BAROSSA ASSESSMENT PANEL

MINUTES OF THE MEETING OF THE BAROSSA ASSESSMENT PANEL
held on

Tuesday, 2 November 2021, commencing at 5.00 pm

in the Council Offices, 43-51 Tanunda Road, Nuriootpa

TheBarossaCouncil

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1. WELCOME

The Presiding Member welcomed everyone, and opened the meeting at 5:00pm.

2. ATTENDANCE

2.1 Present

Panel Members

Bruce Ballantyne	Presiding Member
Grant Hewitt	Member
Jake McVicar	Member
Susan Giles	Member
Russell Johnstone	Deputy Member
Gary Mavrinac	Assessment Manager

Council Staff

Janine Lennon	Acting Manager, Development Services
Anthony Zollo	Acting Senior Assessment Officer, Planning

2.2 Apologies

Richard Miller.

2.3 Absent

Nil.

3. CONFIRMATION OF MINUTES

PANEL DECISION

Moved: S Giles Seconded: J McVicar

That the minutes of the Barossa Assessment Panel meeting held on Tuesday 5 October 2021 and the Barossa Assessment Panel meeting held on Tuesday 5 October 2021 be received and confirmed.

CARRIED

4. BUSINESS ARISING

Nil.

5. DECLARATION OF INTEREST BY MEMBERS OF THE PANEL

Nil.

6. REPORTS – APPLICATIONS FOR DECISION (DEVELOPMENT ACT 1993)

Nil.

7. REPORTS – DEFERRED APPLICATIONS FOR DECISION (DEVELOPMENT ACT 1993)

Nil.

8. REPORTS – APPLICATION FOR DECISION (PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016)

8.1 21021631 - 41 GAWLER ST NURIOOTPA SA 5355

MOTION

Moved: S Giles

Seriously at Variance
The Barossa Assessment Panel, having considered the application for consent to carry out development of land and pursuant to the provisions of the *Planning, Development and Infrastructure Act 2016* resolves that whilst the development proposal is at variance with the Planning and Design Code, it is not considered to be seriously at variance to the Planning and Design Code for the following reason:

(a) Neighbourhood Zone PO 1.4 and 12.1 do envisage signage associated with a business activity, the issue with this proposal is that signage is considered to detract from the residential character of the locality.

The motion lapsed due to the want of a Seconder.

PANEL DECISION

Moved: J McVicar Seconded: S Giles

Seriously at Variance

The Barossa Assessment Panel, having considered the application for consent to carry out development of land and pursuant to the provisions of the *Planning, Development and Infrastructure Act 2016* resolves that the development proposal is not considered to be seriously at variance to the Planning and Design Code.

CARRIED

PANEL DECISION

Moved: J McVicar Seconded: G Hewitt

Character Preservation

Pursuant to Section 6(2) of the *Character Preservation (Barossa Valley) Act 2012*, the Barossa Assessment Panel has had regard to the objects of that Act and, in determining this application, has resolved that there are no impacts on the character values of the district.

CARRIED

PANEL DECISION

Moved: G Hewitt Seconded: R Johnstone

Granting of Planning Consent

The Barossa Assessment Panel, having considered the application for consent to carry out development of land and pursuant to the provisions of the *Planning, Development and Infrastructure Act 2016* resolves to REFUSE Planning Consent for Application No. 21021631 by Kay Halliday Pty Ltd to undertake the installation of a flat wall advertising sign attached to the outside of the street boundary fence (measuring 2.39 metres x 0.8 metres); Installation of a freestanding sign structure to house two signs

(each measuring 1.0 metre x 0.88 metres) with entire structure to be 1.4 metres high; revised carpark layout, revised landscaping to site at 41 Gawler Street Nuriootpa SA 5355 (CT 2250/159) for the following reasons:

The proposed development is contrary to:

- Neighbourhood Zone PO and DPF 1.4 and PO 12.1

Reason: The proposed signage does not compliment the character and amenity of the neighbourhood.

- General Development Policy Area - Advertising - PO 1.1 and DPF 1.1(a)

Reason: The proposed signs are located within a neighbourhood type zone.

CARRIED

9. REPORTS – REVIEW OF ASSESSMENT MANAGER DECISIONS (PLANNING, DEVELOPMENT AND INFRASTRUCTURE ACT 2016)

Nil.

10. REPORTS – PANEL UPDATES

10.1 State Planning Commission Concurrence Applications

PANEL DECISION

Moved: G Hewitt Seconded: S Giles

That the report be received.

CARRIED

10.2 Environment Resources and Development Court Appeal Updates

A Zollo advised the Panel that the Conference is scheduled to be heard on 4 November 2021, however it is understood that a request for deferral may be made to allow for further negotiations.

PANEL DECISION

Moved: G Hewitt Seconded: R Johnstone

That the report be received.

CARRIED

11. REPORTS – OTHER BUSINESS

11.1 Barossa Assessment Panel Meeting Schedule 2022

PANEL DECISION

Moved: R Johnstone Seconded: J McVicar

That the Barossa Assessment Panel agree to continue to meet on the first Tuesday of each month, with the exception of the January meeting to be held on the second Tuesday of the month, at The Barossa Council Chambers commencing at 5.00pm.

CARRIED

12. REPORTS – CONFIDENTIAL

Nil.

13. NEXT MEETING

Tuesday 7 December 2021 commencing at 5.00 pm

14. CLOSURE OF MEETING

The Presiding Member declared the meeting closed at 5:27pm.

Confirmed

Date:…….. Chairman: ……