

**MINUTES OF CITY OF MOUNT GAMBIER
COUNCIL ASSESSMENT PANEL
HELD AT THE COUNCIL CHAMBER, CIVIC CENTRE, 10 WATSON TERRACE, MOUNT
GAMBIER
ON THURSDAY, 19 MAY 2022 AT 5.45 P.M.**

PRESENT: Cr Paul Jenner, Mr Peter Seebohm, Presiding Member Ian Von Stanke

OFFICERS IN ATTENDANCE: General Manager Corporate and Regulatory Services - Mr D Barber
Manager Development Services - Mrs T Tzioutziouklaris
Executive Administrator - Mrs A Pasquazzi

1 ACKNOWLEDGEMENT OF COUNTRY

WE ACKNOWLEDGE THE BOANDIK PEOPLES AS THE TRADITIONAL CUSTODIANS OF THE LAND WHERE WE MEET TODAY. WE RESPECT THEIR SPIRITUAL RELATIONSHIP WITH THE LAND AND RECOGNISE THE DEEP FEELINGS OF ATTACHMENT OUR INDIGENOUS PEOPLES HAVE WITH THIS LAND.

2 APOLOGY(IES)

That the apology from Mr Mark Teakle be received.

3 CONFIRMATION OF MINUTES

COMMITTEE RESOLUTION

Moved: Cr Paul Jenner
Seconded: Peter Seebohm

That the minutes of the Council Assessment Panel meeting held on 17 March 2022 be confirmed as an accurate record of the proceedings of the meeting.

CARRIED

4 QUESTIONS WITHOUT NOTICE

Nil

5 INVITEES

- As from 1 October 2017, every Council is required to establish an Assessment Panel under provisions within the Planning, Development and Infrastructure Act 2016 to determine and make decisions on development applications as delegated to the Panel.
- When the Panel is considering an application, it must assess the proposal against the Planning and Design Code.
- The meeting itself is informal, however, all decisions made by the Assessment Panel are formal.
- Representors will be allocated 5 minutes to make their presentation, after which, Panel Members may ask questions to clarify any issues. It is solely a question and answer session. There will be no debate entered into.
- Council Officers will advise you of the decision as soon as practical after the meeting.



Invitees for Item 6.2 DA 22009405 - 80 Crouch Street North, Mount Gambier

The Applicant - Mr Dennis Carolane spoke in relation to this item at 5:49 pm

6 REPORTS

6.2 APPEAL TO THE COUNCIL ASSESSMENT PANEL - 80 CROUCH STREET NORTH, MOUNT GAMBIER - TO CONSTRUCT A CARPORT

MOTION

Moved: Cr Paul Jenner

1. That Council Assessment Panel Report No. AR22/30985 titled 'Appeal to the Council Assessment Panel - 80 Crouch Street North, Mount Gambier - To construct a carport' as presented on 19 May 2022 be noted.
2. Having had regard to the provisions of the Planning and Design Code, the Application and all supporting documentation, the development is not seriously at variance to the provisions of the Planning and Design Code the decision of the Assessment Manager be overturned and Planning Consent be granted upon receipt of an amended plan illustrating the carport having a depth of 4.5 m instead of 6.0 m and the construction of a 1.2m high picket fence along the front property boundary.

MOTION lapsed for want of a seconder

LOST

COMMITTEE RESOLUTION

Moved: Peter Seebohm

Seconded: Ian Von Stanke

1. That Council Assessment Panel Report No. AR22/30985 titled 'Appeal to the Council Assessment Panel - 80 Crouch Street North, Mount Gambier - To construct a carport' as presented on 19 May 2022 be noted.
2. Having had regard to the provisions of the Planning and Design Code, the Application and all supporting documentation, the development is seriously at variance to the provisions of the Planning and Design Code the decision of the Assessment Manager be upheld and Planning Consent be refused subject to the following reasons:
 - (a) The carport is to be constructed in front of the existing dwelling to which it is ancillary.
 - (b) The carport is to have a setback less than 5.5 metres to the street frontage.
 - (c) The carport is out of character with the amenity and character of the area.

CARRIED



6.1 17 WEHL STREET SOUTH - SHORT TERM TOURIST ACCOMMODATION

COMMITTEE RESOLUTION

Moved: Cr Paul Jenner
Seconded: Peter Seebohm

1. That Council Assessment Panel Report No. AR22/26476 titled '17 Wehl Street South - Short Term Tourist Accommodation' as presented on 19 May 2022 be noted.
2. Having had regard to the provisions of the Planning and Design Code, the Application and all supporting documentation, the development is not seriously at variance to the provisions of the Planning and Design Code and Planning Consent be granted subject to the following conditions:
 - (a) The development shall be carried out in accordance with the Plan/s as approved and with the Conditions of Approval.
 - (b) At all times whomsoever may be occupying the property, shall take all measures to ensure the residential amenity of the immediate area is not affected by nuisance or disturbance associated with the operation of the Tourist Accommodation.
 - (c) All waste materials and refuse accumulated on the property shall be removed on a regular basis to ensure the property is maintained in a clean and sanitary condition.
 - (d) The building and land shall be maintained in a state of good repair and tidy condition at all times.

CARRIED

Cr Paul Jenner declared a conflict of interest and did not participate in the discussion.

Cr Paul Jenner left the meeting at 6:12 pm

The Council Assessment Panel did not discuss item 6.3 due to lack of quorum.

6.3 LIMESTONE COAST SOUTHERN REGIONAL ASSESSMENT PANEL

REPORT RECOMMENDATION

1. That Council Assessment Panel Report No. AR22/30991 titled 'Limestone Coast Southern Regional Assessment Panel' as presented on 19 May 2022 be noted.

Cr Paul Jenner returned to the meeting at 6:12 pm

7 MOTIONS WITHOUT NOTICE

Nil



8 MEETING CLOSE

The Meeting closed at 6:25 pm.

The minutes of this meeting were confirmed at the Council Assessment Panel held on 16 June 2022.

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PRESIDING MEMBER

