

Council Meeting

Monday 23 June 2014

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Items Determined Under Delegated Authority by Council Committees

The following Items were determined under Delegated Authority. To see the delegated decisions of Council please refer to the individual Committee Meeting Minutes.

Corporate & Works Committee Meeting held on Monday 16 June 2014

- D1 Confirmation of Minutes of Meeting held on 19 May 2014
- D2 Monthly Financial Report - May 2014
- D3 3 Queens Avenue, Vaucluse-Sale of portion of Road Reserve

Development Control Committee Meeting held on Monday 16 June 2014

- D1 Confirmation of Minutes of Meeting held on 2 June 2014
- D2 DA524/2013/1 – 84 Paddington Street, Paddington – Demolition of existing rear extension to all levels and construction of new rear addition including reconstruction of the existing garages; new pool; landscaping & siteworks; extensive internal refurbishment & new addition (void) to the north-western side of the existing terrace building – 25/11/2013(Replacement Application received on 3/4/2014)
- D3 DA535/2013 – 10 Stafford Street, Paddington – Extensive alterations & additions to existing terrace house including ground & 1st floor extension to the rear, new enlarged garage with terrace above, new roof material (slate) & works to the façade of the building – 28/11/2013
- D4 DA139/2013 part 2 - 6 Dumaresq Road, Rose Bay – Section 96 Application – Proposed Modifications internal & external including the deletion/modification of Condition No. C.1 parts b, c, d, e & f – 4/2/2014
- D5 DA139/2013 part 3 - 6 Dumaresq Road, Rose Bay - Section 96 Application – Proposed Modifications an extension to the excavated lower ground floor level of the approved dwelling - 4/2/2014 – (See Item R1)
- D6 DA412/2013 – 460-464 New South Head Road, Double Bay – Alterations & additions to the rear of the residential flat building – 13/9/2013
- D7 DA558/2013 - 278 Oxford Street, Paddington – Minor changes to the layout of the ground floor, new shop front, change of use of 1st floor (level 1) from commercial to residential creating a new single occupancy unit – 9/12/2013
- D8 DA454/2013 - 25-27 Newcastle Street, Rose Bay – Alterations & additions to two existing dwelling-houses & the conversion of them into child care centre for 64 children – 3/10/2013
- D9 DA404/2013 – 535-537 New South Head Road, Double Bay – Demolition of existing dwelling & construction of a part four/part five storey residential flat building with basement car parking, comprising a total of 14 units & 28 car spaces – 10/9/2013
- D10 DA207/2013 - 85 Underwood Street, Paddington (The London Hotel) – Unauthorised Works – alterations to The London, relocation of kitchen resulting in additional seating, upgrade of existing mechanical ventilation & fitting of retractable roofs to 1st floor terraces – 20/5/2013
- D11 DA36/2014 - 12 Court Road, Double Bay – Alterations & additions to existing residential flat building including a new 3rd storey – 4/2/2014
- D12 DA82/2014 - 1 Kiaora Road, Double Bay (Kiaora Lands Development) – New child care centre (Site A) on level 1 for 66 children between 0-6 years old & 18 staff with hours of 6.30am-6.30pm Monday-Friday – The provision of 9 dedicated pick-up & drop-off spaces on level 2 for centres A & B – 6/3/2014
- D13 DA81/2014 - 1 Kiaora Road, Double Bay (Kiaora Lands Development) – New child care centre (Site B) on level 1 for 56 children between 0-6 years old & 16 staff with hours of 6.30am-6.30pm Monday-Friday – The provision of 9 dedicated pick-up & drop-off spaces on level 2 for centres A & B – 6/3/2014
- D14 DA211/2012 part 2 - 6/14 Fairfax Road – Bellevue Hill - Section 96 Application – Proposed Modifications to the approved balcony to increase the width from 1.5m to 2m & new R.H.S supports for the balcony – 3/10/2013

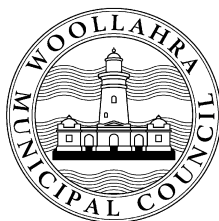
- D15 Legal Review for Development Control Matters – 795.G
- D16 Register of Current Land and Environment Court Matters and Register of Court Proceedings for Building Control, Environmental Control & Health Control
- D17 Register of SEPP 1 Objections

Urban Planning Committee Meeting held on Monday 10 June 2014

- D1 Confirmation of Minutes of Meeting held on 26 May 2014

Community & Environment Committee Meeting held on Monday 10 June 2014

- D1 Confirmation of Minutes of Meeting held on 12 May 2014
- D2 Delivery Program 2013 to 2017& Operational Plan 2013/14 (DPOP) Quarterly Progress Report December 2013 against Goal 1 - A connected & harmonious community, Goal 2 - A supported community, Goal 3 - A creative & vibrant community, Goal 5 - Liveable places, Goal 6 - Getting around, Goal 7 - Protecting our environment and Goal 8 - Sustainable use of resources.
- D3 Woollahra Local Traffic Committee Minutes – 3 June 2014
- D4 Minutes of the Animal Advisory Committee Meeting of 21 May 2014



Council Meeting

**Minutes of the Meeting of Woollahra Municipal Council
held at the Council Chambers, Double Bay, on
Monday 23 June 2014 at 8.00pm.**

Present Her Worship the Mayor, Councillor Toni Zeltzer
Councillors Ted Bennett
Anthony Boskovitz
Luise Elsing
James Keulemans
Greg Levenston
Anthony Marano
Katherine O'Regan
Matthew Robertson
Deborah Thomas
Susan Wynne
Jeff Zulman

Staff: Chris Bluett (Acting Director – Planning & Development)
Stephen Dunshea (Director – Corporate Services)
Gary James (General Manager)
Tom O'Hanlon (Director – Technical Services)
Kylie Walshe (Director – Community Services)
Les Windle (Manager – Governance)

Also in Attendance: Nil

Confirmation of Minutes

(Levenston/Wynne)

1/10 THAT the Minutes of the Council Meeting held on 10 June 2014 be taken as read and confirmed.

Adopted

Leave of Absence

(Zulman/Robertson)

2/10 That leave of absence for all meetings of the Council and its Committees be granted to Councillor Deborah Thomas for the period Monday 30 June 2014 to Wednesday 9 July 2014 inclusive.

Adopted

Note: Leave of Absence has previously been granted to Councillors Peter Cavanagh & Elena Wise.

Apologies

(Zulman/Robertson)

3/10 Apologies were received and accepted from Councillor Andrew Petrie and Leave of Absence granted.

Adopted

Declarations of Interest

Councillor Wynne declared a Non-Significant Non-Pecuniary Interest in Development Control Committee Item R1 (6 Dumaresq Road, Rose Bay), as she was on the last Council with former Councillor Chris Howe who is representing the applicant. Councillor Wynne does not believe it would affect her vote.

Councillor Boskovitz declared a Non-Significant Non-Pecuniary Interest in Development Control Committee Item R1 (6 Dumaresq Road, Rose Bay), as he was on the last Council with former Councillor Chris Howe who is representing the applicant. Councillor Boskovitz does not believe it would affect his vote.

The Mayor, Councillor Zeltzer declared a Non-Significant Non-Pecuniary Interest in Development Control Committee Item R1 (6 Dumaresq Road, Rose Bay), as she was on the last Council with former Councillor Chris Howe who is representing the applicant. Councillor Zeltzer does not believe it would affect her vote.

Councillor Keulemans declared a Non-Significant Non-Pecuniary Interest in Urban Planning Committee Item R1 (ELAINE – 550 New South Head Road, Point Piper), as Mr Patrick Joyce who represented the owner of the property at the Urban Planning Committee Meeting on 10 June 2014 is known to him. Councillor Keulemans does not believe it would affect his vote.

Mayoral Minute

Mayoral Minute No: 1

Subject: Queen's Birthday Honours 2014

Author: Cr Toni Zeltzer, Mayor

File No: 13.G/6

Reason for Report: To inform Council of the local Queen's Birthday Honours recipients.

(Boskovitz/Wynne)

4/10 Resolved without debate:

1. That letters of congratulations, signed by the Mayor, be forwarded to the following recipients of the 2014 Queen's Birthday Honours:
 - i. Emeritus Professor John Miles LITTLE, AO
 - ii. Emeritus Professor Helen Beatrice ARMSTRONG, AM
 - iii. Mr Michael John ARNOTT, AM
 - iv. Mrs Angela Penelope CRAMMOND, AM
 - v. Mrs Ashley Judith DAWSON-DAMER, AM
 - vi. Mr Christopher Paul KNOBLANCHE, AM
 - vii. Mr John Kennedy McLAUGHLIN, AM
 - viii. Mr José Miguel AGUILER, OAM
 - ix. Ms Julieanne Agnes CARRIOL, OAM
 - x. Mr Gilbert Charles DOCKIN, OAM
 - xi. Ms Annamaria Elizabeth MARKS, OAM
2. That letters of congratulations also be sent to Captain Raymond John Leggatt, AM CSC RAN and Captain Jay Bannister RAN acknowledging their works and honours.

Suspension of Standing Orders

Councillor Elsing

5/10 That Standing Orders be suspended to allow her to commend the Woollahra Philharmonic Orchestra.

Adopted

The Mayor ruled Urgency and permitted the Suspension of Standing Orders.

Councillor Elsing advised:

I want to commend the Woollahra Philharmonic Orchestra. I went to one of a series of concerts they have. The one I went to was in St Columba Church and I understand they also have concerts in St Francis Assisi in Oxford Street Paddington and I haven't had the joy of going there.

The Woollahra Philharmonic Orchestra does receive a cultural grant from Woollahra Council and I urge, not only my colleague Councillors but all members of the community, in the words of Molly Meldrum, to do themselves a favour and go along and sit there in those wonderful venues and hear those wonderful musicians banging their drums and its world class orchestra up close.

It is one of the most rewarding events I have ever been to. I have been to several of them in St Columba, its walking distance from where I live so it makes it easy for me but it is just the most wonderful event to see the musicianship we have access to.

Thank you to the Woollahra Council for supporting them. It has members that are aged, that are young, that are professional, that are not professional and the quality of the music that they produce is absolutely inspiring to me. I go home and I research the composers, I research a whole lot of other stuff I wouldn't otherwise research because I am not a classical music aficionado but it is one of the many things Woollahra Council does that actually brings true joy to the community and it expands us in a cultural sense. I am actually a happy recipient of that extension and I urge you all to go and I know many Councillors have got it scheduled in their diaries to go and I think they are anxious to have as many members they can rustle up.

It's a wonderful experience and I can highly recommend it and I give a lot of thanks to those people who volunteer their time for it.

The Council noted the information.

Councillor O'Regan

- 6/10** That the Suspension of Standing Orders continue to allow her to advise Council of the 150th Anniversary of St Peters Anglican Church at Watsons Bay.

Adopted**The Mayor ruled Urgency and permitted the continuation of the Suspension of Standing Orders.****Councillor O'Regan advised:**

On Sunday I had the honour to attend the 150th Anniversary of St Peters Anglican Church at Watsons Bay and it was just a wonderful event, besides being a great day.

As I know and the Vaucluse Councillors are very much aware, the Church there has been a pillar of strength for a long, long time. They opened the Church Hall yesterday which is a great example of adaptive reuse and then they have had some renovations done on the Church itself.

They had a historian go through some of the background and the Church has survived cyclones, it's had shipwrecks outside and the organ was supposed to have been loaned to Napoleon over a period of time. If you haven't been in there, it's a wonderful opportunity.

I also say thank you to staff. On more than one occasion the organisers said that they were very much appreciative of the efforts staff gave, both from a media point of view to helping showcase all their history that is there.

I also wanted to publicly acknowledge the Reverend Cliff Parish who is leaving that Parish, he has been driving a lot of the renovations.

I also had the chance to meet a woman called Barbara Crouch and those who remember her husband Graham, has been Mayor of this Council both in 1965 and 1968 so there was a wonderful connection with Council in many ways for what is I think a great part of the community.

The Council noted the information.**Councillor Levenston**

- 7/10** That the Suspension of Standing Orders continue to allow him to advise Council of the Sydney Coastal Council Group Meeting and the Inaugural Sydney Harbour Coastal Walk.

Adopted**The Mayor ruled Urgency and permitted the continuation of the Suspension of Standing Orders.****Councillor Levenston advised:**

Sydney Coastal Council Group Meeting

Councillor Robertson and I had the pleasure of attending the Sydney Coastal Council Group Meeting.

Two things came out of it, one particularly for staff. There is a research project on salty communities and they are particularly looking at the mangroves at Ruschutters Bay and I am wondering whether that should form part of this major project, which is funded Federally by more than \$2.5 million and they are looking for a series of projects across the Eastern Suburbs in particular but also up to Hornsby as well.

I have not been able to find a mangrove down there but they have identified a number of mangroves at Ruschutters Bay.

Inaugural Sydney Harbour Coastal Walk

I also want to bring to your attention the inaugural Sydney Harbour Coastal Walk which involves us.

It will start as a whole from Barrenjoey on Saturday 16th August and over an amount per day will walk to Wattamolla by the 13th September which is a Saturday.

The days that involve us, it's coming from Darling Harbour to Double Bay on Saturday the 6th of September and leaves Double Bay for Watsons Bay on Sunday 7th September.

They are expecting some involvement, certainly at Councillor level and maybe at Council level because it will have some crowd control issues.

It is a walk involving some 270 kilometres across a city and Sydney is the only city in the world which can offer that.

The Council noted the information.

Councillor Robertson

8/10 That the Suspension of Standing Orders continue to allow him to advise Council of the Lesbian, Gay, Bisexual, Transgender, and Intersex (LGBTI) Community tribute to Her Excellency Dame Marie Bashir AD CVO.

Adopted

The Mayor ruled Urgency and permitted the continuation of the Suspension of Standing Orders.

Councillor Robertson advised:

Last Friday I had the great privilege of attending the LGBTI Community tribute to Her Excellency Dame Marie Bashir AD CVO held at NSW Parliament House. Rarely do people of all sides of politics come together to celebrate such a magnificent contribution to public life.

On my table and it's a shame Councillor Cavanagh is not here because both these two remarkable gentlemen share his Christian name, Peter and Peter who told me they have been in a same sex relationship for 47 and a half years, ran the first LGBTI counselling services out of their home many, many moons ago.

Our Governor in her former life as a medical practitioner and psychiatrist was integral in transitioning the medical profession away from dealing homosexuality as a mental illness and upon assuming her Governorship in 2001 became the inaugural Patron of the Gay and Lesbian Counselling Service.

To see 300 people filling that magnificent Dining Room at Parliament House and on their feet in a standing ovation more times that I can recall throughout the whole evening, it really was a special occasion and one in which I had cause to reflect on Dame Marie's magnificent contribution, not just to the LGBTI community but obviously to NSW as a whole.

The Council noted the information.

Corporate & Works Committee

Items with Recommendations from the Committee Meeting of Monday 16 June 2014 Submitted to the Council for Determination

Item No: R1 Recommendation to Council

Subject: **Adoption of Revised Delivery Program 2013 to 2017 & Operational Plan 2014/15**

Author: Michelle Phair - Acting Team Leader Corporate Planning
Don Johnston - Chief Financial Officer
Stephen Dunshea - Director Corporate Services
Gary James - General Manager

File No: 1229.G (2013 - 2017)

Reason for Report: For the Committee to review submissions received following public exhibition of the draft Delivery Program 2013 to 2017 and Operational Plan 2014/15 and to recommend adoption of the documents.

(Zulman/Wynne)

9/10 Resolved without debate:

- A. That Council note that five (5) submissions were received in relation to the draft Delivery Program 2013 to 2017 & Operational Plan 2014/15 in response to the public exhibition.
- B. That having considered the submissions received, Council adopt the exhibition copy of the draft Delivery Program 2013 to 2017 & Operational Plan 2014/15, including the draft 2014/15 Budget and with the minor amendments referred to in this report, as its Delivery Program 2013 to 2017 & Operational Plan 2014/15.
- C. That a copy of the Delivery Program 2013 to 2017 & Operational Plan 2014/15 be placed on Council's website within 28 days of their adoption in accordance with Section 402 & Section 405 of the Local Government Act 1993 and a link to the document be provided to the Chief Executive of the Office of Local Government.
- D. That Council make and levy the Rates and Annual Charges set out in the Rating Structure for 2014/15, being:

Category / Sub Category	Rating Structure	Amount to be Levied	Rates in the \$, Base Amounts & Minimums
Ordinary Rates:			
Residential	Base Charge - 50% Ad Valorem - 50%	27,382,596	\$558.50 (Base Amount) 0.05271 cents in \$
Business	Ad Valorem - subject to a minimum	1,319,271	0.27125 cents in \$ \$578.00 (minimum)

Category / Sub Category	Rating Structure	Amount to be Levied	Rates in the \$, Base Amounts & Minimums
<i>Business Sub Categories:</i>	All Ad Valorem - subject to a minimum		
Double Bay		1,549,796	0.41835 cents in \$ \$578.00 (minimum)
Oxford Street Paddington		811,771	0.37597 cents in \$ \$578.00 (minimum)
Rose Bay (New South Head Road)		267,311	0.35549 cents in \$ \$578.00 (minimum)
Edgecliff		359,096	0.41878 cents in \$ \$578.00 (minimum)
Bellevue Hill		31,923	0.30841 cents in \$ \$578.00 (minimum)
Edgecliff / Grosvenor Streets, Woollahra		81,994	0.30943 cents in \$ \$578.00 (minimum)
Five Ways, Paddington		66,198	0.26610 cents in \$ \$578.00 (minimum)
New South Head Road, Vaucluse		44,310	0.31549 cents in \$ \$578.00 (minimum)
Old South Head Road, Rose Bay		70,218	0.22698 cents in \$ \$578.00 (minimum)
Old South Head Road, Vaucluse		14,824	0.14828 cents in \$ \$578.00 (minimum)
Plumer Road, Rose Bay		11,761	0.28600 cents in \$ \$578.00 (minimum)
Queen Street, Woollahra		206,643	0.18657 cents in \$ \$578.00 (minimum)
Watsons Bay		73,222	0.27374 cents in \$ \$578.00 (minimum)
Special Rate:			
Environmental & Infrastructure Renewal Levy (All Categories and sub-categories)	Base Charge - 50% Ad Valorem - 50%	3,829,946	\$73.85 (Base Amount) 0.006985 cents in \$
Total Rates		36,120,880	
Annual Charges:			
Domestic Waste Management Charge	\$452.00	11,794,940	
Stormwater Management Charges:			
Single residential dwelling	\$25.00	264,700	
Residential strata unit	\$12.50	173,200	
Business property	\$25.00 plus \$25.00 per 350m ² (or part thereof) above 350m ² in land area	43,025	
Business strata unit	\$5.00	2,605	
Total Annual Charges		12,278,470	
Total Rates & Annual Charges		48,399,350	

Development Control Committee

Items with Recommendations from the Committee Meeting of Monday 16 June 2014 Submitted to the Council for Determination

Item No: R1 Recommendation to Council

Subject: **6 Dumaresq Road, Rose Bay - Section 96 Application – Proposed Modifications an extension to the excavated lower ground floor level of the approved dwelling - 4/2/2014**

Author: Eleanor Smith – Senior Assessment Officer

File No: DA139/2013 part 3

Reason for Report: In accordance with Council’s meeting procedures and policies, this matter is referred to full Council due to a substantive change of the recommendation of the Development Control Committee (Approval) to the Officer’s Recommendation (Refusal).

Note: Councillor Wynne declared a Non-Significant Non-Pecuniary Interest in this Item as she was on the last Council with former Councillor Chris Howe who is representing the applicant. Councillor Wynne does not believe it would affect her vote.

Note: Councillor Boskovitz declared a Non-Significant Non-Pecuniary Interest in this Item as he was on the last Council with former Councillor Chris Howe who is representing the applicant. Councillor Boskovitz does not believe it would affect his vote.

Note: The Mayor, Councillor Zeltzer declared a Non-Significant Non-Pecuniary Interest in this Item as she was on the last Council with former Councillor Chris Howe who is representing the applicant. Councillor Zeltzer does not believe it would affect her vote.

Note: Late correspondence was tabled from Chris Howe.

**Motion moved by Councillor Levenston
Seconded by Councillor O’Regan**

That the recommendation from the Development Control Committee for approval of the application be adopted.

**Amendment moved by Councillor Elsing
Seconded by Councillor Wynne**

That the staff recommendation submitted to the Development Control Committee for refusal of the application be adopted.

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

(Elsing/Wynne)**11/10 Resolved: Pursuant to Section 96 of the Environmental Planning and Assessment Act, 1979**

THAT Council, as the consent authority, refuse to modify development consent to Development Application No. 139/2013 part 3 for the demolition of the existing duplex and the construction of a new dwelling, swimming pool, and associated site works on land at 6 Dumaresq Road, Rose Bay, for the following reasons:

1. The additional excavation:
 - fails to limit site excavation and minimise cut and fill;
 - fails to minimise the duration and impacts of excavation works upon the residential amenity of adjoining properties during construction;
 - fails to minimise impacts to Council infrastructure in relation to the additional impact of truck movements on the condition of the local road network.
 - fails to satisfy the principles of ecologically sustainable development with regards to energy expended during the excavation works, and emissions from additional vehicle movements; and
 - fails to satisfy the principles of ecologically sustainable development with regards to the relative energy intensity of using subterranean areas in dwellings.

The proposal is contrary to the following objectives and controls:

Woollahra Local Environmental Plan 1995:

- Part 1, Section 2, Clause (2), part (j), objectives (i) (ii), and (iii) (in relation to global warming).
- Part 1, Section 2, Clause (2), part (l) objectives (i), and (iv) (in relation to excavation of land).
- Part 3, Clause (18) (1), part (a) and (c) (in relation to amenity of the neighbourhood and vehicle movements).

Woollahra Residential Development Control Plan 2003:

- Part 1, Section 1.4, objectives (c), (d) and (f) (in relation to neighbour amenity, reliance on non-renewable energy sources, and sustainable development).
- Part 5, Section 5.2, objective O 5.2.4, and controls C 5.2.15, C 5.2.17, and C 5.2.17A (in relation to excavation).
- Part 5, Section 5.6, objectives O 5.6.1, O 5.6.2, O 5.6.3, O 5.6.4, and O 5.6.6 (in relation to energy efficiency).

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

For the Motion

Councillor Boskovitz
 Councillor Wynne
 Councillor Zulman
 Councillor Thomas
 Councillor Elsing
 Councillor Marano
 Councillor Robertson

Against the Motion

Councillor Bennett
 Councillor Levenston
 Councillor Keulemans
 Councillor O'Regan
 Councillor Zeltzer

7/5

Urban Planning Committee

Items with Recommendations from the Committee Meeting of Tuesday 10 June 2014 Submitted to the Council for Determination

Item No: R1 Recommendation to Council
Subject: **Elaine- 550 New South Head Road, Point Piper**
Author: Amelia Parkins, Strategic Heritage Officer
File No: 329.550
Reason for Report: To respond to an adopted notice of motion requiring a report on the state heritage significance of the property at 550 New South Head Road, Point Piper.

Note: Councillor Keulemans declared a Non-Significant Non-Pecuniary Interest in this Item as Mr Patrick Joyce who represented the owner of the property at the Urban Planning Committee Meeting on 10 June 2014 is known to him. Councillor Keulemans does not believe it would affect his vote.

Note: Late correspondence was tabled from John Fairfax, AO.

(O'Regan/Boskovitz)

12/10 Resolved:

- A. That the heritage assessment for *Elaine* at 550 New South Head Road, Point Piper prepared by Paul Davies Pty Ltd be received and noted.
- B. That, in accordance with the conclusion of the heritage assessment by Paul Davies Pty Ltd, no further action regarding the state heritage listing of the property be taken.

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

For the Motion

Councillor Bennett
 Councillor Boskovitz
 Councillor Elsing
 Councillor Keulemans
 Councillor Levenston
 Councillor Marano
 Councillor O'Regan
 Councillor Thomas
 Councillor Wynne
 Councillor Zeltzer
 Councillor Zulman

Against the Motion

Councillor Robertson

11/1

Item No: R3 Recommendation to Council
Subject: **Stormwater Development Control Plan**
Author: Cathy Edwards-Davis, Manager Engineering Services
File No: 1064.G
Reason for Report: To obtain a resolution from Council to proceed with the exhibition of the Stormwater Development Control Plan

(O'Regan/Boskovitz)

13/10 Resolved without debate:

1. That the Council resolve to proceed with the exhibition of the draft Stormwater Development Control Plan in accordance with Annexure 1 of this report.
2. That the draft Stormwater Development Control Plan be included within and advertised in conjunction with the forthcoming Comprehensive DCP.
3. That the relevant Section 149 (2) Certificates be updated for properties identified as being subject to coastal inundation in the "Estuary Planning Levels" report dated November 2013 prepared by Cardno.

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

For the Motion

Against the Motion

Councillor Bennett
Councillor Boskovitz
Councillor Elsing
Councillor Keulemans
Councillor Levenston
Councillor Marano
Councillor O'Regan
Councillor Robertson
Councillor Thomas
Councillor Wynne
Councillor Zeltzer
Councillor Zulman

Nil

12/0

Community & Environment Committee

Items with Recommendations from the Committee Meeting of Tuesday 10 June 2014 Submitted to the Council for Determination

Item No: R1 Recommendation to Council
Subject: **Woollahra Child Care Needs Study 2014**
Author: Sharon Campisi, Manager Community Development
File No: 79.G
Reason for Report: To report on the findings of the 2014 Child Care Needs Study

(Thomas/Wynne)

14/10 Resolved without debate:

- A. That Council adopt recommendations 1-5 of the 2014 Child Care Needs Study.
- B. That Council continue to operate the Woollahra Preschool in its current form.
- C. That staff monitor supply of early education and care places and consider the opportunity to expand service provision at the Hugh Latimer Centre (recommendation 6) when the future use of this facility is considered by Council.

Item No: R2 Recommendation to Council
Subject: **Woollahra Small Sculpture Prize – naming rights sponsorship**
Author: Jo Jansyn, Cultural Development Coordinator
File No: 20.G
Reason for Report: To provide a report in response to a Council Resolution.

(Thomas/Wynne)

15/10 Resolved without debate:

- A. That Council not seek naming rights sponsorship for the Woollahra Small Sculpture Prize.
- B. That other levels of sponsorship of the Woollahra Small Sculpture Prize continue to be sought.
- C. That Council investigate all avenues to provide tax deductibility status for sponsorship of or donations to the Woollahra Small Sculpture Prize, including consultation with the Public Art Trust.

Questions for Next Meeting

Item No: 13
Subject: Questions for Next Meeting
Author: Gary James, General Manager
File No: 467.G/Q 10
Reason for Report: To allow Councillors to ask Questions for Next Meeting in accordance with Council's Code of Meeting Practice.

(Boskovitz/Wynne)

16/10 That Councillors ask Questions for Next Meeting in accordance with Council's Code of Meeting Practice.

Adopted

The following questions were asked:-

Councillor Bennett asking:

Please provide and update on the progress of the report regarding the development of a car park in the Rose Bay commercial area? Is this report now finalised? When can we expect a substantive report about this development?

Director Technical Services in response:

There was a progress report to the last Asset Working Party meeting in regard to the status of the report being developed by consultants.

I understand that the draft report will be coming to us at the end of this week or early next week. We will then review that draft and finalise the report and bring that to the next meeting of the Asset Working Party which has not yet been scheduled. The scheduling of that meeting will largely depend on this report.

Councillor Keulemans asking:

Can Council officers provide all Councillors interested with a briefing on the current status of the new Woollahra Library plans as part of the Kiaora Lands Development?

Also, as part of this briefing, to provide any preliminary works undertaken on potential new uses of the existing Library site, St Brigid's.

Director Community Services in response:

I am more than happy to do a briefing on the new Library plans. We have some information coming to Council in the next two weeks, I have some updated images that will come to Council, hopefully this week, but if they are not it will be next week and then I can do the briefing.

As far as St Brigid's is concerned, we are drafting a brief at the moment.

Councillor O'Regan asking:

On 12 December 2013 I put forward a Notice of Motion requesting a report on the adoption of a placemaking approach and a place manager for the Double Bay and Oxford Street in the first instance and a strategy and implementation plan.

While there has been a notional allocation in the budget, this report is yet to be submitted.

Can you advise as to the timing of the report?

General Manager in response:

The majority of that report was addressed in the budget report. There was a 3 or 4 page comment from Mr Coker and Mr O'Hanlon. I am more than happy to recirculate the report and you can indicate to us if it is not addressing something that you had in mind.

Councillor Robertson asking:

At what stage are staff at in relation to relaxing controls around display of goods on the footway in our commercial areas, notably Oxford Street, Paddington?

Acting Director Planning and Development in response:

We currently have the provisions for display of goods on footpaths under our DCP for Exempt and Complying Development.

That means that a person does not need to seek development consent from us through a development application but they would need to have an approval, an activity approval under section 68 of the Local Government Act and they probably would also need to have a licence which is authorised through the Technical Services Division.

We propose to carry the Exempt Development provisions into the new Local Environmental Plan and that will come to Council in a draft form in July of this year.

Councillor Robertson asking:

It has come to my attention just today, in fact, that a few of our retailers have had some complaints from our Compliance Section. So if I am to understand that if there is the activity approval and the licensing requirements can I ask, what if anything we are doing as Council to make retailers aware that those are two requirements that they need to meet in order to undertake the display of goods on the footway?

Is there anything, for instance, that is accessible on our website

Acting Director Planning and Development in response:

I have to take that On notice, but I do know that from my discussions with the Director of Technical Services that we are endeavouring, particularly along Oxford Street and in Double Bay, to do exactly what you are saying, about promoting that possibility

There being no further business the meeting concluded at 8.30pm.

We certify that the pages numbered 2528 to 2547 inclusive are the Minutes of the Ordinary Meeting of Woollahra Municipal Council held on 23 June 2014 and confirmed by Council at the ordinary Meeting of Council on 14 July 2014 as correct.

General Manager

Mayor