



Urban Planning Committee

Agenda: *Urban Planning Committee*

Date: *Monday 27 August 2012*

Time: *6.00pm*

Outline of Meeting Protocol & Procedure:

- The Chairperson will call the Meeting to order and ask the Committee/Staff to present apologies or late correspondence.
- The Chairperson will commence the Order of Business as shown in the Index to the Agenda.
- At the beginning of each item the Chairperson will ask whether a member(s) of the public wish to address the Committee.
- If person(s) wish to address the Committee, they are allowed four (4) minutes in which to do so. Please direct comments to the issues at hand.
- If there are persons representing both sides of a matter (eg applicant/objector), the person(s) against the recommendation speak first.
- At the conclusion of the allotted four (4) minutes, the speaker resumes his/her seat and takes no further part in the debate unless specifically called to do so by the Chairperson.
- If there is more than one (1) person wishing to address the Committee from the same side of the debate, the Chairperson will request that where possible a spokesperson be nominated to represent the parties.
- The Chairperson has the discretion whether to continue to accept speakers from the floor.
- After considering any submissions the Committee will debate the matter (if necessary), and arrive at a recommendation (R items which proceed to Full Council) or a resolution (D items for which the Committee has delegated authority).

Recommendation only to the Full Council (“R” Items)

- Such matters as are specified in Section 377 of the Local Government Act and within the ambit of the Committee considerations.
- Broad strategic matters, such as:-
 - Town Planning Objectives; and
 - major planning initiatives.
- Matters not within the specified functions of the Committee.
- Matters requiring supplementary votes to Budget.
- Urban Design Plans and Guidelines.
- Local Environment Plans.
- Residential and Commercial Development Control Plans.
- Rezoning applications.
- Heritage Conservation Controls.
- Traffic Management and Planning (Policy) and Approvals.
- Commercial Centres Beautification Plans of Management.
- Matters requiring the expenditure of moneys and in respect of which no Council vote has been made.
- Matters reserved by individual Councillors in accordance with any Council policy on "safeguards" and substantive changes.

Delegated Authority (“D” Items)

- To require such investigations, reports or actions as considered necessary in respect of matters contained within the Business Agendas (and as may be limited by specific Council resolutions).
- Confirmation of the Minutes of its Meetings.
- Any other matter falling within the responsibility of the Urban Planning Committee and not restricted by the Local Government Act or required to be a Recommendation to Full Council as listed above.
- Statutory reviews of Council's Delivery Program and Operational Plan.

Committee Membership:

7 Councillors

Quorum:

The quorum for a committee meeting is 4 Councillors.

WOOLLAHRA MUNICIPAL COUNCIL

Notice of Meeting

23 August 2012

To: Her Worship The Mayor, Councillor Susan Wynne ex-officio
Councillors Malcolm Young (Chair)
Chris Howe (Deputy Chair)
Sean Carmichael
Lucienne Edelman
Nicola Grieve
Ian Plater
David Shoebridge

Dear Councillors

Urban Planning Committee Meeting – 27 August 2012

In accordance with the provisions of the Local Government Act 1993, I request your attendance at a Meeting of the Council's **Urban Planning Committee** to be held in the **Mansfield Room (Dining Room), 536 New South Head Road, Double Bay, on Monday 27 August 2012 at 6.00pm.**

Gary James
General Manager

Additional Information Relating to Committee Matters

Site Inspection

Other Matters

Meeting Agenda

Item	Subject	Pages
1	Leave of Absence and Apologies	
2	Late Correspondence Note Council resolution of 27 June 2011 to read late correspondence in conjunction with the relevant Agenda Item	
3	Declarations of Interest	

Items to be Decided by this Committee using its Delegated Authority

D1	Confirmation of Minutes of Meeting held on 13 August 2012	1
D2	Delivery Program 2009 to 2013 and Operational Plan 2011/12 Quarterly Progress Report June 2012 – Goal (4) – Well planned neighbourhoods – 1229.G * Annexure 1 – circulated under separate cover	2

Items to be Submitted to the Council for Decision with Recommendations from this Committee ‘Nil R Items’

Item No: D1 Delegated to Committee
Subject: **Confirmation of Minutes of Meeting held on 13 August 2012**
Author: Les Windle, Manager – Governance
File No: See Council Minutes
Reason for Report: The Minutes of the Meeting of Monday 13 August 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.

Recommendation:

That the Minutes of the Urban Planning Committee Meeting of 13 August 2012 be taken as read and confirmed.

Les Windle
Manager - Governance

Item No: D2 Delegated to Committee

Subject: **Delivery Program 2009 to 2013 and Operational Plan 2011/12 Quarterly Progress Report June 2012 – Goal (4) – well planned neighbourhoods**

Author: Allan Coker - Director Planning & Development
Chris Bluett - Manager Strategic Planning
Patrick Robinson - Manager Development Control

File No: 1229.G

Reason for Report: To review the status of the priorities and actions in Council's Delivery Program 2009 to 2013 and Operational Plan 2011/12 for the three months ending 30 June 2012.

Recommendation:

THAT the June 2012 quarterly progress report on Goal 4 (Well planned neighbourhoods) of Council's Delivery Program 2009 to 2013 and Operational Plan 2011/12 be received and noted and that revised target dates be adopted.

1. Background

In May 2011 Council adopted its revised Delivery Program 2009 to 2013 and Operational Plan 2011/12 (DPOP) in line with the new Integrated Planning and Reporting Legislation for NSW Local Government.

As a consequence of the Integrated Planning and Reporting Legislation, the *Local Government Act 1993* was amended requiring Council to report on the progress of its Delivery Program at least every six months. In response to the amendments, and in order to ensure that Council's reporting to the community remains transparent, timely and manageable under the legislation, progress reports on the DPOP will continue to be presented quarterly for the end of September, December, March and June each year.

The framework for quarterly progress reports is consistent with the structure of the Delivery Program and Operational Plan developed around the following interrelated themes and supporting goals:

Theme: Community well-being

Goal 1: A connected and harmonious community.

Goal 2: A supported community.

Goal 3: A creative and vibrant community.

Theme: Quality places and spaces

Goal 4: Well planned neighbourhoods.

Goal 5: Liveable places.

Goal 6: Getting around.

Theme: A healthy environment

Goal 7: Protecting our environment.

Goal 8: Sustainable use of resources.

Theme: Local prosperity

Goal 9: Community focused economic development.

Theme: Community leadership and participation

Goal 10: Working together.

Goal 11: A well-managed Council.

Annexure 1 to this report is Council's Quarterly Progress Report for the period 1 April to 30 June 2012 for Goal 4, being most relevant to the Urban Planning Committee (UPC).

Progress comments for all DPOP actions are provided in the tables of **Annexure 1**.

Council staff have provided updates on these comments on an ongoing basis for internal management purposes with the comments then collated at the end of the quarter for reporting to Council and the community. Generally, actions included in the Operational Plan relate to the current financial year. However, there are a number of actions with anticipated completion dates that extend beyond June 2012, as indicated in the Target Date column.

A 'tick' in the final column in the tables headed "Comments Updated" indicates that the comments relating to that action have been updated since the previous quarterly report to Council. This enables Councillors and other readers of the report to easily identify where an action status has been updated.

2. Review of target dates for particular actions

As part of consideration given to the Draft Delivery Program 2009-2013 and Operational Plan 2012-2013, the UPC resolved under delegation on 30 April 2012, in part:

- A. That the actions proposed for inclusion in the Draft Delivery Program and Operational Plan, relevant to the Urban Planning Committee be included in the Draft Delivery Program 2009 to 2013 and Operational Plan 2012/13 subject to the following:
- 1) The completion date of the following Actions be amended to 31 July 2012 so that these Actions are completed before the current Council enters Caretaker mode and that appropriate resources be allocated to those Actions to allow them to be completed by the amended date:
 - i. Prepare a draft DCP to amend Woollahra Residential DCP 2003 to include new excavation objectives and controls.
 - ii. Review planning controls for transition areas between Residential 2(a) and Residential 2(b) zones.
 - iii. Prepare a Draft Educational Establishment DCP
 - iv. Amend Paddington Heritage Conservation Area Development Control Plan and Woollahra Local Environmental Plan 1995 to include controls for William Street commercial uses.
 - v. Prepare a report on clear controls for lofts over garages in the Woollahra Heritage Conservation Area so that the controls regarding lofts in this location are brought into accord with those applying to the Paddington Heritage Conservation Area
 - 2) The completion date of the following action be corrected to 30 September 2012
 - i. Prepare a planning proposal for 9A Cooper Park Road, Bellevue Hill to rezone and reclassify the land.

- 3) The wording of the Action under Priority 4.3.1 relating to a review of significant examples of, among other things, California Bungalows be amended to reflect the Council resolution of 12 March 2012 to extend the investigation to Bungalows in general and to now read:

“Prepare a report on future research, including funding and timetable, for a review of significant examples of Inter-War residential flat buildings, arts and crafts buildings and Bungalows.”

- B. That any changes to the actions recommended by the Urban Planning Committee be referred to the Corporate and Works Committee Meeting to be held on 7 May 2012.

Subsequently, the Corporate and Works Committee (CWC) resolved under delegation on 7 May 2012, in part:

- A. THAT the resolutions from the Urban Planning and Community & Environment Committees regarding actions for inclusion in the Draft Delivery Program 2009 to 2013 and Operational Plan 2012/13 be noted.

On 14 May 2012 the UPC considered the third quarterly report for the Delivery Program 2009-2013 and Operational Plan 2011-2012 –Goal 4 (Well Planned Neighbourhoods) and resolved under delegation:

1. Action 4.1.1.9 (Review planning controls for transition areas between Residential 2(a) and Residential 2(b) zones) being linked to Action 4.1.1.1 (Prepare a new Principal Local Environmental Plan) and the Target Date amended to 31/12/2013.

In response to the decisions of the UPC and CWC, we adjusted our work program and focused on the actions listed in part A (1) and (2) of the decision of 30 April 2012. The decision required the completion date for actions listed in part A(1) to be changed to 31 July 2012, whilst the action listed in part A(2) was to be completed by 30 September 2012.

We have provided an updated progress for each of the actions in **annexure 1**. It will be noted that substantial progress has been made with most actions, although the projects have not met the completion dates set by the Council’s decision. This has occurred because of a need to either comply with statutory processes, or in the case of the Residential 2(a) and Residential 2(b) action, to a further change to the target date made by the Council. A summary of the actions is provided below with a recommended new target date.

Action number	Action description	Status	Revised target date
4.1.1.9	Review planning controls for transition areas between Residential 2(a) and Residential 2(b) zones.	<ul style="list-style-type: none"> ▪ Initial report prepared and considered by UPC ▪ Council decision to defer and conduct consultation with residents ▪ Decision of Council on 14.4.12 when reviewing DPOP 3rd quarter report to link the action as part of preparation of Principal LEP. ▪ Action now integrated with 4.1.1.1 Principal LEP and status changed to completed. 	31.12.13 – as part of Principal LEP

Action number	Action description	Status	Revised target date
4.1.1.10	Prepare a Draft Educational Establishment DCP	<ul style="list-style-type: none"> ▪ Draft DCP prepared and exhibited ▪ Submissions considered ▪ Recommendation of UPC on 13.8.12 to approve DCP 	Completed - subject to Council decision on 20.8.12
4.1.1.11	Amend Paddington Heritage Conservation Area Development Control Plan and Woollahra Local Environmental Plan 1995 to include controls for William Street commercial uses.	<ul style="list-style-type: none"> ▪ Requested review of planning proposal by DoPI ▪ DoPI advised that review cannot occur until Director-General has endorsed new approach to subzones. 	31.12.12 – subject to decision of Director-General
4.1.1.18	Prepare a draft DCP to amend Woollahra Residential DCP 2003 to include new excavation objectives and controls.	<ul style="list-style-type: none"> ▪ Draft DCP prepared and exhibited. ▪ Submissions considered. ▪ Recommendation of UPC on 13.8.12 to approve DCP 	Completed - subject to Council decision on 27.8.12
4.1.1.23	Prepare a report on clear controls for lofts over garages in the Woollahra Heritage Conservation Area so that the controls regarding lofts in this location are brought into accord with those applying to the Paddington Heritage Conservation Area	<ul style="list-style-type: none"> ▪ Report prepared and presented to UPC on 13.8.12. Recommendation to prepare DCP to amend Woollahra HCA DCP. Awaiting decision of Council. ▪ A new action will be created following decision of Council 	Completed - subject to Council decision on 27.8.12
4.1.1.34	Prepare a planning proposal for 9A Cooper Park Road, Bellevue Hill to rezone and reclassify the land.	<ul style="list-style-type: none"> ▪ Planning proposal prepared and exhibited. ▪ Public hearing conducted 9 and 10.8.12. ▪ Awaiting report of chairperson before reporting to UPC 	31.12.12 – subject to Council decision to proceed with planning proposal

3. Adopted notices of motion and other decisions of the Council:

To further improve the efficiency and transparency of Council's Integrated Planning and Reporting procedures, notices of motion and other decisions of the Council which are strategic and/or project based are now included as additional actions in the DPOP and reported on through the Quarterly Progress Report.

Adopted notices of motion which are non-strategic in nature, such as placement of an additional agenda item on a meeting or writing a letter to an organisation, will be monitored administratively.

During the period 1 April to 30 June 2012, two new notices of motion have been identified as strategic and/or project based in nature. Details of these new actions are provided below.

ACTION ARISING FROM A NOTICE OF MOTION	
Action number in 2011/2012 Quarterly Progress Report	Action description
4.1.1.37	Obtain independent legal advice on the meaning of clause 32 (1)(b) of the WLEP. [Refer NOM 14/05/2012 - Clrs Grieve and Shoebridge].
4.1.1.39	Prepare a report to the Urban Planning Committee that evaluates the merits of a "Licensed Premises DCP" for the Woollahra Municipality. [Refer NOM 30/04/2012 - Clrs Boskovitz and Carmichael].

4. Development activity

Annexure 2 provides graphical presentations of development activity turnaround times for the March quarter supporting the Progress Comments relevant to Priority 4.1.2 – Deliver high quality and timely development assessment.

5. Annual reporting

The progress against all DPOP actions for 2011/12 reported to the UPC will be included in Council's Annual Report 2011/12.

The progress reported in the Annual Report will address the five themes and eleven goals within DPOP. This is a combination of the reporting of the three standing committees being the Community and Environment Committee, CWC and UPC and hence satisfies legislative requirements under the *Local Government Act 1993*.

6. Conclusion

The Operational Plan includes actions, generally in the form of projects, which seek to achieve identified goals, strategies and priorities. These actions are continually being put forward through various sources and it is appropriate that the Operational Plan is updated regularly so that projects can be monitored.

It is recommended that the June 2012 Quarterly Progress Report on Goal 4 (Well planned neighbourhoods) of Council's Delivery Program 2009 to 2013 and Operational Plan 2011/12, be received and noted.

Chris Bluett
Manager Strategic Planning

Patrick Robinson
Manager Development Control

Allan Coker
Director Planning and Development

Annexures:

- 1 DPOP Quarterly Progress Report June 2012 for Goal 4 (Well planned neighbourhoods) – *distributed separately*
- 2 Graphical presentation of development activity turnaround time for the June quarter.

**POLITICAL DONATIONS DECISION MAKING FLOWCHART
FOR THE INFORMATION OF COUNCILLORS**

