



Colac Otway
SHIRE

UNSCHEDULED COUNCIL MEETING

MINUTES

Wednesday 15 June 2022

at 3:00 PM

COPACC

95 - 97 Gellibrand Street, Colac

Next Council Meeting: 29 June 2022



COLAC OTWAY SHIRE UNSCHEDULED COUNCIL MEETING

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COLAC OTWAY SHIRE UNSCHEDULED COUNCIL MEETING

MINUTES of the *UNSCHEDULED COUNCIL MEETING OF THE COLAC OTWAY SHIRE COUNCIL* held at
COPACC on Wednesday 15 June 2022 at 3:00 PM.

MINUTES

1 DECLARATION OF OPENING OF MEETING

OPENING PRAYER

*Almighty God, we seek your
blessing and guidance in our
deliberations on behalf of the
people of the Colac Otway Shire.
Enable this Council's decisions to be
those that contribute to the true
welfare and betterment of our community.*

AMEN

2 PRESENT

Cr Kate Hanson (Mayor)
Cr Graham Costin (Deputy Mayor)
Cr Jamie Bell
Cr Stephen Hart
Cr Joe McCracken
Cr Chris Potter

Anne Howard, Chief Executive Officer
Errol Lawrence, General Manager Corporate Services
Bryan Lancaster, Acting General Manager Environment and Infrastructure
Ian Seuren, General Manager Development and Community Services
Marlo Emmitt, Manager Governance and Communications
Lyndal Redford, Governance Officer

3 APOLOGIES AND LEAVES OF ABSENCE

Cr Margaret White

4 WELCOME AND ACKNOWLEDGEMENT OF COUNTRY

Colac Otway Shire acknowledges the original custodians and law makers of this land, their elders past, present and emerging and welcomes any descendants here today.

RECORDING AND PUBLICATION OF MEETINGS

Please note: All Council meetings are live streamed and recorded when the meeting is held either at COPACC or online. This includes the public participation sections of the meetings. When meetings are held in other locations, Council will endeavour to make an audio recording of the meeting for community access. Matters identified as confidential items in the Agenda will not be live streamed or recorded regardless of venue of mode.

By participating in open Council meetings, individuals consent to the use and disclosure of the information they share at the meeting (including any personal and/or sensitive information).

As soon as practicable following each open Council meeting, the live stream recording will be accessible on Council's website. Recordings are also taken to facilitate the preparation of the minutes of open Council and Committee meetings and to ensure their accuracy. Recordings will be retained by Council for a period of four years.

As stated in the Governance Rules, other than an official Council recording, no video or audio recording of proceedings of Council Meetings will be permitted without specific approval by resolution of the relevant Council Meeting.

This meeting was livestreamed to the public via Council's YouTube channel (search Colac Otway Shire Council at www.youtube.com).

The sole purpose of this unscheduled Council meeting is to consider the following agenda item:

- Request to Planning Minister for Fast Track Assessment Process - Planning Scheme Amendments C120cola (Bakerland), C122cola (Hillview) and Flood Overlay Changes.

5 QUESTION TIME

Please note that as this is an Unscheduled Council meeting, only questions pertaining to this agenda will be responded to. A maximum of 15 minutes is allowed for question time at Unscheduled Council meetings. Question time is not a forum for public debate or statements.

QUESTIONS RECEIVED IN WRITING PRIOR TO THE MEETING

James Judd asked a question regarding the re-valuation of parcels of land under the fast-track rezoning process.

Response from General Manager Corporate Services

Council has not received any undertaking or advice from the State Government as to how properties will be valued for Windfall Gains Tax (WGT) assessment purposes. As the Windfall Gains Tax will be administered and levied by the State Revenue office, enquiries of this nature would be best directed to that agency.

QUESTIONS RECEIVED VERBALLY AT THE MEETING

Nil

6 DECLARATIONS OF INTEREST

Cr Joe McCracken	Item 7.1 - Request to Planning Minister for Fast Track Assessment Process - Planning Scheme Amendments C120cola (Bakerland), C122cola (Hillview) and Flood Overlay Changes
Nature of Disclosure	Material conflict of interest
Nature of interest	My home property could be impacted if the C122 Hillview Development goes ahead. My amenity could also be impacted.

Item: 7.1

Request to Planning Minister for Fast Track Assessment Process - Planning Scheme Amendments C120cola (Bakerland), C122cola (Hillview) and Flood Overlay Changes

OFFICER	Simon Clarke
GENERAL MANAGER	Ian Seuren
DIVISION	Development and Community Services
ATTACHMENTS	Nil

Cr Joe McCracken declared a general conflict of interest pursuant to section 128 of the *Local Government Act 2020* and left the meeting at 3.04pm prior to discussion taking place.

Cr Joe McCracken	Item 7.1 - Request to Planning Minister for Fast Track Assessment Process - Planning Scheme Amendments C120cola (Bakerland), C122cola (Hillview) and Flood Overlay Changes
Nature of Disclosure	Material conflict of interest
Nature of interest	My home property could be impacted if the C122 Hillview Development goes ahead. My amenity could also be impacted.

RESOLUTION

MOVED Cr Chris Potter, **SECONDED** Cr Graham Costin

That Council:

1. Refers the following priority projects to the Department of Environment, Land, Water and Planning's Development Facilitation Program for accelerated assessment and determination:
 - a. Hillview Planning Scheme Amendment C122cola.
 - b. Irrewillipe Road (Bakerland) Planning Scheme Amendment C120cola.
 - c. Flood Overlay Amendment to facilitate assessment of Planning Permit PP105/2016-1 (130-154 Sinclair Street, Colac).

2. *Advise the Planning Minister that this resolution is made on the basis that Council requires a Shared Infrastructure Planning plan to be prepared and agreed with the proponents of Amendments C122cola and C120cola before finalisation of both amendments.*
3. *Requests that the Planning Minister through the Department of Environment Land Water and Planning negotiates the provision of social housing within new residential development facilitated by Amendments C120cola and C122cola, in accordance with the Colac Otway Shire Social Housing Plan and that social housing outcomes agreed with the proponents are incorporated prior to finalisation of the amendments.*

CARRIED 5 : 0

Cr Joe McCracken did not return to the meeting.

The meeting was declared closed at 3.16 pm

CONFIRMED AND SIGNED at the meeting held on 29 June 2022.



.....MAYOR