

accordance with rule 42 of the

- A notice of motion to rescind or amend must be:
- In writing, or sent electronically, and generally be in a form approved by the Chief Executive Officer;
  - Be signed, including by electronic means, by the Councillor intending to move the motion to rescind or amend;
  - Be signed, including by electronic means, by another Councillor willing to second the motion to rescind or amend for the purpose of debate at the meeting at which it will be considered; and
  - Be lodged with the Chief Executive Officer no later than 72 hours following the meeting at which the resolution proposed to be rescinded or amended was adopted.

I, Councillor ...Owen Sharkey..... give notice of my intention to move at the meeting of Council to be held on 23 / 7 / 2024 that the resolution of Council passed on 25 / 6 / 2024 namely:

**Resolution proposed to be rescinded/amended:**

That Council resolves to issue a Notice of Refusal to Grant a planning Permit for the use and development of the land for a child care centre and associated buildings and works at 25 Burns Stret, Bannockburn on the following grounds:

- The subject site is not suitable for a child care centre.
- The proposed use and development will exasperate the existing traffic and parking conditions within the Bannockburn town centre.
- The proposed use and development will detrimentally impact the amenity of surrounding residents.
- The proposed use and development does not respond appropriately to the site context and prevailing neighbourhood character.

be rescinded ☒ OR amended ☐ (Please tick one box)

and subject to that motion being carried, in its place, I, Councillor .....  
propose to move that Council:

**Wording of proposed motion to replace/amend above:**

That Council resolves to issue a Notice of Decision to Grant a Planning Permit for the use and development of the land for a child care centre and associated buildings and works pursuant to the provisions of the C1Z (Clauses 34.01-1 & 34.01-4) & DDO9 (Clause 43.02-2), subject to the conditions attached to this report.

**Reasoning for proposed motion:**

- The purpose of this Notice of Motion to rescind the previous resolution is to provide Council the opportunity to properly consider the implications of the resolution of Council on 25 / 06 / 2024.
- Councillors received the Alternative motion moments prior to meeting without understanding the implications and due time to consider, resulting in a possible misunderstanding
- Given the 'call in' of this item was by the Chair and appreciating the use of a casting vote in this matter it may not reflect the true position of council.

COUNCILLOR SIGNATURE  
NAME: CR OWEN SHARKEY

SIGNATURE OF SECONDER  
NAME: CR HELENA KIRBY

#80  
Received: 27/06/2024  
8:51 PM

CEO Signature