

**7.1 Notice of Motion - Consistent Regulations for Residents Living Near the Water**

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*The Mayor ruled that this item was subsumed by determination of item 7.2 – Notice of Motion – Sea Level Rise Removal.*

**MOTION OF DISSENT**

*It was MOVED by Councillor VINCENT and SECONDED by Councillor GREENWALD:*

*I move dissent from the Chairperson's ruling in respect of the decision that this item was subsumed within item 7.2 – Notice of Motion – Sea Level Rise Removal.*

***The MOTION was put to the vote and declared LOST.***

FOR: COUNCILLORS GRAHAM, GREENWALD, MATTHEWS AND VINCENT

AGAINST: COUNCILLORS BEST, EATON, NAYNA, TAYLOR, TROY AND WEBSTER

**7.2 Notice of Motion - Sea Level Rise Removal**

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Mr John Hannaford, resident of Budgewoi speaking in favour of the Notice of Motion, addressed the meeting at 5.18 pm, answered questions and retired at 5.34 pm.

Councillor Graham left the chamber at 5.30 pm and returned to the chamber at 5.31 pm during consideration of this item.

Councillor Graham left the chamber at 5.31 pm and returned to the chamber at 5.32 pm during consideration of this item.

Councillor Troy left the chamber at 5.39 pm and returned to the chamber at 5.40 pm during consideration of this item.

Councillor Matthews left the chamber at 6.04 pm and returned to the chamber at 6.06 pm during consideration of this item.

*It was MOVED by Councillor VINCENT and SECONDED by Councillor MATTHEWS:*

*That Council move into confidential session to obtain legal advice regarding item 7.2 – Notice of Motion – Sea Level Rise Removal.*

***The MOTION was put to the vote and declared LOST.***

FOR: COUNCILLORS GREENWALD, MATTHEWS AND VINCENT

AGAINST: COUNCILLORS BEST, EATON, GRAHAM, NAYNA, TAYLOR, TROY AND WEBSTER

**RESOLVED unanimously on the motion of Councillor NAYNA and seconded by Councillor TAYLOR:**

- 1 That Council acknowledge that the 2009 NSW Sea Level Rise Policy Statement is no longer NSW Government Policy.
- 2 That Council acknowledge the recommendation of the NSW State Government to consider an interim policy arrangement prior to the formal adoption of sea level rise projections.
- 3 That Council resolve that its sea level rise interim policy consist of compliance with the 1% AEP flood level and 500mm freeboard allowance.
- 4 That Council request the State Government to refer back to Council the adopted Wyong Shire Coastal Zone Management Plan for Council's review.
- 5 That the General Manager provide an urgent briefing to Council on the implications of the State Government's recent coastal reforms.
- 6 That the General Manager report back to Council on a program, cost estimate and timeframe for the review of current adopted Council policies that incorporate provisions in respect of sea level rise, including the adopted Wyong Shire Coastal Zone Management Plan.
- 7 In circumstances where existing Government legislation or policy conflicts with Council's policy in No 3 above, the General Manager ensure that the matter is brought to Council for determination.
- 8 That Council write to all holders of existing DA's that have time limited consents due to sea level rise issues and advise of the change in Council policies and invite them to submit Section 96 applications to remove the time limit from their consents.
- 9 That Council waive all fees associated with any such Section 96 applications.

FOR: COUNCILLORS BEST, EATON, GRAHAM, GREENWALD, MATTHEWS, NAYNA,  
TAYLOR, TROY, VINCENT AND WEBSTER

AGAINST: NIL

### **7.3 Notice of Motion - Council Review the NSW Electoral Commission's Management of our 2012 Wyong Shire Elections**

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**RESOLVED unanimously on the motion of Councillor BEST and seconded by Councillor WEBSTER:**

- 1 That Council note the 2012 Wyong Local Government Election was managed, conducted and audited by the NSW Electoral Commission, costing our ratepayers a total of \$750,000 to our ratepayers.
- 2 That Council conduct a review of the conduct of the 2012 Wyong Shire Election by the NSW Electoral Commission (NSWEC).
- 3 That Council include in the review the following matters:
  - (a) Identification of legislative constraints and processes which are barriers to encouraging local residents to stand for representation on Wyong Council.