The Mayor delivered the statement of acknowledgement of Country, acknowledging that the land being met on is the traditional lands for Kaurna people, and formally paid respect to and acknowledged the Kaurna people as the original custodians of the land.

The Mayor acknowledged those who gave their lives for this Country.

The Mayor read the opening prayer.

The Mayor advised of the relevant legislation and offences that address behaviour that disrupts a Council Meeting.

**Evacuation Procedure**

The Mayor read the evacuation procedure.

**Recording of Council Meetings**

The Mayor advised that the Council Meeting is recorded and live streamed.

**Apologies**

Nil

**Leave of Absence**

Nil

**Confirmation of Minutes**

**C12219**

That the minutes of the Ordinary Meeting of Council held on 13 August 2019 be taken as read and confirmed.

Moved Councillor Daws, Seconded Councillor Carbone  CARRIED
Deputations

Motion

C12220

That the one extra deputation (H Michell) be heard by Council, noting that the total amount of deputations stands at six, and given that the request was submitted in advance of the deadline.

Moved Councillor Davey, Seconded Councillor Davis  CARRIED UNANIMOUSLY

The following deputations were presented:

Cathy Leske – Skatepark for Burnside – Wheel Park proposal
Richelle Martin – Support for Skate / Wheel Park
Jeffrey and Luke Swann – Proposed Skate Park
Callie Murphy – Potential of a Wheel Park within the City
Dalin Song – Wheel Park Proposal
Hugo Michell – Proposed Wheel Park

Petitions

Skatepark Facility – Skatepark for Burnside (7.1)

Motion

C12221

1. That the petition be received.
2. That Council note that the Skatepark for Burnside Group has been consulted with throughout the process and offered opportunities for engagement with Council, consistent with earlier resolutions on the matter; with feedback provided as part of the public engagement process.
3. That Council note that a report on this topic is being considered by Council at the meeting of 27 August 2019.
4. That Council Administration correspond with the head petitioner to advise of Council's consideration of this topic and any subsequent resolution.

Moved Councillor Davis, Seconded Councillor Comish  CARRIED UNANIMOUSLY

Public Question Time

The Mayor invited public questions from those present in the gallery in accordance with the established rules. A summary of each member of the public and suburb, their topic, question and summary of response is provided below.
1. Chris King – Penfold Park

‘Have council members seen the Campbelltown council website on the Skate Park? Can every single member see Campelltown City Council’s website images?’

In response the Mayor advised that questions cannot be directed to Elected Members individually or as a whole and that it was the prerogative of an Elected Member to choose to do so.

2. Samuel Neft – Stonyfell

‘Have Elected Members been out and seen other facilities in the State of SA and greater Adelaide (with respect to Skateparks) and what is their view of the facilities?’

In response the Mayor advised that questions cannot be directed to Elected Members individually or as a whole and that it was the prerogative of an Elected Member to choose to do so. The Mayor confirmed that questions need to be directed to the Presiding Office or the A/CEO.

3. Angie King – Rosslyn Park

‘How does the Council verify whether respondents are Burnside residents as the survey was open to all Australians and has the survey result gone through independent audit process?’

The General Manager Corporate and Development advised those present that respondents to a survey are required to fill in contact information which is subsequently reviewed by relevant members of the Administration, thus there are checks in balances in place. It was confirmed that if replies come from individuals outside of the city or there is inappropriate / insufficient information than responses are excluded. In addition spot checks are completed on an ad hoc basis.

4. Angus Dougall – Rosslyn Park

‘What is the size and square footage for the Skate Park?’

The Mayor advised that is was too early in the current process for these specifics to be available and confirmed. A host of options and factors would need to be considered.

Questions on Notice

Subdivisions (9.1)

Councillor Huebl asked the following Questions on Notice:

1. What is the minimum size allowed for a piece of land to be subdivided in the different parts of the City of Burnside?

Refer to Attachment A

2. How many subdivisions have been approved in the City of Burnside for each of the last 5 years?
3. How many subdivisions have been rejected over the same timeframe and for what reasons?

Refer to above table

Reasons and rationale for refusal outlined below:

2019

Both applications rejected in 2019 were for the following reason:

Failure to provide further information.

The Applicant has failed to comply with a request made by the relevant authority pursuant to Section 39(2) of the Development Act 1993.

2018

Case One:

Failure to provide further information.

The Applicant has failed to comply with a request made by the relevant authority pursuant to Section 39(2) of the Development Act 1993.

Case Two:

Proposed 11.1 metre frontage – minimum requirement below

The proposed development is at variance with the following provisions of the Burnside (City) Development Plan:

- Residential Policy Area 17 - Ferguson which seeks a site for the development of a dwellings to have a frontage to a public road of not less than 15 metres for each dwelling of any other type.

- Residential Zone Objective 5 in that the development does not have regard to the cohesive character of patterns of subdivision.

2017

Allotments were substantially undersized and not suitable for purposes envisaged for Residential Policy Area 22.

The proposed development was at variance with the following provisions of the Burnside (City) Development Plan:
- Residential Policy Area 22 Objective 1
- Residential Policy Area 22 Principle of Development Control 2
- Residential Policy Area 22 Principle of Development Control 6
- Residential Zone Objective 2
- Residential Zone Objective 3
- Council Wide Objective 10
- Council Wide Principle of Development Control 6
- Council Wide Principle of Development Control 8

2016 Nil

2015

Proposed allotments were of 17.9 metre, 18.25 metre & 15.6 metre frontage - Residential Policy Area 27 – requires at least 20 metre frontage.

The proposed development was at variance with the following provisions of the Burnside (City) Development Plan:

- Council Wide Principle of Development Control 3 as the proposal is not consistent with the character of the area;
- Council Wide Principle of Development Control 8 as the additional allotment may impact the watercourse and other natural features of the land;
- Council Wide Principle of Development Control 9 as the land division may detrimentally impact the watercourse;
- Residential Policy Area 27 Objective 1 as the proposed land division does not enhance the existing residential character;
- Residential Policy Area 27 Principle of Development Control 1 as the proposal does not enforce the existing positive elements of the locality;
- Residential Policy Area 27 Principle of Development Control 3 as the proposed allotment has insufficient area;
- Residential Policy Area 27 Principle of Development Control 5 as all three allotments will have insufficient frontages;
- Watercourse Zone Principle of Development Control 6 as insufficient are is likely to be available for development outside of the 1 in 100 year return period flood plain; and
- Watercourse Zone Principle of Development Control 7(d) as the proposal does not generally accord with the requirements of the specific Policy Area.

4. What, if any, conditions are placed on subdivisions that are specific to the City of Burnside?
There are no specific Burnside conditions placed on any subdivisions.

**Motions on Notice**

Nil

**Questions without Notice**

Nil

**Motions without Notice**

Nil

**Reports of Officers**

Councillor Davis raised a Motion without Notice in regards to the order of the agenda which was accepted by the Mayor.

**Motion**

*C12222*

That the meeting proceed to move to discuss Item 13.6 on the agenda.

Moved Councillor Davis, Seconded Councillor Davey CARRIED

**Wheel Park Consultation – Summary and Outcomes – Proposal for Facility (13.6)**

**Motion**

*C12223*

1. That the Report be received
2. That Council does not consider Kensington Gardens Reserve to be a suitable location for a permanent Wheel Park or Skate Park.
3. That a Report be presented to Council, considering the 2017 ACS outcomes, on 12 November 2019, detailing the design and size of a portable pump track, a plan to conduct a trial of a portable pump track in a number of locations within the City of Burnside for a 12 month period and possible locations to conduct a roving trial.
4. That the Acting Chief Executive Officer formally correspond with Campbelltown City Council, the City of Norwood Payneham and St Peters and the City of Unley to request their consideration in committing to investigate a joint Skate/Wheel park project between neighbouring Councils, to be situated on land that is close to the relevant Council areas, which could be located within either Burnside or near to Burnside and is designed to be suitable for all age use.

Moved Councillor Davis, Seconded Councillor Turnbull CARRIED
A Division was called by Councillor Cornish.

**IN FAVOUR**
- Councillor Davis
- Councillor Piggott
- Councillor Davey
- Councillor Henschke
- Councillor Lemon
- Councillor Turnbull
- Councillor Daws
- Councillor Jones

**AGAINST**
- Councillor Hughes
- Councillor Cornish
- Councillor Huebl
- Councillor Carbone

The Division resulted in the Motion being **CARRIED**

**Adjournment of Meeting**

C12224    That the Council Meeting be adjourned for a refreshment break of 10 minutes until 9.10pm.

Moved Councillor Hughes, Seconded Councillor Davey **CARRIED**

**Resumption of Meeting**

C12225    That the Council Meeting be resumed at 9.12pm.

Moved Councillor Cornish, Seconded Councillor Daws **CARRIED**

**Minutes of the Audit Committee Meeting – 19 August 2019 (13.1)**

**Motion**

C12226

That the Minutes of the Audit Committee held on 19 August 2019 be received and noted by Council.

Moved Councillor Jones, Seconded Councillor Cornish **CARRIED**


**Motion**

C12227

1. That the Report be received.

2. That the report requested by Council, which provides the Independent Report on the review of the long term sustainability and value of the ERA Water project, be presented to Council by October 2019.

Moved Councillor Cornish, Seconded Councillor Turnbull **CARRIED**
Minutes of the CEO Recruitment, Performance Appraisal and Remuneration Review Committee– 15 August 2019 (13.3)

Motion

C12228

That the Minutes of the CEO Recruitment, Performance Appraisal and Remuneration Review Committee held on 15 August 2019 be received and noted by Council.

Moved Councillor Daws, Seconded Councillor Henschke CARRIED

Review of Confidential Items Register – Proposed Remake of Required Items (13.4)

Councillors Davis and Davey left the Chamber at 9.16pm and declared conflicts of interest. The Mayor also advised of a conflict of interest and left at 9.16pm.

Acting Presiding Member

The Acting Chief Executive Officer called for nominations for an Acting Presiding Member.

Councillor Daws nominated Councillor Piggott who declined the nomination.

Councillor Lemon nominated Councillor Cornish who accepted the nomination

Motion

C12229 That Councillor Cornish be appointed as the Acting Presiding Member.

Moved Councillor Lemon, Seconded Councillor Hughes CARRIED

Motion

C12230

1. That the Report be received.

Confidential Topic – 4.13 CEO’s Performance Review

2. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C7633 and C7635 of 4 November 2009 concerning the CEO’s Performance Review be remade on the Report, Attachment A – Rating Matrix and Attachment B – CEO’s Goals and Objectives 20018/09 Summary of Elected Members Comments as this relates to:

1. confidential personal information regarding the employment of the Chief Executive Officer; and

2. the public interest in disclosing the information is outweighed by section 90(3)(a) of the Local Government Act 1999 as the information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer.

3. It is ordered that Topic 4.13, Report, Attachment A – Rating Matrix and Attachment B – CEO’s Goals and Objectives 20018/09 Summary of Elected Members Comments be retained in confidence until 30 September 2028 and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.
Confidential Topic – 14.48 – Chief Executive Officer Performance Review and Remuneration Review 2017/2018

3. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C11831 of 11 September 2018 Chief Executive Officer Performance Review and Remuneration Review 2017/2018 be remade on Report, Attachments and Audio recording as this relates to:

1. confidential personal information regarding the employment of the Chief Executive Officer; and

2. the public interest in disclosing the information is outweighed by section 90(3)(a) of the Local Government Act 1999 as the information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the Chief Executive Officer.

3. It is ordered that Topic 14.48 Report, Attachments and Audio recording be retained in confidence for a further five years (until 11 September 2024) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.

Confidential Topic 65.01 – Eastern Region Alliance Water – Reports Received

4. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C10960, C10961 and C10962 of 22 November 2016 concerning Eastern Region Alliance Water – Reports Received (Topic 65.01) be remade on the Report, Minutes and Attachment A – ERA Water November 2016 Board Agenda - Item 10.1 – Financial Report only as this relates to:

1. information which the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information in that the subsidiary has provided information to the Council; and

2. the public interest in disclosing the information is outweighed by section 90(3)(d) and (b) of the Local Government Act 1999 as the information the disclosure of which would involve the unreasonable disclosure of information concerning the commercial operations of the subsidiary.

3. It is ordered that Topic 65.01 be retained in confidence for a further two years (until 14 November 2021) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.

Confidential Topic 65.02 – Eastern Region Alliance Water

5. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C10979, C10981 and C10982 of 13 December 2016 concerning Eastern Region Alliance Water (Topic 65.02) be remade on the Report and Attachment A – ERA Water Report – BRM Holdich as this relates to:

1. information which the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information in that the subsidiary has provided information to the Council; and

2. the public interest in disclosing the information is outweighed by section 90(3)(d) of the Local Government Act 1999 as the information the disclosure of which would involve the unreasonable disclosure of information concerning the commercial operations of the subsidiary.
3. It is ordered that Topic 65.02 be retained in confidence for a further two years (until 14 November 2021) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer.

Confidential Topic 71.02 – Regal Theatre

6. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C11602, C11604 and C11605 of 20 February 2018 concerning Republic Theatres Classic Pty Ltd – Lease Matters (Operational) (18.1) be remade on the Report, Attachments B, C and D and Minutes as this relates to:

1. information which the disclosure of which could reasonably be expected to prejudice the commercial position of the person who supplied the information in that the operator of the Regal Theatre at the time has provided sensitive commercial information to the Council; and

2. the public interest in disclosing the information is outweighed by section 90(3)(d) of the Local Government Act 1999 as the information the disclosure of which would involve the unreasonable disclosure of commercial information concerning the operator of the Regal Theatre.

3. It is ordered that Topic 71.02 be retained in confidence for a further two years (until 20 February 2022) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.

Confidential Topic – 76.01 – Complaint – 16 February 2019

7. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C11925, C11926 and C11927 of 16 February 2019 concerning Complaint be remade on the Minutes, Documents and Audio Recording as this relates to:

1. confidential personal information regarding employees of the City of Burnside; and

2. the public interest in disclosing the information is outweighed by section 90(3)(a) of the Local Government Act 1999 as the information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the employees of the City of Burnside.

3. It is ordered that Topic 76.01 Minutes, Documents and Audio Recording be retained in confidence for a further five years (until 16 February 2025) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.

Confidential Topic – 76.02 – Receipt of Legal Advice in Respect to Complaint – 20 February 2019

8. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C11931, C11934 and C11935 of 20 February 2019 concerning Receipt of Legal Advice in Respect to Complaint be remade on the Minutes, Documents and Audio Recording as this relates to:

1. confidential personal information regarding employees of the City of Burnside and legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council; and

2. the public interest in disclosing the information is outweighed by section 90(3)(a) and (h) of the Local Government Act 1999 as the information the
disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the employees of the City of Burnside and legal advice which the City of Burnside received.

3. It is ordered that Topic 76.02 Minutes, Documents and Audio Recording be retained in confidence for a further five years (until 20 February 2025) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.

Confidential Topic – 76.03 – Receipt of Legal Advice (5.1) – 7 March 2019

9. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C11979, C11980, C11981, C11982 and C11983 of 7 March 2019 concerning Receipt of Legal Advice be remade on the Minutes, Documents and Audio Recording as this relates to:

1. legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council; and

2. the public interest in disclosing the information is outweighed by section 90(3)(h) of the Local Government Act 1999 as the information the disclosure of which would involve the disclosure legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council.

3. It is ordered that Topic 76.03 Minutes, Documents and Audio Recording be retained in confidence for a further five years (until 7 March 2025) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.

Confidential Topic – 76.04 – Receipt of Legal Advice (5.1) – 14 March 2019

10. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C11979, C11980, C11981, C11982 and C11983 of 7 March 2019 concerning Receipt of Legal Advice be remade on the Minutes, Documents and Audio Recording as this relates to:

1. legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council; and

2. the public interest in disclosing the information is outweighed by section 90(3)(h) of the Local Government Act 1999 as the information the disclosure of which would involve the disclosure legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council.

3. It is ordered that Topic 76.04 Minutes, Documents and Audio Recording be retained in confidence for a further five years (until 7 March 2025) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.

Confidential Topic – 76.05 – Receipt of Legal Advice (5.1) – 14 March 2019

11. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C11998, C11999 and C12000 of 14 March 2019 concerning Receipt of Legal Advice be remade on the Minutes, Documents and Audio Recording as this relates to:

1. confidential personal information regarding employees of the City of Burnside and legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council; and
2. the public interest in disclosing the information is outweighed by section 90(3)(a) and (h) of the Local Government Act 1999 as the information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the employees of the City of Burnside and legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council.

3. It is ordered that Topic 76.05 Minutes, Documents and Audio Recording be retained in confidence for a further five years (until 14 March 2025) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.

Confidential Topic – 76.06 – Receipt of Legal Advice – 14 March 2019

12. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C12002, C12003 and C12004 of 14 March 2019 concerning Complaint be remade on the Minutes, Documents and Audio Recording as this relates to:

1. confidential personal information regarding employees of the City of Burnside and legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council; and

2. the public interest in disclosing the information is outweighed by section 90(3)(a) and (h) of the Local Government Act 1999 as the information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the employees of the City of Burnside and legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council.

3. It is ordered that Topic 76.06 Minutes, Documents and Audio Recording be retained in confidence for a further five years (until 14 March 2025) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.

Confidential Topic – 76.07 – Receipt of Legal Advice – 14 March 2019

13. That pursuant to section 91(7) and (9) of the Local Government Act 1999, the Council orders that the Confidentiality order the subject of C12005, C12006 and C12007 of 14 March 2019 concerning Receipt of Legal Advice be remade on the Minutes, Documents and Audio Recording as this relates to:

1. confidential personal information regarding employees of the City of Burnside and legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council; and

2. the public interest in disclosing the information is outweighed by section 90(3)(a) and (h) of the Local Government Act 1999 as the information the disclosure of which would involve the unreasonable disclosure of information concerning the personal affairs of the employees of the City of Burnside and legal advice received by the City of Burnside on the matter of a grievance and complaint referred to Council.

3. It is ordered that Topic 76.07 Minutes, Documents and Audio Recording be retained in confidence for a further five years (until 14 March 2025) and that these orders may be revoked/reviewed by the Council / Chief Executive Officer with a review at least once every year.

Moved Councillor Piggott, Seconded Councillor Lemon    CARRIED
The Mayor returned to the Chamber and resumed her seat at 9.24pm.

Review of Confidential Items Register and Items Recommended For Release (13.5)

Motion

C12231

1. That the Report be received.

2. That pursuant to Section 90(7) of the Local Government Act 1999, the documents in Attachment A to this report, which have been identified to remain confidential, are retained in confidence in accordance with the existing confidentiality orders on each of those documents, except where Council has separately resolved to release the documents by revoking the confidentiality orders.

3. That the confidentiality order on:

   3.1. Topic 4.13 - Attachment C – CEO’s Performance Appraisal Policy and the Minutes relating to the CEO’s Performance Review (C7633 & C7635) be revoked as it is not a confidential document and is available publicly; and the minutes relating to this item due to the passing of time no longer contain any confidential information.

   3.2. Topic 4.15 – Paragraph 10 of the report which has been retained in confidence be revoked as due to the passing of time does not contain any confidential information.

   3.3. Topic 12.01 – Attachment 1 – Legal Advice (C7550 & C7552) be revoked with the names of the staff members involved being redacted and retained in confidence for the remainder of the existing order expiring on 14 July 2020.

   3.4. Topic 14.35 – Draft CEO Contract and Draft Position Description be revoked as the Chief Executive Officer has agreed that this information can be released with the personal details contained in Attachment C being redacted and retained in confidence for the remainder of the existing order expiring on 20/06/2020.

   3.5. Topic 16.01 – Attachment B – Glossary of Terms and Attachment E – Internal Audit Program be revoked as the information contained in the attachment is publicly available and there is no need to retain these items in confidence.

   3.6. Topic 16.02 – Attachment B – Glossary of Terms be revoked as the information contained in the attachment is publicly available and there is no need to retain these items in confidence.

   3.7. Topic 33.01 – 483 Glynburn Road, Burnside – Road Reserve Closure Request be revoked as the development approval for this item has lapsed and the development did not progress.

   3.8. Topic 33.02 - Item 18.1 - Notice of Motion on Agenda Item 11.2 – 483 Glynburn Road – Road Reserve be revoked as the development approval for this item has lapsed and the development did not progress.

   3.9. Topic 33.03 – Item 18.1 481 - 483 Glynburn Road, Hazelwood Park be revoked as the development approval for this item has lapsed and the development did not progress.

   3.10. Topic 52.07 – East Waste Recycling Contract be revoked as the contract with the successful supplier has been announced.
3.11. Topic 65.06 – Attachment A – ERA Water Board Meeting Agenda (Public) 14 July 2017 be revoked as this is a publicly available document.

3.12. Topic 65.07 – Report on ERA Water Board Meeting Agenda and Minutes of 1 September 2017 be revoked as the report does not contain any confidential information and can be released.

4. That the confidentiality order on:

4.1. Topic 67.01 – Minutes – Part 5 of C11055 be revoked as the information contained in Part 5 of the Minutes has been published in the Ombudsman’s Report.

4.2. Topic 67.02 – Attachment B – Local Government Association Mutual Liability Scheme Rules be revoked as this is a public document and does not need to be retained in confidence.

4.3. Topic 67.03 – the report and minutes relating to Application for s270 Review (28/3/17) be revoked as the matter has been finalised and the publication of the Ombudsman’s Report has released this information.

4.4. Topic 67.04 – Report and Minutes Regarding Implementation of Procedure in Resolution C11055 be revoked as due to the passing of time and publication of the Ombudsman’s report the information contained in these reports are available publicly.

4.5. Topic 67.05 – Minutes relating to Motion without Notice – mediation and support be revoked due to the passing of time this information no longer needs to be retained in confidence.

4.6. Topic 67.06 - Correspondence Management Protocol be revoked as due to the passing of time and the publication of the Ombudsman’s report this information is available publicly.

4.7. Topic 67.09 – Leave of Absence – Councillor Bagster be revoked as this matter has been finalised.

4.8. Topic 67.10 - S270 Internal Review Questions on Notice be revoked as this matter has been finalised and the report and minutes contain no confidential information.

4.9. Topic 67.11 - Verbal Update on Council Resolution C11055 be revoked as this matter has concluded and due to the publishing of the Ombudsman’s report the information is available publicly.

4.10. Topic 67.12 - Guidance to Council following discussion relating to Confidential Council Resolution C11115 be revoked as this matter has been resolved and due to the publishing of the Ombudsman’s report the information is available publicly.

4.11. Topic 67.13 - Confidential Council Resolution C11115 and Confidential Motion on Notice 18.2 be revoked due to the passing of time this matter is no longer confidential.

4.12. Topic 67.14 - Confidential Resolution C11055 – Questions relating to provision of Section 270 Internal Review report and timeframes be revoked due to the passing of time this information does not need to be retained in confidence.

4.13. Topic 67.15 - Section 270 Internal Review into C11055, the Report, Minutes and Attachment B – Internal Review of Council Decisions Section 270
Procedure be revoked due to the passing of time and publication of the Ombudsman’s Report this information does not need to be retained in confidence.

4.14. Topic 67.16 – Amendment of Minutes for Item 18.4 on 28 March 2017 be revoked due to the passing of time this information does not need to be retained in confidence.

4.15. Topic 67.17 – Urgent Preliminary Concerns Notice, the Report, Minutes, Attachment A – Correspondence from Cr L Bagster to M Cooper dated 24/5/17 and Attachment B Local Government Association Mutual Liability Scheme Rules be revoked as due to the passing of time and the publication of the Ombudsman’s report the information is available publicly.

4.16. Topic 67.18 - Code of Conduct Complaint (COCC 17-1) (Operational) be revoked as the publication of the Ombudsman’s report has made the information retained in confidence available publicly.

4.17. Topic 67.19 – the Report and Minutes relating to Report in Relation to Resolution C11228 – Council Responsibility to Ensure a Safe Workplace, the Report and Minutes be revoked and as the information contained in these documents is available publicly.

4.18. Topic 67.20 the Report, Minutes and Attachment A – Email correspondence relating to MLS support to Cr Bagster relating to Request for Advice and Support from the Mutual Liability Scheme be revoked due to the passing of time and the publication of the Ombudsman’s report this information is available publicly.

4.19. Topic 67.21 – Attachment A – Council Member Code of Conduct Complaint Handling Procedure, Attachment B – Kelley Jones Preliminary Assessment Report, Written Submissions and Minutes be revoked as due to the passing of time and the publication of the Ombudsman’s report this information is available publicly.

4.20. Topic 67.22 – Attachment A – Email correspondence relating to MLS support for Cr Bagster and the Minutes relating to Request for Advice and Support from the Mutual Liability Scheme be revoked as due to the passing of time and the publication of the Ombudsman’s report this information is publicly available.

4.21. Topic 67.24 that the Report, Attachment C, Written Submissions and Minutes be revoked as this information is publicly available after the passing of time and the publication of the Ombudsman’s report.

4.22. Topic 67.26 Motion on Notice Local Government Association Mutual Liability Scheme Referral (Operational) – Refer 11.3 Councillor Peter Ford (18.4) be revoked due to the passing of time and the publication of the Ombudsman’s report this information is available.

4.23. Topic 67.27 Council Resolutions C11055, C11112, C11200 – Continuation of Correspondence Protocol (Operational) (18.1) be revoked due as this matter is finalised.

5. That the confidentiality order on:

5.1. Topic 69.02 – Attachment A – Site Location plan be revoked as this document has been released in a subsequent report on this matter.

5.2. Topic 71.01 – Attachment A – Location plan be revoked as this document has been released in a subsequent report on this topic.
5.3. Topic 71.02 – Attachment A – Location plan be revoked as this document has been released in a subsequent report on this topic.

5.4. Topic 71.03 – Attachment B – Galpins Report – Responses and Submissions to the independent EoI Process be revoked excluding Appendix B which is to be retained in confidence.

5.5. Topic 73.01 – DPTI – Partial Civic Centre Land Acquisition be revoked as this matter has been concluded.

5.6. Topic 73.02 – DPTI Partial Civic Centre Land Acquisition be revoked as this matter has been concluded.

5.7. Topic 74.01 – Attachment A – Overview of Current Council Endorsed Draft Burnside Community and Civic Centre Masterplan be revoked as this is a publicly available document.

Moved Councillor Cornish, Seconded Councillor Lemon  CARRIED UNANIMOUSLY

Councillors Davis and Davey returned to the Chamber and resumed their seats at 9.25pm.

Formal Motion

C12232

That Item 13.7 (Climate Change – Council Actions for Adaption and Mitigation) be adjourned to the meeting of 24 September 2019.

Moved Councillor Cornish, Seconded Councillor Hughes  CARRIED UNANIMOUSLY


Councillor Davis left the Chamber at 9.53pm and returned and resumed his seat at 9.55pm.

Motion

C12233

That the Report be received.

Moved Councillor Piggott, Seconded Councillor Lemon  CARRIED UNANIMOUSLY

Subsidiaries, Regional Subsidiaries and other Organisations/Entities

Eastern Waste Management Authority (13.1)

Nil

Eastern Health Authority (13.2)

Nil

Highbury Landfill Authority (13.3)

Nil
ERA Water (13.4)

Nil

Eastern Region Alliance (13.5)

Nil

Mayor’s Report

Recommendation

C12234

That the Mayor’s Report be received.

Moved Councillor Jones, Seconded Councillor Cornish CARRIED UNANIMOUSLY

Reports of Members, Delegates and Working Parties

Councillor Henschke – For the period 8 August 2019 to 21 August 2019:
• Committee attendance - Burnside Council Assessment Panel 6 August 2019
• Committee attendance - Burnside Audit Committee 19 August 2019
• Attended the Elected Member Workshop on Confidential Items and applicable Registers
• Attended Elected Member tour of the Burnside War Memorial Hospital, hosted by Heather Messenger, Chief Executive Officer.
• Attended the Elected Member Mock Council Meeting and Code of Practice review session.
• Attended the Elected Member workshop on the Strategic Plan.

Councillor Turnbull:
With other Elected Members, visited Burnside Hospital 13th August
Attended Council Meeting 13th August
Attended a Workshop 15th August
Attended a Workshop 20th August

Councillor Hughes attended a special meeting to discuss tenders for ERA Water for GO and WGA.

Councillor Daws:
• Met with Council staff re the Council's response to the ORSR statewide consultation process
• Attended Burnside Hospital visit with fellow Councillors

Council Correspondence / Memorials

Councillor Carbone raised an item relating to memorials and the passing of Mr John Lewis – noted.

Other Business

Nil
Confidential Items

State Planning Reforms – Heritage in Transition (18.1)

C12235

Pursuant to section 90(2) of the Local Government Act 1999, the Council orders that all members of the public, except the Elected Members of the City of Burnside, the A/Chief Executive Officer, the General Manager Corporate and Development, the A/General Manager Urban and Community, the Governance Officer, the Principal Executive Officer, the Strategic Projects and Planning Manager, the Planner (Policy, Projects & Heritage), the Group Manager City Development and Safety and the Group Manager, People and Innovation, be excluded from attendance at the meeting for Item 18.1 ‘State Planning Reforms – Heritage in Transition’.

The Council is satisfied that, pursuant to section 90(3)(m) of the Act, the information to be considered, received and discussed is information relating to a proposed amendment to a Development Plan under the Development Act 1993 before a Development Plan Amendment proposal relating to the amendment is released for public consultation under that Act; the information relates to a potential related submission as part of the State Planning Reforms, which is to be submitted to the Minister for Planning prior to community consultation, and to release at this point in time would be contrary to the public interest.

Accordingly, on this basis the principle that the meeting of the Council be conducted in a place open to the public has been outweighed by the need to keep the information or discussion confidential.

Moved Councillor Cornish, Seconded Councillor Daws CARRIED

Councillor Henschke declared a perceived conflict of interest in this item due to her association with the community alliance group. Councillor Henschke confirmed she would be remaining in the Chamber and voting on the item.

Extension of Time

C12236 That the meeting time is extended until 10.45pm if required in order to discuss remaining agenda items.

Moved Councillor Hughes Seconded Councillor Jones CARRIED

Motion

C12237

Confidential Motion

Confidentiality Recommendation

C12238

1. That having considered Agenda Item 18.1 ‘Planning Reforms – Heritage in Transition’ in confidence under section 90(2) and (3)(m) of the Local Government Act 1999, the Council, pursuant to section 91(7) and (9) of that Act orders that:

1.1 The Report and Minutes remain confidential on the basis that the disclosure of this information would involve the disclosure of information relating to a Development Plan Amendment prior to its release for public consultation pursuant to section 90(3)(m) of the Local Government Act 1999 as the information relates to a possible Development Plan Amendment which is to be submitted to the Minister for Planning prior to community consultation.
1.2 The Report and Minutes will not be available for public inspection until the Development Plan Amendment is released for public consultation; and this confidentiality order will be reviewed by the Council at least once in every 12-month period.

1.3 The Chief Executive Officer is delegated authority that the order be revoked in whole or part.

2 That for the item named in clause 1 and associated sub clauses, unless:

2.1 The period in respect of any order made under Section 91(7) of the Local Government Act 1999 lapses; or

2.2 Council resolves to revoke an order made under Section 91(7) of the Local Government Act 1999; or

2.3 The Chief Executive Officer determines pursuant to delegated authority that the order be revoked.

3 Any discussions of the Council on the matter and any recording of those discussions are also confidential.

Moved Councillor Cornish, Seconded Councillor Davey CARRIED UNANIMOUSLY

Closure

The meeting concluded at 10.31pm.

Minutes confirmed this day of 2019

Mayor / Presiding Member
<table>
<thead>
<tr>
<th>ZONE/POLICY AREA</th>
<th>ALLOTMENT SIZE GUIDELINE</th>
</tr>
</thead>
</table>
| Residential Zone (Policy Area 1 – Greater Beulah Park) | 3 Subject to Principle of Development Control 4, the site area per dwelling of any type (averaged for group dwellings or dwellings in a residential flat building) should be not less than 350 square metres.  
4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 350 square metres.  
5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:  
(a) nine metres for each detached dwelling;  
(b) 14 metres for group dwellings and residential flat buildings, to allow vehicular access to any dwellings towards the rear of the site;  
(c) 7.5 metres for each dwelling of any other type. |
| Residential Zone (Policy Area 2 – Northern) | 2 Subject to Principle of Development Control 3, the site area per dwelling of any type (averaged for group dwellings or dwellings in a residential flat building) should be not less than 375 square metres.  
3 A battleaxe, or similarly shaped, allotment should only be created if the head of that allotment has an area of not less than 375 square metres.  
4 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than: (a) 12 metres for each detached dwelling; (b) 14 metres for group dwellings and residential flat buildings, |
<table>
<thead>
<tr>
<th>Policy Area</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Residential Zone (Policy Area 3 – Magill Chapel)</td>
<td>to allow vehicular access to any dwellings towards the rear of the site; (c) nine metres for each dwelling of any other type.</td>
</tr>
<tr>
<td>2</td>
<td>Subject to Principle of Development Control 3, the site area per dwelling of any type (averaged for group dwellings or dwellings in a residential flat building) should be not less than 325 square metres.</td>
</tr>
<tr>
<td>3</td>
<td>A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 325 square metres.</td>
</tr>
<tr>
<td>4</td>
<td>A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than: (a) 12 metres for each detached (b) 14 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site; (c) nine metres for each dwelling of any other type;</td>
</tr>
<tr>
<td>Residential Zone (Policy Area 4 – Magill Romalo)</td>
<td>2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 550 square metres.</td>
</tr>
<tr>
<td>3</td>
<td>The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 425 square metres.</td>
</tr>
<tr>
<td>4</td>
<td>A battleaxe, or similarly shaped, allotment should only be created if the head of that allotment has an area of not less than 550 square metres. 5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:</td>
</tr>
</tbody>
</table>
| Residential Zone (Policy Area 5 – Kensington Park (South-West)) | 2 Subject to principle of development control 3, the site area per dwelling of any type (but averaged for group dwellings or dwellings in a residential flat building) should be not less than 350 square metres.  
3 A battleaxe, or similarly shaped, allotment should only be created if the head of that allotment has an area of not less than 350 square metres.  
4 A site for the development of a dwelling of any type should have a frontage to a public road of not less than nine metres. |
| Residential Zone (Policy Area 6 – Greater Kensington Park) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 550 square metres.  
3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 500 square metres.  
4 A battleaxe, or similarly shaped, allotment should only be created if the head of that allotment has an area of not less than 550 square metres.  
5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than: |

| Dimension | (a) 15 metres for each detached dwelling;  
(b) 14 metres for group dwellings and residential flat buildings, to allow vehicular access to any dwellings towards the rear of the site;  
(c) nine metres for each dwelling of any other type |

| 3 | Subject to principle of development control 3, the site area per dwelling of any type (but averaged for group dwellings or dwellings in a residential flat building) should be not less than 350 square metres.  
3 A battleaxe, or similarly shaped, allotment should only be created if the head of that allotment has an area of not less than 350 square metres.  
4 A site for the development of a dwelling of any type should have a frontage to a public road of not less than nine metres. |
| 4 | Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 550 square metres.  
3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 500 square metres.  
4 A battleaxe, or similarly shaped, allotment should only be created if the head of that allotment has an area of not less than 550 square metres.  
5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than: |
| Residential Zone (Policy Area 7 – Greater Kensington Gardens) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 625 square metres.  
3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 600 square metres.  
4 A battleaxe, or similarly shaped, allotment should only be created if the head of that allotment has an area of not less than 625 square metres.  
5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:  
(a) 15 metres for each detached dwelling;  
(b) 18 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;  
(c) 10 metres for each dwelling of any other type. |
| -- | -- |
| Residential Zone (Policy Area 8 – Rosslyn Park) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 550 square metres.  
3 The site area per dwelling of any type, other than a detached dwelling, |
(averaged for group dwellings or
dwellings in a residential flat building)
should be not less than 500 square
metres.

4 A battleaxe, or similarly shaped,
allotment should only be created if the
head of that allotment has an area of
not less than 550 square metres.

5 A site for the development of a
dwelling or dwellings should have a
frontage to a public road of not less
than:

(a) 15 metres for each detached
dwelling;

(b) 18 metres for group dwellings and
residential flat buildings, to allow
vehicular access to dwellings towards
the rear of the site;

(c) 10 metres for each dwelling of any
other type

| Residential Zone (Policy Area 9 –
Northern Foothills) |
|---------------------|
| 3 Subject to Principle of Development
Control 4, the site area per dwelling of
any type (averaged for group dwellings
or dwellings in a residential flat building)
should be not less than 750 square
metres.

4 A battleaxe, or similarly shaped,
allotment should only be created if the
head of that allotment has an area of
not less than 750 square metres.

5 A site for the development of a
dwelling or dwellings should have a
frontage to a public road of not less
than:

(a) 25 metres for group dwellings and
residential flat buildings, to allow
vehicular access to dwellings towards
the rear of the site;

(b) 20 metres for each dwelling of any
other type |
| Residential Zone (Policy Area 10 – Leabrook {North}) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 625 square metres.  
3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 600 square metres, except for sites fronting Perry Lane which should have an area of not less than 500 square metres.  
4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 625 square metres.  
5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:  
(a) 15 metres for each detached dwelling;  
(b) 18 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;  
(c) 12 metres for each dwelling of any other type |
| Residential Zone (Policy Area 11 – Leabrook {South}) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 550 square metres.  
3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 500 square metres.  
4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 625 square metres.  
5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:  
(a) 15 metres for each detached dwelling;  
(b) 18 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;  
(c) 12 metres for each dwelling of any other type |
head of that allotment has an area of not less than 550 square metres.

5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:

(a) 15 metres for each detached dwelling;

(b) 15 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;

(c) 10 metres for each dwelling of any other type.

| Residential Zone (Policy Area 12 – Erindale) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 625 square metres.

3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 500 square metres.

4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 625 square metres. 5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:

(a) 15 metres for each detached dwelling;

(b) 15 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;

(c) 10 metres for each dwelling of any other type. |
| Residential Zone (Policy Area 13 – Dulwich) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 450 square metres.  
3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 400 square metres.  
4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 450 square metres.  
5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:  
(a) 15 metres for each detached dwelling;  
(b) 14 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;  
(c) nine metres for each dwelling of any other type. |
| Residential Zone (Policy Area 14 – Toorak Gardens (South East)) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 450 square metres.  
3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 400 square metres.  
4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 450 square metres. |
5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:

(a) 15 metres for each detached dwelling;

(b) 14 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;

(c) nine metres for each dwelling of any other type

<table>
<thead>
<tr>
<th>Residential Zone (Policy Area 15 – First Creek)</th>
</tr>
</thead>
<tbody>
<tr>
<td>2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 625 square metres.</td>
</tr>
<tr>
<td>3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 600 square metres.</td>
</tr>
<tr>
<td>4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 625 square metres.</td>
</tr>
</tbody>
</table>
| 5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:

(a) 15 metres for each detached dwelling;

(b) 18 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;

(c) 12 metres for each dwelling of any other type |
| Residential Zone (Policy Area 16 {North}) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 550 square metres.  
3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 425 square metres.  
4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 550 square metres.  
5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:  
(a) 15 metres for each detached dwelling;  
(b) 14 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;  
(c) nine metres for each dwelling of any other type |

| Residential Zone (Policy Area 17 – Ferguson) | 5 Subject to Principle of Development Control 6, the site area per dwelling of any type (averaged for group dwellings or dwellings in a residential flat building) should be not less than:  
(a) 625 square metres, in the parts of the Policy Area north of Heatherbank Terrace and west of Hallett Road;  
(b) 750 square metres, in other parts of the Policy Area.  
6 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than: |
<table>
<thead>
<tr>
<th>Residential Zone (Policy Area 18 – Eastwood)</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>3 Subject to Principle of Development Control 4, the site area per dwelling of any type (averaged for group dwellings or dwellings in a residential flat building) should be not less than 350 square metres.</td>
<td></td>
</tr>
<tr>
<td>4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 350 square metres.</td>
<td></td>
</tr>
<tr>
<td>5 A site for the development of group dwellings or dwellings in a residential flat building, or for each dwelling of any other type, should have a frontage of not less than 10 metres to a public road.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Residential Zone (Policy Area 19 – Glenside (West))</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>2 The site area per dwelling of any type (but averaged for group dwellings or dwellings in a residential flat building) should be not less than 160 square metres.</td>
<td></td>
</tr>
<tr>
<td>3 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:</td>
<td></td>
</tr>
</tbody>
</table>

(a) 625 square metres, in the parts of the Policy Area north of Heatherbank Terrace and west of Hallett Road;  
(b) 750 square metres, in other parts of the Policy Area.  

7 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:  
(a) 18 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;  
(b) 15 metres for each dwelling of any other type
(a) 13 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;
(b) eight metres for each dwelling of any other type.

| Residential Zone (Policy Area 20 – Glenside {Village}) | 2 Subject to Principles of Development Control 3, 4 and 8, the site for a detached dwelling should have an area of not less than 450 square metres and a frontage to a public road of not less than 15 metres.  
3 Subject to Principle of Development Control 8, the site for a detached dwelling, developed on a parcel of land located on the corner of two roads, should have an area of not less than 350 square metres and a frontage to a public road of not less than 15 metres, except where that parcel of land has a frontage to Greenhill Road or Portrush Road.  
4 Subject to Principle of Development Control 8, the site for a detached dwelling, developed on a parcel of land having an area of more than 1200 square metres, should have an area of not less than 360 square metres and a frontage to a public road of not less than 12 metres, except where that parcel of land has a frontage to Greenhill Road or Portrush Road.  
5 The site for a semi-detached dwelling or row dwelling should have an area of not less than 400 square metres and a frontage to a public road of not less than nine metres, except where that site is developed on a parcel of land having an area of more than 1200 square metres.  
6 The site area for a semi-detached dwelling or row dwelling, developed on a parcel of land having an area of more than 1200 square metres, should have |
<table>
<thead>
<tr>
<th>Section</th>
<th>Text</th>
</tr>
</thead>
</table>
| 2 | 2 Subject to Principles of Development Control 3, 4, 5 and 9, the site for a detached dwelling should have an area of not less than 425 square metres and a frontage to a public road of not less than 12 metres.  
3 Subject to Principle of Development Control 9, the site for a detached dwelling with frontage to Greenhill Road or Portrush Road should have an area of not less than 450 square metres and a frontage to a public road of not less than 15 metres. |
| 3 | Residential Zone (Policy Area 21 – Linden Park) |
| 7 | The site area per dwelling of any type, other than a detached dwelling, semidetached dwelling or row dwelling, (averaged for group dwellings or dwellings in a residential flat building), should be not less than 400 square metres. |
| 8 | A battleaxe allotment, or similarly-shaped allotment, should only be created if the head of that allotment has an area of not less than 450 square metres. |
| 9 | A site for the development of a dwelling of any type, other than a detached dwelling, semidetached dwelling or row dwelling, should have a frontage to a public road of not less than:  
(a) 14 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;  
(b) nine metres for each dwelling of any other type. |
4 Subject to Principle of Development Control 9, the site for a detached dwelling, developed on a parcel of land located on the corner of two roads, should have an area of not less than 350 square metres and a frontage to a public road of not less than 15 metres, except where that parcel of land has a frontage to Greenhill Road or Portrush Road.

5 Subject to Principle of Development Control 9, the site for a detached dwelling, developed on a parcel of land having an area greater than 1200 square metres, should have an area of not less than 360 square metres and a frontage to a public road of not less than 12 metres, except where that parcel of land has a frontage to Greenhill Road or Portrush Road.

6 The site for a semi-detached dwelling or row dwelling should have an area of not less than 400 square metres and a frontage to a public road of not less than nine metres, except where that site is developed on a parcel of land having an area greater than 1200 square metres.

7 The site area for a semi-detached dwelling or row dwelling, developed on a parcel of land having an area of more than 1200 square metres, should have an area of not less than 320 square metres and a frontage to a public road of not less than nine metres, except where that parcel of land has a frontage to Greenhill Road or Portrush Road.

8 The site area per dwelling of any type, other than a detached dwelling, semi-detached dwelling or row dwelling, (averaged for group dwellings or dwellings in a residential flat building), should be not less than 400 square metres.
9 A battleaxe allotment, or similarly-shaped allotment, should only be created if the head of that allotment has an area of not less than 425 square metres. 10 A site for the development of a dwelling of any type, other than a detached dwelling, semidetached dwelling or row dwelling, should have a frontage to a public road of not less than:

(a) 14 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;

(b) nine metres for each dwelling of any other type.

Residential Zone (Policy Area 22 – Beaumont Common)

3 Subject to Principle of Development Control 5, the site area for a detached dwelling should be not less than 550 square metres.

4 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 425 square metres.

5 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 550 square metres.

6 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:

(a) 15 metres for each detached dwelling;

(b) 15 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;
| Residential Zone (Policy Area 23 – Frewville) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 400 square metres.

3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 350 square metres.

4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 400 square metres.

5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:

(a) 15 metres for each detached dwelling;

(b) 14 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;

(c) nine metres for each dwelling of any other type. |
| Residential Zone (Policy Area 24 – Glenunga (North)) | 2 Subject to Principles of Development Control 3, 4 and 8, the site for a detached dwelling should have an area of not less than 550 square metres and a frontage to a public road of not less than 15 metres.

3 Subject to Principle of Development Control 8, the site for a detached dwelling, developed on a parcel of land located on the corner of two roads, should have an area of not less than 440 square metres and a frontage to a public road of not less than 15 metres. |
except where that parcel of land has a frontage to Greenhill Road or Portrush Road.

4 Subject to Principle of Development Control 8, the site for a detached dwelling, developed on a parcel of land having an area greater than 1200 square metres, should have an area of not less than 440 square metres and a frontage to a public road of not less than 12 metres, except where that parcel of land has a frontage to Greenhill Road or Portrush Road.

5 The site for a semi-detached dwelling or row dwelling should have an area of not less than 500 square metres and a frontage to a public road of not less than 10 metres, except where that site is developed on a parcel of land having an area of more than 1200 square metres.

6 The site area for a semi-detached dwelling or row dwelling, developed on a parcel of land having an area of more than 1200 square metres, should have an area of not less than 400 square metres and a frontage to a public road of not less than 10 metres, except where that parcel of land has a frontage to Greenhill Road or Portrush Road.

7 The site area per dwelling of any type, other than a detached dwelling, semi-detached dwelling or row dwelling, (averaged for group dwellings or dwellings in a residential flat building), should be not less than 500 square metres.

8 A battleaxe allotment, or similarly-shaped allotment, should only be created if the head of that allotment has an area of not less than 550 square metres.

9 A site for the development of a dwelling of any type, other than a
<table>
<thead>
<tr>
<th>Referenced Document</th>
<th>Text</th>
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</table>
| Residential Zone (Policy Area 25 – St Georges) | detached dwelling, semidetached dwelling or row dwelling, should have a frontage to a public road of not less than:
(a) 15 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;
(b) 10 metres for each dwelling of any other type. |
| Residential Zone (Policy Area 26 – Glenunga (South)) | 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than 550 square metres. |
| | 3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than 450 square metres. |
| | 4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 550 square metres. |
| | 5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:
(a) 15 metres for each detached dwelling;
(b) 18 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;
(c) 10 metres for each dwelling of any other type. |
3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than:

(a) 375 square metres on land adjoining Glen Osmond Road;
(b) 550 square metres in the balance of the Policy Area.

4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than 550 square metres.

5 A site for the development of a dwelling or dwellings should have a frontage to a public road of not less than:

(a) 15 metres for each detached dwelling;
(b) 18 metres for group dwellings and residential flat buildings, to allow vehicular access to dwellings towards the rear of the site;
(c) 10 metres for each dwelling of any other type.

<table>
<thead>
<tr>
<th>Residential Zone (Policy Area 27 – Southern Foothills)</th>
</tr>
</thead>
<tbody>
<tr>
<td>3 Subject to Principle of Development Control</td>
</tr>
<tr>
<td>4, the site area per dwelling of any type (averaged for group dwellings or dwellings in a residential flat building) should be not less than:</td>
</tr>
<tr>
<td>(a) 2000 square metres on land with frontage to the section of Sunnyside Road between Gill Terrace and Wheal Gawler Street and on the southern side of Wheal Gawler Street;</td>
</tr>
<tr>
<td>(b) 750 square metres in all other parts of the Policy Area.</td>
</tr>
</tbody>
</table>
4 A battleaxe or similarly shaped allotment should only be created if the head of that allotment has an area of not less than:

(a) 2000 square metres on land with frontage to the section of Sunnyside Road between Gill Terrace and Wheal Gawler Street and on the southern side of Wheal Gawler Street;

(b) 750 square metres in all other parts of the Policy Area.

5 A site for the development of group dwellings and dwellings in residential flat buildings, and for each dwelling of any other type, should have a frontage to a public road of not less than 20 metres, except on land with frontage to the section of Sunnyside Road between Gill Terrace and Wheal Gawler Street and on the southern side of Wheal Gawler Street, where a site frontage of not less than 25 metres applies.

<table>
<thead>
<tr>
<th>Residential Zone (Policy Area 28 – Glen Osmond)</th>
</tr>
</thead>
</table>
| 2 Subject to Principle of Development Control 4, the site area for a detached dwelling should be not less than:

(a) 450 square metres west of Portrush Road;

(b) 550 square metres east of Portrush Road.

3 The site area per dwelling of any type, other than a detached dwelling, (averaged for group dwellings or dwellings in a residential flat building) should be not less than:

(a) 400 square metres west of Portrush Road;

(b) 500 square metres east of Portrush Road.

4 A battleaxe or similarly shaped allotment should only be created if the
<table>
<thead>
<tr>
<th>Zone</th>
<th>Requirements</th>
</tr>
</thead>
</table>
| Head of the allotment                                               | - Has area of not less than: <br>  
   - (a) 450 square metres west of Portrush Road; <br>  
   - (b) 550 square metres east of Portrush Road. <br>  
| Residential Zone (Policy Area 29 – Skye and Auldana)               | - Site area for a dwelling should be not less than 1000 square metres. <br>  
   - A site for the development of a dwelling should have a frontage to a public road of not less than 21 metres. <br>  
   - Land should not be divided unless each allotment has an area of not less than 1000 square metres and a width of not less than 21 metres. <br>  
| Community Zone                                                      | - None Specified                                                                                 |
| Historic (Conservation) Zone (Policy Area 1 – Rose Park)            | - Any site for the accommodation of a detached dwelling should be not less than 750 square metres and should have a frontage to a public road of not less than 15 metres. <br>  
   - Any site for the accommodation of a semi-detached dwelling should be not less than 450 square metres and should have a frontage to a public road of not less than nine metres. |
| Historic (Conservation) Zone (Policy Area 2 – Eastwood) | 5 Any site for the accommodation of a detached dwelling should be not less than 350 square metres and should have a frontage to a public road of not less than eight metres.  
6 Any site for the accommodation of a semi-detached dwelling or row dwellings should be not less than 350 square metres and should have a frontage to a public road of not less than eight metres. |
| Historic (Conservation) Zone (Policy Area 3 – St Georges {Wootoona Terrace}) | None specified |
| Historic (Conservation) Zone (Policy Area 4 – Beulah Park) | 5 Any site for the accommodation of a detached dwelling should be not less than 350 square metres and should have a frontage to a public road of not less than nine metres.  
6 Any site for the accommodation of a semi-detached dwelling or row dwelling should be not less than 350 square metres and should have a frontage to a public road of not less than eight metres. |
| Historic (Conservation) Zone (Policy Area 5 – Tusmore) | 5 Any site for the accommodation of a detached dwelling should be not less than 750 square metres and should have a frontage to a public road of not less than 15 metres.  
6 Any site for the accommodation of a semi-detached dwelling should be not less than 550 square metres and should have a frontage to a public road of not less than 10 metres. |
| Historic (Conservation) Zone (Policy Area 6 – Toorak Gardens {North}) | 5 Any site for the accommodation of a detached dwelling should be not less than 750 square metres and should have a frontage to a public road of not less than 15 metres.  
6 Any site for the accommodation of a semi-detached dwelling should be not |
<table>
<thead>
<tr>
<th>Zone (Policy Area)</th>
<th>Site Requirements</th>
</tr>
</thead>
</table>
| Historic (Conservation) Zone (Policy Area 7 – Toorak Gardens (Fergusson Square)) | Any site for the accommodation of a detached dwelling should be not less than 750 square metres and should have a frontage to a public road of not less than 15 metres.  
6 Any site for the accommodation of a semi-detached dwelling should be not less than 600 square metres and should have a frontage to a public road of not less than 12 metres. |
| Historic (Conservation) Zone (Policy Area 8 – Glenunga Park) | Any site for the accommodation of a detached dwelling should be not less than 750 square metres and should have a frontage to a public road of not less than 15 metres.  
6 Any site for the accommodation of a semi-detached dwelling should be not less than 550 square metres and should have a frontage to a public road of not less than 10 metres. |
| Historic (Conservation) Zone (Policy Area 9 – Kensington Gardens (Reserve)) | Any site for the accommodation of a dwelling should be not less than 750 square metres and should have a frontage to a public road of not less than 15 metres. |

<table>
<thead>
<tr>
<th>Zone</th>
<th>Requirements</th>
</tr>
</thead>
<tbody>
<tr>
<td>District Centre Zone</td>
<td>None specified</td>
</tr>
<tr>
<td>Neighbourhood Centre Zone</td>
<td>None specified</td>
</tr>
<tr>
<td>Local Centre Zone</td>
<td>None specified</td>
</tr>
<tr>
<td>Office Zone</td>
<td>None specified</td>
</tr>
<tr>
<td>Business (Glen Osmond Road) Zone</td>
<td>None specified</td>
</tr>
<tr>
<td>Business (Fullarton Road) Zone</td>
<td>None specified</td>
</tr>
<tr>
<td>Local Business Zone</td>
<td>Development of dwellings undertaken either independently or in association with business development should: (a)</td>
</tr>
<tr>
<td>Zone</td>
<td>Requirements</td>
</tr>
<tr>
<td>------</td>
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</tr>
<tr>
<td>Local Commercial (Auldana) Zone</td>
<td>9 Land should not be divided where the overall natural slope of the land in any proposed allotment is steeper than a gradient of 1 in 4.</td>
</tr>
<tr>
<td>Hills Face Zone</td>
<td>All land division is non-complying</td>
</tr>
<tr>
<td>Winery (Magill Estate) Zone</td>
<td>None specified</td>
</tr>
</tbody>
</table>
| Watercourse Zone | 6 Land should not be divided unless:  
(a) each of the allotments resulting from the division have sufficient area outside the 1 in 100 year return period flood plain to allow for development in accordance with the relevant objectives and principles of development control; and  
(b) a drainage easement is provided to the Council over the 1 in 100 year return period flood plain. |
| Mixed Use (Glenside) Zone – Policy Area 1 | 3 Land division should provide open space and movement networks that enable safe and convenient access to public facilities, community services, activity centres, public transport, adjacent future development sites and to the existing surrounding residential areas.  
4 Land division should:  
(a) establish a pattern of development that reinforces the historical elements of the Policy Area by creating an appropriate setting for State Heritage Places, the turning loop west of the Administration Building and entrance driveway to Fullarton Road;  
(b) facilitate the provision of a broad range of housing options |
<p>| Mixed Use (Glenside) Zone – Policy Area 2 | None specified |</p>
<table>
<thead>
<tr>
<th>Area</th>
<th>Description</th>
<th>Policy</th>
</tr>
</thead>
<tbody>
<tr>
<td>Area 3</td>
<td>Mixed Use (Glenside) Zone – Policy</td>
<td>None specified</td>
</tr>
<tr>
<td>Area 4</td>
<td>Mixed Use (Glenside) Zone – Policy</td>
<td>None specified</td>
</tr>
<tr>
<td></td>
<td>Urban Corridor Zone</td>
<td>None specified</td>
</tr>
</tbody>
</table>