will lapse five (5) years from the date of determination unless the approved building, engineering or construction work has been physically commenced in accordance with this consent.

Development consent for the use of land does not lapse if the approved use of any land, building or work is actually commenced prior to the date on which the consent would otherwise lapse.

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DEVELOPMENT APPLICATION 10.2019.75.1 – SHED LOT 21 DP1130624 – 128 HUON STREET GEROGERY WEST [CONT'D]

**PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE**

**3 Approval Required Prior to the Issue of Construction Certificate**

The following documentation is to be submitted to Council or the Accredited Certifier, prior to the granting of the construction certificate:

a. Contract of Insurance or Owner-builder Permit

Prior to the issue of a construction certificate, the Certifying Authority shall be satisfied that:

- (i) A contract of insurance that complies with Part 6 of the Home Building Act 1989 is in force in relation to the subject work. A certificate of insurance is to be provided to the other party of the contract; or
- (ii) An owner-builder has a valid owner-builder permit issued by the Department of Fair Trading.

**PRIOR TO THE COMMENCEMENT OF ANY WORKS**

The following conditions of consent have been imposed to ensure that the administration and amenities relating to the proposed development comply with all relevant requirements. A Certifying Authority can either be Greater Hume Shire Council or an accredited certifier. All of these conditions are to be complied with prior to the commencement of any works on site.

**4 Construction Certificate Required**

Prior to the commencement of any works, a construction certificate is required to be issued by a Certifying Authority.

Enquiries regarding the issue of a construction certificate can be made to Council on 02 6036 0100.

**5 Appointment of a Principal Certifying Authority**

Prior to the commencement of any works, the person having benefit of a development consent, or complying development certificate must:

- a. appoint a Principal Certifying Authority; and
- b. notify Council of the appointment.

**6 Notify Council of Intention to Commence Works**

The applicant must notify Council, in writing of the intention to commence works at least two (2) days prior to the commencement of any works on site.

**7 Erosion and Sedimentation Control**

Prior to the commencement of any works on site, controls shall be implemented prior to clearing of any site vegetation, to ensure the maintenance of the environment and to contain soil erosion and sediment on the property. Erosion and sediment controls shall be maintained until all construction works are completed and all disturbed areas are restored by turfing, paving and revegetation.

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DEVELOPMENT APPLICATION 10.2019.75.1 – SHED LOT 21 DP1130624 – 128 HUON STREET GEROGERY WEST [CONT'D]

Note: On the spot penalties up to \$1,500 will be issued for any non-compliance with this requirement without any further notification or warning.

**8 Toilet Facility**

Prior to the commencement of any works on site, a flushing toilet facility is to be provided on site. The toilet must be connected to either a public sewer, or an accredited sewage management facility, or to an alternative sewage management facility (chemical closet) approved by Greater Hume Shire Council.

**9 Building Insurance/Owner Builders Permit**

Prior to the commencement of works, the Certifying Authority shall be provided with an original copy of:

- a. The builder's (licensee's) name and contract license number and an approved insurance policy under Part 6 of the Home Building Act 1989; or
- b. The Owner Builders Permit, issued by the New South Wales Office of Fair Trading.

Note: An on the spot penalty of \$600 will be issued for any non-compliances with this requirement without any further notification or warning.

**10 Sign During Construction**

Prior to the commencement of works, a sign must be erected in a prominent position on site during construction:

- a. Stating that unauthorised entry to the work site is prohibited,
- b. Showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours, and
- c. Showing the name, address and a telephone number of the Principal Certifying Authority for the development.

Note: A \$600 on the spot fine may be issued for non-compliance with this condition.

**PRIOR TO OCCUPATION OF THE DEVELOPMENT**

**The following conditions of consent must be complied with prior to the issue of an Interim Occupation Certificate or Final Occupation Certificate by the Principal Certifying Authority.**

**11 Interim/Final Occupation Certificate Required**

Prior to the commencement of any use and/or occupation of the subject development (whole or part), either an Interim Occupation Certificate or Final Occupation Certificate must be issued.

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DEVELOPMENT APPLICATION 10.2019.75.1 – SHED LOT 21 DP1130624 – 128 HUON STREET GEROGERY WEST [CONT'D]

Prior to the issue of any Occupation Certificate the Principal Certifying Authority must be satisfied that the development (part or whole) is in accordance with the respective Development Consent, Construction Certificate or Complying Development Certificate.

**12 Works-As-Executed Plans for Stormwater Drainage**

Prior to the issue of the final occupation certificate, works-as-executed drawings signed by a registered surveyor demonstrating that the stormwater drainage and finished ground levels have been constructed as approved shall be submitted to the Principal Certifying Authority.

**13 Plumbing Works Final**

The building shall not be occupied or used until such time Council has issued a Plumbing Final letter confirming that all works have been completed to the satisfaction of Council.

NB. This letter is in addition to the inspection sheet or Certificate of Compliance from Council.

**GENERAL CONDITIONS**

**The following conditions have been applied to ensure that the use of the land and/or building is carried out in such a manner that is consistent with the aims and objectives of the planning instrument affecting the land. A Principal Certifying Authority can either be Greater Hume Shire Council or an accredited certifier.**

**14 Use of Building**

The building shall not be used for industrial or commercial purposes, any prohibited uses outlined in the Local Environmental Plan 2012 or human habitation without further consideration by Council.

**15 Compliance with Construction Certificate**

All building works approved in this development consent must comply with the terms of the consent the plans, specifications and any other approved documents relevant to the approved Construction Certificate.

**16 Compliance with the National Construction Code (NCC)**

All building work must be carried out in accordance with the provisions of the NCC. Compliance with the performance requirements can only be achieved by:

- a. complying with the deemed-to-satisfy provisions; or
- b. formulating an alternative solution which:
  - i. complies with the performance requirements; or
  - ii. is shown to be at least equivalent to the deemed-to-satisfy provisions; or
- c. a combination of (a) and (b).

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DEVELOPMENT APPLICATION 10.2019.75.1 – SHED LOT 21 DP1130624 – 128 HUON STREET GEROGERY WEST [CONT'D]

**17 Critical Stage Inspections**

In accordance with Section 6.5 of the Environmental Planning and Assessment Act 1979 the Principal Certifying Authority for this development is to inform the applicant of the Critical Stage Inspections prescribed for the purposes of Section 109E(3)(d) Environmental Planning and Assessment Regulation 2000.

**Note: A \$1500 on the spot fine may be issued for failing to request the Principal Certifying Authority to undertake the above inspections.**

**18 Stormwater Disposal**

All stormwater shall be directed to the existing stormwater disposal system.

**19 Construction - Hours of Work**

All construction works will be restricted to the following hours in accordance with the NSW Environment Protection Authority Noise Control Guidelines:

- a. Mondays to Fridays, 7.00am to 6.00pm
- b. Saturdays, 8.00am to 1.00pm
- c. No work is permitted on Sundays and Public Holidays.

Construction works that are carried out in the open that involve the use of heavy vehicles, heavy machinery and other equipment likely to cause offence to adjoining properties is to be restricted to the above hours in accordance with the NSW Environment Protection Authority Noise Control Guidelines.

In the event that the demolition/construction relates to works inside the building and does not involve external walls or the roof, and do not involve the use of equipment that emits noise then the works are not restricted to the hours stated above. The provisions of the Protection of the *Environment Operations Act, 1997* in regulating offensive noise also apply to all construction works.

**20 Landscaping**

To soften the view of the shed from neighbouring properties established trees must be planted along the boundary.

**PRESCRIBED CONDITIONS OF CONSENT**

The following conditions are known as “Prescribed Conditions” and are required by the Environmental Planning and Assessment Regulation 2000 to be imposed as part of any development consent whether or not they are relevant to the development approved under this consent. Please do not hesitate to contact staff in Council’s Development Department who will be happy to advise you as to whether or not the conditions are relevant to your consent.

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DEVELOPMENT APPLICATION 10.2019.75.1 – SHED LOT 21 DP1130624 – 128 HUON STREET GEROGERY WEST [CONT'D]

- 21** All building work must be carried out in accordance with the requirements of the Building Code of Australia (as in force on the date the application for the relevant construction certificate or complying development certificate was made).
- 22** In the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of the Act, that such a contract of insurance is in force before any building work authorised to be carried out by the consent commences.
- 23** Residential building work within the meaning of the Home Building Act 1989 must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the following information:
- in the case of work for which a principal contractor is required to be appointed:
    - (i) the name and licence number of the principal contractor, and
    - (ii) the name of the insurer by which the work is insured under Part 6 of the Act,
  - in the case of work to be done by an owner-builder:
    - (i) the name of the owner-builder, and
    - (ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.
- 24** A sign must be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
- showing the name, address and telephone number of the principal certifying authority for the work, and
  - showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
  - stating that unauthorised entry to the work site is prohibited.
- Any such sign is to be maintained while the building work is being carried out and must be removed when the work has been completed.
- NOTE:** This condition does not apply to building work that is carried out inside an existing building that does not affect the external walls of the building.
- 25** Any development that involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the development consent must, at the person's own expense:
- (i) protect and support the adjoining premises from possible damage from the excavation, and
  - (ii) where necessary, underpin the adjoining premises to prevent any such damage.

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DEVELOPMENT APPLICATION 10.2019.75.1 – SHED LOT 21 DP1130624 – 128 HUON STREET GEROGERY WEST [CONT'D]

NOTE: The condition referred to in sub clause (1) does not apply if the person having the benefit of the development consent owns the adjoining land or the owner of the adjoining land has given consent in writing to that condition not applying.

**5356 AMENDMENT [Knight/Hicks]**

That the matter be deferred to allow for further information on the use of the shed to be presented to Council.

**ON BEING PUT TO THE VOTE THE AMENDMENT WAS CARRIED.**

**AMENDMENT**

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Knight Meyer O'Neill Parker Schilg Weston	Hicks Quinn Wilton		

**IT BECAME THE SUSTANTIVE MOTION AND BEING PUT TO THE VOTE AGAIN THE MOTION WAS CARRIED.**

**SUBSTANTIVE MOTION**

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

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**2. DEVELOPMENT APPLICATION 10.2019.89.1 – 2 LOT SUBDIVISION – LOT 21  
DP1143963 - 103 DUNWANDREN LANE JINDERA**

**5357 RESOLVED** [Hicks/Knight]

That application DA10.2019.89.1 for a subdivision yielding 2 lots at Lot 21 DP1143963, Dunwandren Lane Jindera be approved subject to the following conditions:

- 1 The development is to be carried out generally in accordance with the approved plan and accompanying report endorsed DA10.2019.89.1 except where amended by any conditions of this consent.
- 2 Prior to the issue of a Subdivision Certificate for any lot the applicant shall provide to Council for approval:
  - a. Written advice from Essential Energy and Telstra indicating the availability of electricity and telecommunications for lot 1.
  - b. Payment of the following developer contributions:
    - (i) Water Supply \$3230 (or the applicable rate at the time of payment).
- 3 Prior to the issue of subdivision certificate for any lot the applicant shall undertake the following works in accordance with Council's specification and at the applicant's expense:
  - a. New typical rural driveway crossovers to be constructed to Council specifications for two new proposed lots '

The typical rural driveway crossover shall be in accordance with Council's Specifications Drawing (see attached). All works associated with the vehicle crossover shall be inspected by Council's Engineering Department prior to any pouring of concrete. A Road Opening Permit will only be issued upon completion of "Road Opening Permit Application" (form available on Council's website) and payment of the fee applicable.
  - b. Both proposed lots to be connected to the VWS scheme. The water main is to be extended to service both lots at the owner's expense. The existing water service is to be relocated to new lot 2.
- 4 All easements necessary to ensure the supply of services and access shall be provided.
- 5 No trees shall be removed from this land as a result of the subdivision without the written permission of Council.
- 6 Any works associated with this development shall be undertaken in accordance with Council's Soil and Water Management Guidelines for Subdivisions.
- 7 All stormwater drainage shall be to natural drainage lines.



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DEVELOPMENT APPLICATION 10.2019.89.1 – 2 LOT SUBDIVISION – LOT 21 DP1143963  
- 103 DUNWANDREN LANE JINDERA [CONT'D]

- 8     **Aboriginal Heritage**  
In the event an item of archaeological significance is revealed during any works, then work is to cease and the existence of the artefact and its location is to be reported to the Office of Environment & Heritage
- 9     Written notice shall be given to Council seven (7) days prior to the commencement of any works associated with the subdivision.
- 10    This consent shall lapse if the development hereby permitted is not physically commenced within five (5) years of the date of consent.
- 11    Subdivision Certificate will only be issued upon completion of "Application for Subdivision Certificate" (form available on Council's website) and payment of the fee applicable when the subdivision certificate is issued.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**3.     REQUEST BY GREEN SWITCH AUSTRALIA FOR COUNCIL OWNERS CONSENT TO MAKE A DEVELOPMENT APPLICATION FOR THE JINDERA SOLAR FARM**

AT THIS JUNCTURE, COUNCILLOR MATT HICKS MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE MEETING ROOM AT 6.35PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993 AND TOOK NO PART IN THE VOTING ON THE MATTER. THE REASON BEING IS THAT COUNCILLOR HICKS HAS AN INTEREST IN SOLAR FARMS. THE NATURE OF THE INTEREST IS THAT HE HAS AN INTEREST IN ANOTHER SOLAR FARM DEVELOPMENT.

Cr Hicks left the chamber at 6.35pm.

**5358 RESOLVED** [Knight/Quinn]

Council authorise the General Manager to provide owners consent to lodge the development application for the Jindera Solar Farm which involves the laying of a cable in Ortlipp Road to the TransGrid Jindera Solar Farm.

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**REQUEST BY GREEN SWITCH AUSTRALIA FOR COUNCIL OWNERS CONSENT TO  
MAKE A DEVELOPMENT APPLICATION FOR THE JINDERA SOLAR FARM [CONT'D]**

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			Hicks

Cr Hicks returned to the chamber at 6.40pm.

**4. NOTICE OF MOTION – COUNCILLOR KNIGHT - LOT 1 DP107997 WALLA WALLA-JINDERA ROAD WALLA WALLA - DWELLING ENTITLEMENT**

MOTION [Knight/O'Neill]

Council resolve to remove the covenant thereby allowing a dwelling on that land to be permitted.

**5359 AMENDMENT [Quinn/Meyer]**

That the matter lay on the table until the November meeting to allow the Director Environment and Planning to seek legal advice and advice from NSW Planning regarding the removal of the covenant and the granting of development consent for a dwelling.

**ON BEING PUT TO THE VOTE THE AMENDMENT WAS CARRIED.**

**AMENDMENT**

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

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NOTICE OF MOTION – COUNCILLOR KNIGHT - LOT 1 DP107997 WALLA WALLA-  
JINDERA ROAD WALLA WALLA - DWELLING ENTITLEMENT [CONT'D]

**IT BECAME THE SUSTANTIVE MOTION AND BEING PUT TO THE VOTE AGAIN THE MOTION WAS CARRIED.**

**SUBSTANTIVE MOTION**

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**5. REQUEST TO WAIVE SECTION 7.12 DEVELOPMENT CONTRIBUTIONS PLAN FEE FOR COMPLYING DEVELOPMENT CERTIFICATE 18.2019.26.1 FOR A PROPOSED TEACHING AND LEARNING HUB AT ST PAUL'S COLLEGE LUTHERAN SCHOOL LOT 15 DP1112086 3 KLEMKE AVENUE WALLA WALLA**

AT THIS JUNCTURE, COUNCILLOR JENNY O'NEILL MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE MEETING ROOM AT 7.07PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993 AND TOOK NO PART IN THE VOTING ON THE MATTER. THE REASON BEING IS THAT COUNCILLOR O'NEILL HAS A DAUGHTER EMPLOYED AT ST PAUL'S COLLEGE AND A GRANDSON ATTENDS THE SCHOOL.

AT THIS JUNCTURE, COUNCILLOR LEA PARKER MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE MEETING ROOM AT 7.07PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993 AND TOOK NO PART IN THE VOTING ON THE MATTER. THE REASON BEING IS THAT COUNCILLOR PARKER'S CHILDREN ATTEND THE ST PAULS COLLEGE LUTHERAN SCHOOL.

AT THIS JUNCTURE, COUNCILLOR DOUG MEYER OAM MADE A DECLARATION OF NON-PECUNIARY INTEREST IN THE MATTER NOW BEFORE THE COUNCIL AND LEFT THE MEETING ROOM AT 7.07PM PURSUANT TO SECTION 45(1) OF THE LOCAL GOVERNMENT ACT 1993 AND TOOK NO PART IN THE VOTING ON THE MATTER. THE REASON BEING IS THAT COUNCILLOR MEYER'S GRAND DAUGHTER ATTENDS THE ST PAULS COLLEGE LUTHERAN SCHOOL.

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REQUEST TO WAIVE SECTION 7.12 DEVELOPMENT CONTRIBUTIONS PLAN FEE FOR COMPLYING DEVELOPMENT CERTIFICATE 18.2019.26.1 FOR A PROPOSED TEACHING AND LEARNING HUB AT ST PAUL'S COLLEGE LUTHERAN SCHOOL LOT 15 DP1112086 3 KLEMKE AVENUE WALLA WALLA

MOTION [Knight/

That Council agree to waive 50% of the section 7.12 development contribution fee that is payable under Greater Hume Council Section 7.12 Development Contributions Plan 2019 totalling \$24,000 for Complying Development Certificate 18.2019.26.1 for the construction of a teaching and learning hub at Lot 15 DP1112086 3 Klemke Avenue Walla Walla.

THE MOTION LAPSED FOR WANT OF A SECONDER.

**5360 RESOLVED** [Quinn/Hicks]

That the request to waive section 7.12 fees not be acceded to.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Schilg Weston Wilton Quinn	Knight		Meyer Parker O'Neill

Crs Parker, O'Neill and Meyer returned to the chamber at 7.12pm.

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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**GOVERNANCE**

**1. POLICY DEVELOPMENT – REVISED PROCUREMENT POLICY AND PROCEDURES**

**5361 RESOLVED** [Hicks/Schilg]

That the Greater Hume Council Procurement Policy and Procurement Procedures as detailed in **ANNEXURE 7** be adopted.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**2. LOCAL GOVERNMENT NSW ANNUAL CONFERENCE – MONDAY 14 TO WEDNESDAY 16 OCTOBER 2019**

**5362 RESOLVED** [Knight/Meyer]

That:

- the following motion(s) be forwarded to Local Government NSW for consideration at the 2019 Conference:

**Emergency Services Levy**

That Local Government NSW lobbies the State Government to recommence the introduction of a property based Emergency Services Property Levy as a separate and identifiable line item on the Annual Rates and Charges Notice.

- the October Council meeting be held on Wednesday 23 October 2019.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Knight Meyer O'Neill Parker Schilg Weston Wilton	Hicks Quinn		

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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**3. HOLBROOK LANDCARE NETWORK – REQUEST FOR FINANCIAL ASSISTANCE**

**5363 RESOLVED** [Hicks/Schilg]

That:

1. Council make a contribution of \$2,000 to assist with beautifying the Holbrook Landcare Building prior to their 30 year anniversary celebrations, and
2. the funding be provided from the Economic Development Initiatives expenditure allocation.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**4. INDEPENDENT PRICING AND REGULATORY TRIBUNAL (IPART) – REVIEW OF THE LOCAL GOVERNMENT RATING SYSTEM**

**5364 RESOLVED** [Knight/Hicks]

That standing orders be suspended at 7.25pm.

Cr Schilg left the meeting room at 7.30pm, returning at 7.32pm.

**5365 RESOLVED** [Quinn/Hicks]

That standing orders resume at 7.36pm.

**5366 RESOLVED** [Quinn/Hicks]

That a submission be made on the Review of the Local Government Rating System consistent with the responses provided in the REPORT – PART A – GOVERNANCE ITEM 4.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Meyer O'Neill Parker Quinn Schilg Weston Wilton	Knight		

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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**CORPORATE AND COMMUNITY SERVICES**

*Item 1 dealt with earlier in the meeting.*

**2. INTERIM 2018/2019 QUARTERLY BUDGET REVIEW AS AT 30 JUNE 2019**

**5367 RESOLVED** [Meyer/Hicks]

That Council note and approve the Interim Budget Review Statement including proposed amounts to be carried forward as at 30 June 2019.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**3. POLICY DEVELOPMENT – INTERNET, EMAIL & COMPUTER USE POLICY**

**5368 RESOLVED** [Meyer/Parker]

That the Greater Hume Council Internet, Email & Computer Use Policy be adopted.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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**4. STRONGER COUNTRY COMMUNITIES FUND – ROUND 3 – YOUNG PEOPLE IN GREATER HUME BECOMING RESILIENT YOUNG ADULTS PROJECT**

**5369 RESOLVED** [Hicks/Meyer]

That Council approve the submission of an application from the Greater Hume Council Youth Services team for the Round 3 of the Stronger Community Funds (SCCF). Project title – *Adulting 101: Young People in the Greater Hume Council Becoming Resilient Young Adults.*

Add Cr Quinn suggestion to the project. Going to work, on time and turning up.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**ENGINEERING**

**1. STRONGER COUNTRY COMMUNITIES FUND - ROUND 3, WALLA WALLA SHARED PATH PROJECT AND MORGANS LOOKOUT TOILET**

**5370 RESOLVED** [Knight/Hicks]

That Council lodge funding applications under Stronger Country Community Fund Round 3 for:

1. Walla Walla Shared Path Project of \$236,240
2. Morgan's Lookout Toilet of \$137,000.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			



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**OFFICERS' REPORTS – PART B – TO BE RECEIVED AND NOTED  
GOVERNANCE**

**1. 2018/2019 DELIVERY PLAN – REPORT AS AT 30 JUNE 2019**

**5371 RESOLVED** [Hicks/O'Neill]

That the report be received and noted.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**2. SOUTHERN LIGHTS UPDATE**

**5372 RESOLVED** [Hicks/O'Neill]

That the report be received and noted.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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**3. REGIONAL AUSTRALIA INSTITUTE – REGIONS RISING VICTORIA – RELEASE OF REPORT AND ‘MOVE’ TOOL – 7 AUGUST 2019 MELBOURNE**

**5373 RESOLVED** [Hicks/O’Neill]

That the report be received and noted.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O’Neill Parker Quinn Schilg Weston Wilton			

**PART C - ITEMS FOR INFORMATION**

**GOVERNANCE**

1. **WORKSHOP/BRIEFING SESSION SCHEDULE 2019**
2. **OFFICE OF LOCAL GOVERNMENT CIRCULARS**
3. **LOCAL GOVERNMENT NEW SOUTH WALES (LGNSW) – WEEKLY CIRCULARS**
4. **TOURISM AND PROMOTIONS OFFICER’S REPORT**
5. **ECONOMIC DEVELOPMENT QUARTERLY PROGRESS REPORT**

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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## **CORPORATE AND COMMUNITY SERVICES**

1. **GREATER HUME CHILDREN SERVICES – REPORT FOR JULY 2019**
2. **GREATER HUME CUSTOMER REQUEST MODULE – SUMMARY OF MONTHLY REQUESTS**
3. **STATEMENTS OF BANK BALANCES AND INVESTMENTS AS AT 31 JULY 2019**
4. **PEOPLE & CULTURE (HR) REPORT FOR JULY 2019**
5. **CULCAIRN HEALTHY TOWNS 2019**

## **ENGINEERING**

1. **JULY 2019 REPORT OF WORKS**
2. **WATER & SEWER REPORT – JULY 2019**

## **ENVIRONMENT AND PLANNING**

1. **DEVELOPMENT APPLICATIONS PROCESSED FOR THE MONTH OF JULY 2019**
2. **RANGER'S REPORT – JULY 2019**

**MINUTES OF THE ORDINARY MEETING OF GREATER HUME COUNCIL  
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**5374 RESOLVED** [Hicks/O'Neill]

That Part C of the Agenda be received and noted.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

**PART D – COMMITTEE AND DELEGATE REPORTS**

**5375 RESOLVED** [Hicks/O'Neill]

That Part D of the Agenda be received and noted.

COUNCILLORS FOR	COUNCILLORS AGAINST	COUNCILLORS ABSENT	COUNCILLORS DECLARING INTEREST
Hicks Knight Meyer O'Neill Parker Quinn Schilg Weston Wilton			

There being no further business, the meeting concluded at 7.58pm.

THESE MINUTES WERE CONFIRMED at the Council meeting held on 25 September 2019 at which time the signature hereon was subscribed.

\_\_\_\_\_  
Cr Heather Wilton  
**Mayor, Greater Hume Council**