

Urban Planning Committee Minutes

Monday 23 July 2012

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Urban Planning Committee Minutes

**Minutes of the Meeting held on
Monday 23 July 2012 at 6.00pm**

Present: Councillors Malcolm Young (Chair)
Chris Howe
Sean Carmichael
Nicola Grieve
Ian Plater
David Shoebridge

Staff: Christopher Bluett (Manager – Strategic Planning)
Allan Coker (Director – Planning & Development)
Brendan Metcalfe (Strategic Planner)
Les Windle (Manager – Governance)

Also in Attendance: Nil

Leave of Absence

Leave of Absence previously granted by Council: Nil

Apologies: Apologies were received and accepted from Councillor Lucienne Edelman and Leave of Absence granted.

Late Correspondence

Late correspondence was submitted to the committee in relation to Items: R2

Declarations of Interest

Councillor Carmichael declared a Non-Significant Non-Pecuniary Interest in Item R1 (Draft Educational Establishments Development Control Plan 2012) as he knows John Comino, a former Liberal Councillor on Council however he (Councillor Carmichael) is not standing for Council at the next election. Councillor Carmichael does not believe it would affect his vote.

Councillor Howe declared a Non-Significant, Non-Pecuniary Interest in Item R1 (Draft Educational Establishments Development Control Plan 2012) as he has two children attending Cranbrook School. Councillor Howe does not believe it would affect his vote.

Councillor Plater declared a Non-Significant, Non-Pecuniary Interest in Item R1 (Draft Educational Establishments Development Control Plan 2012) as he has a child attending Cranbrook School. Councillor Plater does not believe it would affect his vote.

Councillor Young declared a Non-Significant Non-Pecuniary Interest in Item R2 (Draft Parking DCP (Amendment No. 1)) as he is a Board Member of the Double Bay Partnership. Councillor Young does not believe it would affect his vote.

Councillor Howe declared a Non-Significant Non-Pecuniary Interest in Item R2 (Draft Parking DCP (Amendment No. 1)) as he is a Board Member of the Double Bay Partnership. Councillor Howe does not believe it would affect his vote.

Items Decided by this Committee using its Delegated Authority (Item D1)

Item No: D1 Delegated to Committee
Subject: **Confirmation of Minutes of Meeting held on 9 July 2012**
Author: Les Windle – Manager Governance
File No: See Council Minutes
Reason for Report: The Minutes of the Meeting of 9 July 2012 were previously circulated. In accordance with the guidelines for Committees' operations it is now necessary that those Minutes be formally taken as read and confirmed.

(Howe/Grieve)

Resolved:

That the Minutes of the Urban Planning Committee Meeting of 9 July 2012 be taken as read and confirmed.

**Items with Recommendations from this Committee
Submitted to the Council for Decision (Items R1 to R2)**

Item No: R1 Recommendation to Council
Subject: **Draft Educational Establishments Development Control Plan 2012**
Author: Anne White – Senior Strategic Planner
File No: 1197.G
Reason for Report: To report on the public exhibition of the Draft Educational Establishments Development Control Plan 2012.
To obtain the Council's approval of the Draft Educational Establishments Development Control Plan 2012.

Note: Councillor Carmichael declared a Non-Significant Non-Pecuniary Interest in this Item as he knows John Comino, a former Liberal Councillor on Council however he (Councillor Carmichael) is not standing for Council at the next election. Councillor Carmichael does not believe it would affect his vote.

Note: Councillor Howe declared a Non-Significant, Non-Pecuniary Interest in this Item as he has two children attending Cranbrook School. Councillor Howe does not believe it would affect his vote.

Note: Councillor Plater declared a Non-Significant, Non-Pecuniary Interest in this Item as he has a child attending Cranbrook School. Councillor Plater does not believe it would affect his vote.

Note: Mr Nick Sampson and Stephan Andrusiw of Universal Planning Services representing Cranbrook School, John Comino representing Kambala School, Terry Mahady and John Dooley representing Kincoppal School, Alexis Cella of JBA Planning on behalf of the Scotts College and Roger Massey-Green addressed the Committee.

**Motion moved by Councillor Howe
Seconded by Councillor Carmichael**

That the staff recommendation for approval of the Draft Educational Establishment Development Control Plan be adopted subject to the following changes:

1. Objective O5 of Section 2.2 (Siting of development) being amended to read *“To ensure the size and location of buildings do not result in an unreasonable loss of existing views from the surrounding residences.”*
2. Control C5 of Section 2.6 (Arrival and departure) being amended to read *“Major development of existing establishments should wherever feasible provide an internal driveway for vehicles that are picking-up and dropping-off students.”*
3. The new Paragraph 2 of Section 1.2 (Context) being amended to read *“Educational establishments have an important function in their community but their functional requirements result in buildings that are different to the built form of residential development. Therefore new developments for educational establishments need to take into account adjoining residential uses to ensure that new developments and their ongoing operations (including traffic and parking) will have minimal impacts on the amenity of the surrounding community.”*
4. Control C1 of Section 2.11 (Sustainability) include the following additional dot point *“Minimise water usage and encourage rain water collection, use and storage and encourage water recycling.”*

**Amendment moved by Councillor Shoebridge
Seconded by Councillor Plater**

That the staff recommendation for approval of the Draft Educational Establishment Development Control Plan be adopted subject to the following changes:

1. The new Paragraph 2 of Section 1.2 (Context) being amended to read *“Educational establishments have an important function in their community but their functional requirements result in buildings that are different to the built form of residential development. Therefore new developments for educational establishments need to take into account adjoining residential uses to ensure that new developments and their ongoing operations (including traffic and parking) will have minimal impacts on the amenity of the surrounding community.”*
2. Objective iii. of Section 1.5 (Objectives) being amended to read “protect views and vistas”
3. The Objectives of Section 2.2 (Siting of development) being amended to read as follows:
O1 To protect and promote open spaces;
O2 To protect and promote sunlight access in relation to the site and on neighbouring land;
O3 To protect and enhance existing views and vistas from public and private spaces
4. Original Control C4 of Section 2.2 (Siting of development) being reinstated and to read *“Site new development so that significant views and vistas are maintained.”*
5. Proposed new Controls C4 and C5 of Section 2.2 (Siting of development) being deleted.
6. Control C5 of Section 2.6 (Arrival and departure) being amended to read *“Major development of existing establishments should wherever feasible provide an internal driveway for vehicles that are picking-up and dropping-off students.”*
7. Inclusion of additional Control C4 of Section 2.10 (Stormwater and Waste Disposal) to read *“Minimise water usage and encourage rain water collection, use and storage and encourage water recycling.”*

The Amendment was put and carried
The Amendment became the Motion
The Motion was put and Adopted

(Shoebridge/Plater)

Recommendation

A. That the Draft Educational Establishments Development Control Plan contained in **Annexure 5** of the report to the Urban Planning Committee meeting of 23 July 2012 be approved subject to the following amendments:

1. The new Paragraph 2 of Section 1.2 (Context) being amended to read “*Educational establishments have an important function in their community but their functional requirements result in buildings that are different to the built form of residential development. Therefore new developments for educational establishments need to take into account adjoining residential uses to ensure that new developments and their ongoing operations (including traffic and parking) will have minimal impacts on the amenity of the surrounding community.*”
2. Objective iii of Section 1.5 (Objectives) being amended to read “protect views and vistas”
3. The Objectives of Section 2.2 (Siting of development) being amended to read as follows:
 - O1 To protect and promote open spaces;*
 - O2 To protect and promote sunlight access in relation to the site and on neighbouring land;*
 - O3 To protect and enhance existing views and vistas from public and private spaces*
4. Original Control C4 of Section 2.2 (Siting of development) being reinstated and to read “*Site new development so that significant views and vistas are maintained.*”
5. Proposed new Controls C4 and C5 of Section 2.2 (Siting of development) being deleted.
6. Control C5 of Section 2.6 (Arrival and departure) being amended to read “*Major development of existing establishments should wherever feasible provide an internal driveway for vehicles that are picking-up and dropping-off students.*”
7. Inclusion of additional Control C4 of Section 2.10 (Stormwater and Waste Disposal) to read “*Minimise water usage and encourage rain water collection, use and storage and encourage water recycling.*”

B. That the Educational Establishments Development Control Plan 2012 come into effect on the date notice of the approval is published in the Wentworth Courier.

Note: In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.

For the Recommendation

Against the Recommendation

Councillor Carmichael	Nil
Councillor Grieve	
Councillor Howe	
Councillor Plater	
Councillor Shoebridge	
Councillor Young	<i>6/0</i>

Item No: R2 Recommendation to Council
Subject: **Draft Parking DCP (Amendment No.1)**
Author: Brendan Metcalfe – Strategic Planner
File No: 1064.G
Reason for Report: To report on the public exhibition of the Draft Parking DCP (Amendment No. 1).
To obtain the Council’s approval of the Draft Parking DCP (Amendment No.1) with amendments to include savings and transitional provisions.

Note: Councillor Young declared a Non-Significant Non-Pecuniary Interest in this Item as he is a Board Member of the Double Bay Partnership. Councillor Young does not believe it would affect his vote.

Note: Councillor Howe declared a Non-Significant Non-Pecuniary Interest in this Item as he is a Board Member of the Double Bay Partnership. Councillor Howe does not believe it would affect his vote.

Note: Late correspondence was tabled at the meeting from Lesli Berger of the Double Bay Partnership.

**Motion moved by Councillor Grieve
Seconded by Councillor Plater**

- A. That Council approves the Draft Parking DCP (Amendment No.1) as amended and contained in Annexure 3 of the report to the Urban Planning Committee meeting of 23 July 2012.
- B. That the Draft Parking DCP (Amendment No.1) come into effect on the date notice of the approval is published in the Wentworth Courier.

**Amendment moved by Councillor Carmichael
Seconded by Councillor Howe**

That the existing Parking Development Control Plan remain in force.

**The Amendment was put and lost
The Motion was put and Adopted**

(Grieve/Plater)

Recommendation

- A. That Council approves the Draft Parking DCP (Amendment No.1) as amended and contained in Annexure 3 of the report to the Urban Planning Committee meeting of 23 July 2012.
- B. That the Draft Parking DCP (Amendment No.1) come into effect on the date notice of the approval is published in the Wentworth Courier.

Note: In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.

For the Recommendation

Councillor Grieve
Councillor Plater
Councillor Shoebridge
Councillor Young

Against the Recommendation

Councillor Howe
Councillor Carmichael

4/2

There being no further business the meeting concluded at 7.40pm.

We certify that the pages numbered 2183 to 2190 inclusive are the Minutes of the Urban Planning Committee Meeting held on 23 July 2012 and confirmed by the Urban Planning Committee on 13 August 2012 as correct.

Chairperson

Secretary of Committee