

Uralla Shire Council Planning Decisions Register 2020-2021

in accordance with Section 375A of the NSW Local Government Act 1993

DATE OF MEETING	RESOLUTION NO.	REPORT TITLE	VOTE FOR	VOTE AGAINST	ABSENT – CONFLICT OF INTEREST	ABSENT FROM MEETING	COUNCIL RESOLUTION
25 August 2020	11.08/20	Report 2 – DIVISION DECISION DA-85-2019 Additions and alterations to Supermarket, new car park, demolition of existing structures – 100 Bridge Street Uralla	R Bell M Pearce I Strutt M Dusting N Ledger	T Toomey T O'Connor B Crouch L Sampson	Nil	Nil	Motion Moved: Br Bell / Seconded Cr I Strutt That Council approve the Development Application 85/2019 for additions and alterations to supermarket, new car park, demolition of existing structures at 100 Bridge Street, Uralla (Lot 2 DP 1127831) subject to the conditions of consent as presented in Business paper 25 August 2020 subject to “concurrence of local traffic committee” being added to conditions 32, 34 & 35.
22 September 2020	11.09/20	Report 2 DIVISION DECISION DA-20-2020 4 Bay Shed – 178 Thunderbolts Way, Rocky River	R Bell M Pearce I Strutt M Dusting N Ledger Cr Toomey T O'Connor	Nil	B Crouch	L Sampson	Motion Moved: Cr Bell / Seconded: Cr Strutt That Council approve the Development Application 20/2020 for a shed at 178 Thunderbolts Way, Rocky River (Lot 51 DP 1266073) subject to the following conditions of consent as presented in Business paper 22 September 2020.
27 October 2020	20.10/20	Item 15.3 – DIVISION DECISION DA-44-2018 Natural Burial Ground – 92 Dumaresq Road Saumarez Ponds	R Bell M Pearce I Strutt M Dusting N Ledger	T Toomey T O'Connor B Crouch L Sampson	Nil	Nil	Motion: Moved: Cr Dusting / Seconded: Cr Strutt That Council refuse the Development Application 11/2018 for a natural burial ground, amenities and car park at 192 Dumaresq Road, Saumarez Ponds (Lot 97 DP 755811) as: 1. Pursuant to Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979 and Part 2.3 of Uralla Local Environmental Plan 2012, the proposed development fails to demonstrate its compliance with the objectives of the R5 Large Lot Residential zone in so far as minimising conflict between permissible land uses within the zone. 2. Pursuant to Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979, and Part 2 of State Environmental Planning Policy (Rural Lands) 2008, the proposed development fails to demonstrate the social or economic need for the facility and consequently the development does not balance the social, economic and environmental interests of the community.

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							<p>3. Pursuant to Section 4.15(1)(b) of the Environmental Planning and Assessment Act 1979, the proposed development fails to demonstrate it satisfies Clause 66(2) of the Public Health Regulation 2012 which prohibits a person from burying a body in or on any land if to do so would make likely the contamination of drinking water supply or a domestic water supply.</p> <p>4. Pursuant to Section 4.15(1)(b) of the Environmental Planning and Assessment Act 1979, the proposed development fails to demonstrate it overcomes the risk of contaminating both groundwater and the nearby Saumarez Creek as a consequence of the nature and location of the burial ground being on land subject to overland and sub-surface flooding.</p> <p>5. Pursuant to Section 4.15(1)(c) of the Environmental Planning and Assessment Act 1979, the proposed development fails to demonstrate that the site is suitable for the development.</p> <p>6. Pursuant to Section 4.15(1)(e) of the Environmental Planning and Assessment Act 1979, the proposed development fails to demonstrate it would not present a risk to public health or that it would not result in an unreasonable burden on the maintenance of the facility by Uralla Shire Council or another public authority and consequently, the approval of the development would not be in the public interest.</p>
27 October 2020	24.10/20	Item 15.4 DIVISION DECISION Planning Proposal Additional Permitted Use Transport Depot	R Bell M Pearce I Strutt M Dusting T O'Connor B Crouch L Sampson N Ledger	Nil	Nil	T Toomey	Motion Moved: Cr Bell / Seconded Cr Strutt That Council refuse the Planning Proposal- Amendment to Schedule of the Uralla LEP 2012 prepared by Branson Pty Ltd for Macpherson's Walcha Pty Ltd - Reason: It is inappropriate in a R5 large Lot Residential area. There is adequate industrial zoned land available that could accommodate development for this purpose.

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27 November 2020	18.11/20	Item 15.5 DIVISION DECISION – DA -43-2020 Change of Use – Shed to Dwelling at 11 Court Street Bundarra	R Bell M Pearce I Strutt M Dusting T O'Connor B Crouch L Sampson T Toomey	N Ledger	Nil	Nil	MOTION Moved: Cr O'Connor / Seconded: Cr Dusting That Council refuse the Development Application 43/2020 for a Change of Use – Shed to Dwelling at 11 Court Street Bundarra (Lot 8 Section 60 DP 758181) as: <ol style="list-style-type: none"> Pursuant to Section 4.15(1)(c) and (e) of the Environmental Planning and Assessment Act 1979, it is inappropriate to approve the conversion of a shed to a dwelling in an urban area as the site is unsuitable and it is not in the public interest. Pursuant to Clause 6.2(3)(a) of Uralla Local Environmental Plan 2012, development consent must not be granted to development on land to which this clause applies unless the consent authority is satisfied that the development is compatible with the flood hazard of the land. Pursuant to Chapter 11 of the Uralla Development Control Plan 2011, building floor levels, including non-habitable rooms, must be at or above the Flood Planning Level.
15 December 2020	17.12/20	Item 15.4 DIVISION DECISION – DA-87-2019 Dwelling, garage and strata subdivision at 51 John Street Uralla	R Bell M Pearce I Strutt T O'Connor B Crouch L Sampson T Toomey N Ledger	Nil	M Dusting	Nil	Motion Moved: Cr O'Connor / Seconded Cr Strutt That Council approve the Development Application 87/2019 for a dwelling, garage and strata subdivision at 51 John St Uralla (Lot 12 DP 1198902) subject to the following of consent as presented in Business paper 15 December 2020.
23 February 2021	14.02/21	Item 15.1 DIVISION DECISION – DA-45-2020 313 Gostwyck Road Uralla	R Bell M Pearce I Strutt T O'Connor B Crouch L Sampson T Toomey M Dusting	N Ledger	Nil	T O'Connor	Motion Moved: Cr Crouch / Seconded Cr Strutt That Council approve the Development Application 45/2020 for a quarry at 313 Gostwyck Road Uralla (Lot 298 DP 755827) subject to the following conditions of consent as presented in Business paper 23 February 2021.



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23 March 2021	05.03/21	Item 15.2 DIVISION DECISION – DA-9-2021 Shed Addition to Existing Office – 25 Rowan Avenue Uralla	R Bell M Pearce I Strutt B Crouch L Sampson T Toomey N Ledger M Dusting	Nil	Nil	T O'Connor	MOTION Moved: Cr Crouch / Seconded: Cr Bell That Council approve the Development Application 9/2021 for a shed addition to the existing office at 25 Rowan Avenue Uralla (Lot 23 DP 1005006) subject to the following conditions of consent as presented in Business paper 23 March 2021.
23 March 2021	08.03/21	Item 15.3 DIVISION DECISION – DA-10-2021 Carport and Addition to Existing Shed - 2 Depot Rd Uralla	R Bell M Pearce I Strutt B Crouch L Sampson T Toomey N Ledger M Dusting	Nil	Nil	T O'Connor	MOTION Moved: Cr Bell / Seconded Cr Ledger That Council: <ol style="list-style-type: none">1. Lay item, 15.3 Recommendation part #1 – Carport extension, on the table to enable consideration of late plan amendments.2. Approve the shed addition for Development Application 10/2021 at 2 Depot Road Uralla (Lot 4 DP 1092795) subject to the following conditions of consent as presented in Business paper 23 March 2021.
23 March 2021	09.03/21	Item 15.4 DIVISION DECISION – Uralla Development Control Plan (DCP) Amendment NO.5	R Bell M Pearce I Strutt B Crouch L Sampson T Toomey N Ledger M Dusting	Nil	Nil	T O'Connor	MOTION Moved: Cr Strutt / Seconded: Cr Crouch That Council: <ol style="list-style-type: none">1. Endorse the draft amendment No. 5 of the Uralla Development Control Plan 2011 for public exhibition for a second period of not less than 28 days; and2. Provide the draft amendment No. 5 of the Uralla Development Control Plan 2011 to the Department of Planning, Industry and Environment for consideration and comment; and3. Subject to no submissions received, adopt the Uralla Development Control Plan 2011 as amended.