

Mayor: Cr K Milne

Councillors: P Allsop
R Byrnes
C Cherry (Deputy Mayor)
R Cooper
J Owen
W Polglase

Minutes

Planning Committee Meeting Thursday 1 November 2018

held at
Harvard Room, Tweed Heads Administration Building, Brett Street, Tweed Heads
commencing at 5.30pm

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The Meeting commenced at 5.30pm.

IN ATTENDANCE

Cr Katie Milne (Mayor), Cr Chris Cherry (Deputy Mayor), Cr Pryce Allsop, Cr Reece Byrnes, Cr Ron Cooper, Cr James Owen (from 5.37pm) and Cr Warren Polglase

Also present were Mr Troy Green (General Manager), Mr David Oxenham (Director Engineering), Mr Vince Connell (Director Planning and Regulation), Ms Tracey Stinson (Director Community and Natural Resources), Mr Michael Chorlton (Executive Manager Finance, Revenue and Information Technology), Ms Stephanie Papadopoulos (Manager Corporate Governance) and Mrs Meredith Smith (Minutes Secretary).

Cr J Owen was not present at the commencement of the meeting.

ABORIGINAL STATEMENT

The Mayor acknowledged the Bundjalung Aboriginal Nation with the following statement:

"We wish to recognise the generations of the local Aboriginal people of the Bundjalung Nation who have lived in and derived their physical and spiritual needs from the forests, rivers, lakes and streams of this beautiful valley over many thousands of years as the traditional owners and custodians of these lands."

PRAYER

The meeting opened with a Prayer read by the General Manager, Troy Green:

Almighty God,

We pray you will guide the Councillors and Council staff of the Tweed Shire Council as they meet together today; help them think calmly and carefully, decide wisely and may their decisions allow great benefit to flow to all people in our Tweed community and our natural environment.

In the name of Jesus Christ, we ask Amen.

APOLOGIES

Nil.

DISCLOSURE OF INTEREST

Nil.

ITEMS TO BE MOVED FROM ORDINARY TO CONFIDENTIAL - CONFIDENTIAL TO ORDINARY

Nil.

SCHEDULE OF OUTSTANDING RESOLUTIONS

Nil.

ORDERS OF THE DAY

Nil.

REPORTS THROUGH THE GENERAL MANAGER

Nil.

REPORTS FROM THE DIRECTOR PLANNING AND REGULATION

- 1 [PR-PC] Short Term Holiday Letting - Exhibition of Short Term Rental Accommodation Planning Framework

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Cr P Allsop
Cr R Byrnes

RECOMMENDED that Council:

1. Supports the policy position proposed under the *Short Term Accommodation Planning Framework* and legislation that Exempt and Complying Development be permissible for 365 days per year subject to meeting the relevant criteria; and
2. Endorses the content of this report as the basis of a submission to be made to the Department of Planning and Environment (DPE) to the exhibition of the State Policy directions of the *Short Term Accommodation Planning Framework*.
3. Requests that the Northern Rivers Joint Organisations of Council make representation on behalf of councils to seek remuneration from the State Government to fund compliance activities.
4. Adds to the Council submission the following points:
 - 4a. requests the State Government to require STRA to be let through an Agent.
 - 4b. requests the State Government:
 - i. licences or provides a register of the operation of STRA; and
 - ii. undertakes all compliance responsibilities for STRA in light of the fact that councils do not have the resources to manage compliance.

- 4c Advises that it supports the requirement for all STRA properties to be required to be registered on a State held register and that a requirement is introduced for annual submission to Council by all STRA registered properties of evidence of an annual inspection of Fire Safety equipment by a licensed Fire Safety certifier as all other registered short term accommodation providers are.

Cr Owen attended the meeting at 5.37pm.

AMENDMENT

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**Cr W Polglase
Cr J Owen**

PROPOSED that Council:

1. Supports the policy position proposed under the *Short Term Accommodation Planning Framework* and legislation that Exempt and Complying Development be permissible for 365 days per year subject to meeting the relevant criteria; and
2. Endorses the content of this report as the basis of a submission to be made to the Department of Planning and Environment (DPE) to the exhibition of the State Policy directions of the *Short Term Accommodation Planning Framework*.
3. Requests that the Northern Rivers Joint Organisations of Council make representation on behalf of councils to seek remuneration from the State Government to fund compliance activities.

Amendment 1 was **Lost**

FOR VOTE - Cr W Polglase, Cr J Owen, Cr P Allsop

AGAINST VOTE - Cr K Milne, Cr C Cherry, Cr R Cooper, Cr R Byrnes

AMENDMENT 2

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**Cr C Cherry
Cr K Milne**

PROPOSED that Council:

1. Acknowledges the policy position proposed under the Short Term Accommodation Planning Framework and legislation that Exempt and Complying Development be permissible for 365 days per year where the host is present and 180 days per year where the host is not on the property subject to meeting the relevant criteria; and

2. endorses the content of this report as the basis of a submission to be made to the Department of Planning and Environment (DPE) to the exhibition of the State Policy directions of the Short Term Accommodation Planning Framework with the following addition:
3. Advises that it supports the requirement for all STRA properties to be required to be registered on a Council held register and that a requirement is introduced for annual submission to Council by all STRA registered properties of evidence of an annual inspection of Fire Safety equipment by a licensed Fire Safety certifier as all other registered short term accommodation providers are.

Amendment 2 was **Lost**

FOR VOTE - Cr K Milne, Cr C Cherry

AGAINST VOTE - Cr W Polglase, Cr J Owen, Cr R Cooper, Cr P Allsop, Cr R Byrnes

The Motion was **Carried** (Minute No P81 refers)

FOR VOTE - Cr K Milne, Cr R Cooper, Cr P Allsop, Cr R Byrnes

AGAINST VOTE - Cr C Cherry, Cr W Polglase, Cr J Owen

2 [PR-PC] Variations to Development Standards under State Environmental Planning Policy No. 1 - Development Standards

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**Cr C Cherry
Cr K Milne**

RECOMMENDED that Council notes there are no variations for the month of October 2018 to Development Standards under State Environmental Planning Policy No. 1 - Development Standards.

The Motion was **Carried**

FOR VOTE - Unanimous

ADDENDUM ITEMS

Nil.

LATE ITEMS

- 3 LATE [PR-CM] Development Application DA18/0632 for a Change of Use of an Existing Dwelling to Serviced Apartment at Lot 39 DP 1191156 No. 679 Casuarina Way Casuarina**

LATE ITEM

The Mayor ruled that Late Item 3 **not** be dealt with and it be ruled by the Chairman **not** to be of great urgency.

CONFIDENTIAL COMMITTEE

Nil.

There being no further business the Planning Committee Meeting terminated at 6.38.



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