

[Agenda Report](#)**TWEED SHIRE COUNCIL
MEETING TASK SHEET****User Instructions**

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Action Item - COUNCIL MEETING Thursday, 18 April 2013

Action is required for Item **52** as per the Council Resolution outlined below.

TITLE: [EO-CM] Time of Payment - Contributions for Building Development

DECLARATION OF INTEREST

Cr G Bagnall declared a perceived pecuniary interest in this item, left the Chamber at 11:32 PM and took no part in the discussion or voting. The nature of the interest is that he will be involved in a future building application.

**Cr W Polglase
Cr P Youngblutt**

RESOLVED that

1. In regard to new development applications for building works, where there is a requirement for payment of Section 64 and Section 94 contributions, consent conditions for such payments will designate payment to be made prior to issue of Occupation Certificate.
2. The draft 2013/2014 Fees and Charges are to require S64 contributions for building works be paid prior to issue of Occupation Certificate.
3. Section 94 Contribution Plans (except CP 28 Seaside City) are to be progressively amended to mandate payment of contributions for building works prior to issue of Occupation Certificate.
4. When the next review of "Developer Servicing Plans - Water Supply and Sewerage" is conducted, they are to be amended to mandate payment of contributions for building development prior to issue of Occupation Certificate
5. In regard to existing development consents for buildings:
 - a) Payment of contributions will continue to be required in accordance with the relevant condition of consent

- b) It is open to proponents with existing consents to submit a Section 96 application to amend the timing of payment of contributions to be prior to issue of Occupation Certificate
 - c) Such applications will be favourably considered given the objective of economic stimulus for the Tweed
 - d) Such applications are to be determined under delegated authority at the discretion of the General Manager in accordance with current delegations
6. In regard to existing complying development certificates for buildings, these are to be dealt with in accordance with the principles of 5 above.

The Motion was **Carried**

***FOR VOTE - Voting - Unanimous
ABSENT. DID NOT VOTE - Cr G Bagnall***

Cr G Bagnall returned from temporary absence at 11:33 PM