

## District Council of Robe

### Special Council Meeting

Minutes of the Special Council Meeting held on 10 March 2005 commencing at 6.32pm.

Present Mayor P Darr, Crs P Wilkin, M Dening-Wasson, F Boylan, J Mathews, M Denton, D Loxton, Chief Executive Officer, Development Officer, Administration Officer and Julie Blackmore, Planning Consultant, MasterPlan SA Pty Ltd.

#### Business **Robe Miscellaneous Plan Amendment Report**

Mayor Peter Darr addressed Cr Mathews:-

“I am aware that you were a signatory to a submission to Council on 15<sup>th</sup> June 2004 relating to the Northern Shore precinct of Lake Butler. I am concerned that you may have a conflict of interest under the Local Government Act in relation to the submission presently before the meeting. If that is the case, then you must not participate in the discussion and should not be present for this portion of the meeting. Do you wish to say anything in that regard?”

Cr Mathews stated that she did not have a conflict of interest.

Mayor Darr continued.

“If you continue to attend this portion of the meeting, you are precluding Council from being able properly to consider this submission, in that any decision reached in your presence, might be called into question. You may be regarded as behaving in an improper manner under Regulation 29 of the Local Government (Procedure at Meetings) Regulations. You are allowed to make a personal explanation. Do you wish to do so?”

Cr Mathews made a statement citing reasons why in her opinion she does not have a conflict of interest.

Mayor Darr continued.

“The meeting will now consider this matter. Pursuant to the Regulations which I have cited, you are obliged to leave this meeting while that matter is considered”.

Cr Mathews left the meeting and departed the Council Chambers at 6.48pm.

Discussion continued.

Cr Denton moved that Cr Mathews be excluded from the meeting for that portion of the meeting that considers submissions relating to Lake Butler and final adoption of responses to submissions but able to participate in discussion and vote on other submissions (270/2005)

Seconded Cr Boylan

Carried Unanimously

Cr Mathews was then called back into the meeting at 7.10pm.

The Mayor addressed Cr Mathews and stated that this meeting has resolved that you be excluded from that part of the meeting relating to the submissions in respect to Lake Butler and read out the resolution and explained reasons for the decision and the process, that the first submissions to be considered will be those with no reference to Lake Butler with those submission referring to Lake Butler to be continued later in the meeting.

### **PAR Submissions**

Julie Blackmore, Planning Consultant gave a brief overview of the changes recommended as a result of the public and government agency submissions received on the Robe Miscellaneous Plan Amendment Report.

Council then considered each submission and the recommendations contained in the attached Summary of Submission Table.

<b>No.</b>	<b>Name</b>	<b>Action</b>
15	Office of Public Transport	As recommended in Summary of Submission Table
17	PIRSA	As recommended in Summary of Submission Table
22	SA Water	As recommended in Summary of Submission Table
27	Environmental Health Service Department of Human Services	As recommended in Summary of Submission Table
42	Planning Policy Planning SA	As recommended in Summary of Submission Table
45.2	Senior Planning & Policy Officer Department for Environment & Heritage	As recommended in Summary of Submission Table
45.3	Senior Heritage Officer Heritage Branch Department for Environment and Heritage	As recommended in Summary of Submission Table
45.4	Environmental Planner	As recommended in Summary of

	Environment Protection Agency	Submission Table
46	Wattle Range Council	As recommended in Summary of Submission Table
46a	Passenger Transport Board	As recommended in Summary of Submission Table
47	Transport SA	As recommended in Summary of Submission Table
	Department for Business, Manufacturing & Trade	No submission received
	Conservation Council of South Australia	No submission received
	Forestry SA	No submission received
	South East Catchment Water Management Board	No submission received
	Department of Water Land and Biodiversity Conservation	No submission received
1	David Stanhope	As recommended in Summary of Submission Table
3	MJ Walsh	As recommended in Summary of Submission Table
4	Peter Young, Weston Raine & Horne	As recommended in Summary of Submission Table
5	Groenvold & Associates for RC Nunan	
19	A & J Nunan	
	Council considered submissions 5 & 19 together.	

**Cr Boylan moved that the Rural Living Zone be extended along Nora Creina Road over the frontage of Sections 20 and 21, at a depth contiguous with the Rural Living Zone to the north. The remainder of the properties to be retained in the Conservation Zone. The inclusion of this land in the Rural Living Zone is considered appropriate given the existing dwellings established on the land, the frontage to Nora Creina Road and the siting of the properties immediately adjacent to the Wildfield Estate, Rural Living Zone (271/2005)**

Seconded Cr Denning-Wasson

Carried

11	J Enright	As recommended in Summary of Submission Table
12	Uniting Church	As recommended in Summary of Submission Table
14	BW Constable	As recommended in Summary of Submission Table
16	South East Excavations	As recommended in Summary of Submission Table
18	Jamie Botten & Associates re M & W Hender	As recommended in Summary of Submission Table

20	Westley DiGiorgio re AL Tenney	As recommended in Summary of Submission Table
21	Robbie Maddern	As recommended in Summary of Submission Table
23	Sawley Lock & Associates re ED McIntyre	As recommended in Summary of Submission Table
25	Hunt & Hunt re BJ Bowyer	As recommended in Summary of Submission Table
26	Sawley Lock O'Callaghan re Sail No 1 Pty Ltd	As recommended in Summary of Submission Table
28	W Tucker	As recommended in Summary of Submission Table
30	W Peden	As recommended in Summary of Submission Table
41	Nolan Rumsby re Geof Kurtze Pty Ltd	As recommended in Summary of Submission Table
43	Lakeside Tourist Park	As recommended in Summary of Submission Table
	M Williams Member for McKillop	No submission received
	Limestone Coast Economic Development Board	No submission received
	SA Farmers Federation	No submission received
	South East Natural Resources Consultative Committee	No submission received
	South Eastern Water Conservation & Drainage Board	No submission received
	Country Fire Service	No submission received
	Naracoorte Lucindale Council	No submission received
	Kingston District Council	No submission received
	West Wimmera Shire	No submission received

Cr Mathews due to resolution 270/2005 left the meeting at 8.45pm.

Consideration of submissions continued.

44	SA Tourism Commission	As recommended in Summary of Submission Table
45	Senior Policy Planner Officer of Sustainability Department for Environment & Heritage	As recommended in Summary of Submission Table
45.1	Coast Protection Branch	As recommended in Summary of Submission Table
2	D Stanhope	As recommended in Summary of Submission Table
6	S & S Pixton	As recommended in Summary of Submission Table
7	A Woolston	As recommended in Summary of Submission Table
8	C & C Budarick	As recommended in Summary of Submission Table

9	Minter Ellison re I & B Bruce	As recommended in Summary of Submission Table
10	A Lawrie	As recommended in Summary of Submission Table
13	I Regnier & others	As recommended in Summary of Submission Table
24	Robe Butchers	As recommended in Summary of Submission Table
29	W Peden	As recommended in Summary of Submission Table
31	S McKenny	As recommended in Summary of Submission Table
32	A & P Dawson	As recommended in Summary of Submission Table
33	KY Ho	As recommended in Summary of Submission Table
34	County Grey Menswear	As recommended in Summary of Submission Table
35	SG Woolston	As recommended in Summary of Submission Table
36	S Woolston	As recommended in Summary of Submission Table
37	DJ Murch	As recommended in Summary of Submission Table
38	B Johns	As recommended in Summary of Submission Table
39	N Plaskett	As recommended in Summary of Submission Table
40	E Brown	As recommended in Summary of Submission Table

Cr Boylan moved **that the recommended changes to the PAR as a result of the public consultation as outlined in the Summary of Submissions Table 1 (attached) including the changes as resolved by resolution 271/2005 in respect to submission 5 & 19 be endorsed (272/2005).**

Seconded Cr Denton

Carried

Cr Boylan moved **that the Miscellaneous Review Plan Amendment Report as amended , be endorsed and forwarded to the Minister for Urban Development and Planning for final approval (273/2005).**

Seconded Cr Wilkin

Carried

Cr Wilkin moved **that the Council certifies that the PAR as amended:-**

- a) **Accords with the Planning Strategy;**
- b) **Accords with other parts of the Development Plan;**

- c) **Complements the policies in the Development Plans for adjoining areas; and**
- d) **Satisfies the matters prescribed in the regulations (274/2005)**

Seconded Cr Denton

Carried

The Mayor declared the Special Meeting closed at 8.55pm.

Confirmed 12 April 2005

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Mayor