

**Item No:** R3 Recommendation to Council  
**Subject:** **REVISED PLANNING PROPOSAL FOR 374 AND 376-382 NEW SOUTH HEAD ROAD, DOUBLE BAY (SC2873)**  
**Author:** Brendan Metcalfe, Strategic Planner  
**Approvers:** Anne White, Acting Team Leader - Strategic Planning  
Chris Bluett, Manager - Strategic Planning  
Allan Coker, Director - Planning & Development  
**File No:** 16/63652  
**Reason for Report:** To update Council on the planning proposal for 374 and 376-382 New South Head Road, Double Bay.  
To recommend deferral of the assessment of the revised planning proposal that has been submitted for this site until the review of planning controls for Double Bay is complete.

### Recommendation:

That consideration of the revised planning proposal for 374 and 376-382 New South Head Road, Double Bay as reported to the Urban Planning Committee of 23 May 2016 be deferred until the review of planning controls in the Double Bay Centre is complete.

### 1. Background:

In June 2015 a request for a planning proposal (hereafter called the original planning proposal) related to the land at 374 and 376-382 New South Head Road, Double Bay (the site) was submitted to Council by Eeles Trelease Pty Ltd Architects in association with Tony Moody, Consultant Planner and Hill Thalix Architecture + Urban Planning Pty Ltd on behalf of the owner Fivex Pty Ltd. The original planning proposal facilitated a seven storey mixed use development this site which comprises Lot B in DP 162458 and Lot 11 in DP 608859.

The site is located in Double Bay at the western corner of New South Head Road and Knox Street as shown below in Figure 1: *Local area map*. An aerial of the site is shown in Figure 2.

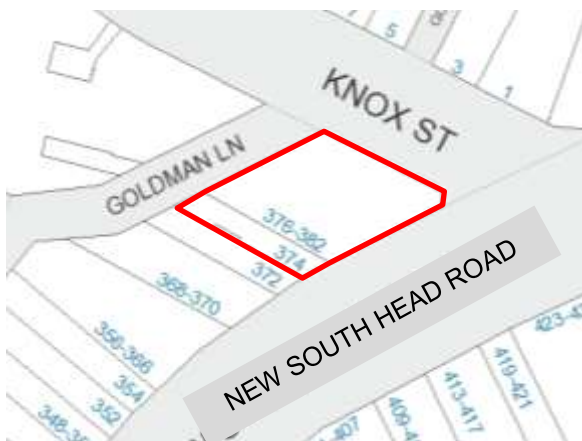


Figure 1: Local area map



Figure 2: Aerial

The original planning proposal was to amend the height and floor space ratio (FSR) controls applying to the site under Woollahra Local Environmental Plan 2014 (Woollahra LEP 2014) by:

- Increasing the maximum FSR from 2.5:1 to 5:1 on 374 New South Head Road
- Increasing the maximum FSR from 3:1 to 5:1 on 376-382 New South Head Road
- Increasing the maximum building height from 14.7m (4 storeys) to 26m (7 storeys) over the site

On 2 November 2015 the Urban Planning Committee (UPC) considered a report (**Annexure 1**) on the original planning proposal where staff recommended not supporting the planning proposal as it:

- sought height and floor space ratio controls that are inconsistent with the strategic review of controls in the Double Bay Centre being carried out by the Council.
- was inconsistent with the desired future character of the Double Bay Centre that is defined by objectives and development standards in Woollahra Local Environmental Plan 2014 and Chapter D5 Double Bay Centre of the Woollahra Development Control Plan 2015,
- would facilitate development that would have unacceptable shadowing impacts to the south side of New South Head Road,
- results in a building envelope which is inconsistent with building separation distances for 5 to 8 storey apartment development identified in the Apartment Design Guide (Department of Planning and Environment 2015) which supports State Environmental Planning Policy 65 – Apartment Design Quality (SEPP 65)

The UPC recommended that a decision on the planning proposal be deferred. At the Council meeting of 16 November 2015 Council considered the UPC recommendation and resolved:

*That a decision on the planning proposal for 374 and 376-382 New South Head Road, Double Bay be DEFERRED until March 2016, in order to allow sufficient time for the Hill PDA report to be considered fully by Council and for further discussion to take place between Council Officers and the Applicant.*

On 1 March 2016 the proponent submitted a revised planning proposal (**Annexure 2**) for the site (hereafter called the revised planning proposal) which reduced the height of the development by 2.5m (1 storey) and the proposed FSR by 0.5:1. On 15 March 2016 staff wrote to the proponent and advised that in light of Council's resolution from 16 November 2015, the assessment of any planning proposal for the site should be deferred until the review of the planning controls for Double Bay has been completed. Staff also requested that further documentation be submitted to support the revised planning proposal.

The final documentation for the revised planning proposal was submitted on 27 April 2016. The revised planning proposal is to amend the height and FSR controls applying to the site under Woollahra LEP 2014 by:

- Increasing the maximum FSR from 2.5:1 to 4.5:1 on 374 New South Head Road
- Increasing the maximum FSR from 3:1 to 4.5:1 on 376-382 New South Head Road
- Increasing the maximum building height from 14.7m (4 storeys) to 23.5m (6 storeys) over the site

The proponent has requested that staff assess and report on the planning proposal as soon as possible.

## 2. Review of planning controls in Double Bay

On 7 September 2015 the UPC considered a report on the Double Bay Economic Feasibility Study (the study). Hill PDA was engaged to prepare the study and provide advice on:

- An understanding of the existing demand for smaller dwellings by younger residents in the Double Bay Centre and Eastern Suburbs region and how this relates to affordability;
- The financial viability of providing smaller apartments with respect to the Centre's existing planning controls;
- Recommendations to support the provision of a mix of additional housing in the Centre.

Hill PDA recommended that Council consider a review of the planning controls to permit an FSR of between 3:1 and 3.5:1. The appropriate FSR, within this range, would be dependent on urban design testing and other environmental considerations. However, the economic viability of each site must be considered on its merits.

On 28 September 2015 Council resolved in part:

- B. THAT a further report be presented to the Urban Planning Committee, no later than the end of March 2016, containing the review of the planning controls to the Double Bay Centre, which is based on the recommendations and policy options presented to the Urban Planning Committee by Hill PDA Consulting on 7 September 2015.*

Based on Hill PDA's recommendations, Council's planning and urban design staff have been assessing the appropriateness of increasing the FSR controls in Double Bay to between 3:1 and 3.5:1. This has involved a fine-grain urban design review of the whole centre. The review has modelled building envelopes on a block by block basis to assess the built form implications, as some areas, locations or sites may be more suitable for increased FSRs.

On 29 March 2016 staff briefed the Mayor and UPC councillors on potential building envelope options which would accommodate an increased FSR. In response to councillor feedback the 3D modelling is being further refined and additional options are being developed. Once the modelling has been completed the options will be reported to a meeting of the UPC. It is anticipated that this report will be available in the near future.

As the work on the Double Bay building envelopes is not complete and the modelling for the site has not been finalised, it is premature to provide a recommendation on the merit of the revised planning proposal. The assessment of the revised planning proposal should take place once Council has formed a view on the merit of altering building envelopes for the whole of Double Bay.

## 3. Conclusion:

Council staff are currently finalising building envelope options to inform the review of planning controls in the Double Bay Centre. As the modelling of this site has not been finalised, it is premature to provide a recommendation on the revised planning proposal.

We recommend that consideration of the revised planning proposal is deferred until the review of planning controls has been completed.

**Annexures**

1. Report to UPC recommending refusal of the original planning proposal
2. Revised planning proposal for 374 and 376-382 New South Head Road, Double Bay

Woollahra Municipal Council  
Urban Planning Committee Agenda

2 November 2015

**Item No:** R2 Recommendation to Council  
**Subject:** **PLANNING PROPOSAL FOR 374 AND 376-382 NEW SOUTH HEAD ROAD, DOUBLE BAY (SC2873)**  
**Author:** Brendan Metcalfe, Strategic Planner  
**Approvers:** Chris Bluett, Manager - Strategic Planning  
Allan Coker, Director - Planning & Development  
**File No:** 15/82753  
**Reason for Report:** To report on the request for a planning proposal prepared by Eeles Trelease Pty Ltd Architects, Tony Moody, Consultant Planner and Hill Thalys Architecture + Urban Planning on behalf of the land owner Fivex Pty Ltd.

**Recommendation:**

That the planning proposal prepared by Eeles Trelease Pty Ltd Architects, Tony Moody, Consultant Planner and Hill Thalys Architecture + Urban Planning Pty Ltd on behalf of Fivex Pty Ltd as contained in Annexure 1 of the report to the Urban Planning Committee meeting of 27 July 2015 is not supported. In summary the request:

- seeks height and floor space ratio controls that are inconsistent with the strategic review of controls in the Double Bay Centre being carried out by the Council.
- is inconsistent with the desired future character of the Double Bay Centre that is defined by objectives and development standards in Woollahra Local Environmental Plan 2014 and Chapter D5 Double Bay Centre of the Woollahra Development Control Plan 2015,
- would facilitate development that would have unacceptable shadowing impacts to the south side of New South Head Road,
- would result in a building envelope which is inconsistent with building separation distances for 5 to 8 storey apartments identified in the Apartment Design Guide which supports *State Environmental Planning Policy 65 – Design Quality of Residential Apartment Development*.

**1. Summary**

In June 2015 a request for a planning proposal (hereafter called the planning proposal) was submitted to Council by Eeles Trelease Pty Ltd Architects in association with Tony Moody, Consultant Planner and Hill Thalys Architecture + Urban Planning Pty Ltd on behalf of the owner Fivex Pty Ltd (**Annexure 1**). The planning proposal would facilitate a seven storey mixed use development at 374 and 376-382 New South Head Road, Double Bay (the site) which comprises Lot B in DP 162458 and Lot 11 in DP 608859.

The planning proposal is to amend the height and floor space ratio (FSR) controls applying to the site under Woollahra Local Environmental Plan 2014 (Woollahra LEP 2014) by:

- Increasing the maximum FSR from 2.5:1 to 5:1 on 374 New South Head Road
- Increasing the maximum FSR from 3:1 to 5:1 on 376-382 New South Head Road
- Increasing the maximum building height from 14.7m (4 storeys) to 26m (7 storeys)

In summary, we do not support the amendment to the planning controls as the planning proposal:

- seeks height and floor space ratio controls that are inconsistent with the strategic review of controls in the Double Bay Centre being carried out by the Council.
- is inconsistent with the desired future character of the Double Bay Centre that is defined by objectives and development standards in Woollahra Local Environmental Plan 2014 and Chapter D5 Double Bay Centre of the Woollahra Development Control Plan 2015,

- would facilitate development that would have unacceptable shadowing impacts to the south side of New South Head Road,
- results in a building envelope which is inconsistent with building separation distances for 5 to 8 storey apartment development identified in the Apartment Design Guide (Department of Planning and Environment 2015) which supports *State Environmental Planning Policy 65 – Apartment Design Quality* (SEPP 65)

## 2. The site

The site is located in Double Bay at the western corner of New South Head Road and Knox Street. The site is approximately 650m from the Edgecliff Bus and Rail Interchange which is located in the Edgecliff Commercial Core and adjacent to the Edgecliff Commercial Corridor as shown below in Figure 1: *Local area map*. An aerial of the site is shown in Figure 2. It comprises two properties at 374 and 376-382 New South Head Road with a total area of 669.8m<sup>2</sup>.



Figure 1: Local area map (refer to Figure 2 for site details)





Figure 2: Aerial photo of the site

#### Existing local environmental plan development standards

The height and floor space ratio controls that currently apply to the site are identified in the table below.

	FSR	Height
<b>Woollahra LEP 2014</b>	374 New South Head Road - 2.5:1 376- 382 New South Head Road - 2.5:1 with 3:1 under clause 4.4A <i>Exceptions to floor space ratio (Area 1—Double Bay)</i>	14.7 (4 storeys)

*Clause 4.4A*

Generally land in the Double Bay Commercial Centre has an FSR of 2.5:1. However, clause 4.4A *Exceptions to floor space ratio (Area 1—Double Bay)* allows an FSR of 3:1 on 17 corner sites, including 376-382 New South Head Road. The 3:1 FSR is permitted if:

*the consent authority is satisfied that the development will be compatible with the desired future character of the zone in terms of building bulk and scale.*

Although these corner sites may be granted additional FSR, no additional building height is permitted.

**Existing built form**

Commercial buildings currently occupy both properties which have no off-street parking. No. 374 New South Head Road is the eastern half of a pair of one storey Inter-War shops. The building, shown below in Figure 3, is approximately 7m high with an FSR of approximately 0.74:1. The property has frontages to New South Head Road and Goldman Lane and is currently occupied by the pizzeria "Crust". An electricity substation is located on the property at the Goldman Lane frontage.

Nos. 376-382 New South Head Road contain a four storey retail and commercial building which is bounded on three sides by Knox Street, New South Head Road and Goldman Lane. The building, shown in Figures 3 to 6 below, has a maximum height of 15.3m and an FSR of 3.12:1. Each frontage is activated at the ground floor by shops or a business use. An office and a health services facility operate on the floors above, with the fourth floor currently vacant. There is a roof terrace that houses mechanical plant and equipment as well as lift access.



Figure 3: View of the site from New South Head Road looking north





Figure 4: View of the site from New South Head Road looking north west.



Photos of existing context. Figure 5 (Left image): View from New South Head Road looking north east, Figure 6 (right image): View from Knox Street looking south east.

### 3. Existing consent for 376-382 New South Head Road

On 7 July 2014 Council approved alterations and additions to the existing building on 376-382 New South Head Road under DA 568/2013. The consent is for a change of use of level 4 from commercial to residential and an additional fifth level for residential use. Thirteen dwellings would be provided in the form of studio/1 bedroom dwellings.

The approved building has a maximum height of 19.4m and an FSR of 4.42:1. The development exceeds the current Woollahra LEP 2014 height control by 4.7m and maximum floor space ratio control by 1.42:1. The consent does not apply to 374 New South Head Road which forms part of the planning proposal site.

A comparison of the existing Woollahra LEP 2014 controls, the approved DA and the proponent's suggested controls for the site is provided in a table in section 4.1 below.

#### 4. The proponent's planning proposal

In summary, the objective of the planning proposal is to increase the height and FSR controls applying to the site. The changes would allow an additional two storeys of development above the five storeys approved for Nos. 376-382 New South Road and an additional three storeys above the existing maximum building height that applies to both No.374 and Nos 376-382 New South Head Road. The existing B2 Local Centre zoning would remain unchanged.

To support the planning proposal the proponents submission included:

- A concept for a 7 storey mixed use building with four levels of commercial development and three levels of residential apartments
- Photomontages of the concept
- Shadow modelling of the concept
- Comment on views from the immediate surroundings
- An urban design opinion from Philip Thalys Architecture + Urban Projects Pty Ltd
- A planner's report prepared by Tony Moody, Consultant Planner

##### 4.1 Proposed controls

A summary of the height and floor space ratios permitted under Woollahra LEP 2014, approved under DA568/2013 and proposed for the site are shown in the table below:

	FSR	Height
<b>Woollahra LEP 2014</b>	2.5:1 on 374 New South Head Road 2.5:1 with 3:1 under clause 4.4A on 376- 382 New South Head Road	14.7 (4 storeys)
<b>Approved DA (568/2013)</b>	4.42:1 (47% increase)	19.4m (5 storeys) (32% increase)
<b>Planning proposal</b>	5:1 over the site under clause 4.4A <b>100% increase</b> on 2.5:1 control and <b>66% increase</b> 3:1 control	26m (7 storeys) <b>77% increase</b>
Note: All percentage increases are from the existing Woollahra LEP 2014 controls.		

Compared to the existing Woollahra LEP 2014 controls, the proponent seeks an increase of:

- 11.3m to maximum building height and
- 2.5:1 over 374 New South Head Road and 2:1 in FSR over 376-382 New South Head Road.

##### 4.2 Proponent's concept

The proponent's documentation included a concept for the site under the proposed controls. The building shown is a seven storey mixed use development comprising four levels of commercial development from the ground floor to level 4 and three levels of residential development on levels 5 to 7. No parking is proposed within the development.

The floor plate of the existing building at Nos. 376-382 New South Head Road would be extended laterally to the west to include No. 374. The concept building does not have setbacks on any side.

The ground floor would remain as retail and levels 2 to 4 would be commercial. A total of fifteen residential apartments are shown over levels 5 to 7. Levels 5 and 6 each contain six studios/one bedroom apartments with balconies to all street frontages. Level 7 shows three, one bedroom dwellings set against Goldman Lane. A roof garden is shown at the corner of New South Head Road and Knox Street with a cutaway roof. The proponent's photomontage of the concept is shown below in Figure 7 and the proponent's oblique view of the concept is shown in Figure 8.



*Figure 7: Proponent's photomontage of a seven storey mixed use building constructed to a height of 26m as viewed from New South Head Road looking west.*



Figure 8: Proponent's oblique view of concept looking west

Figures 9 and 10 below show the proponent's concept in elevation at the New South Head Road frontage and Knox Street frontage. The existing building on Nos. 376-382 New South Head Road is shown in white, the alterations and additions approved under DA568/2013 are shown in green and the proponent's proposed concept is shown in blue.



Figure 9: Proponent's concept - New South Head Road elevation



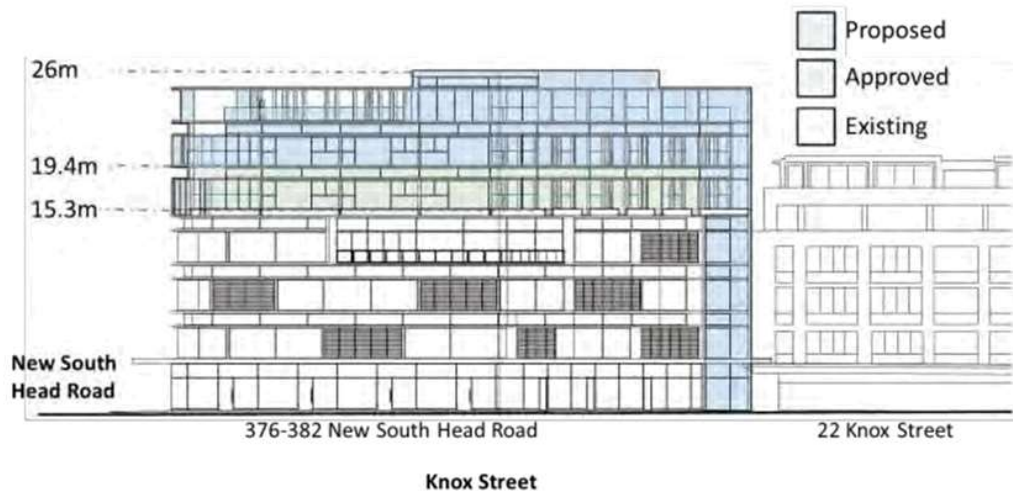


Figure 10: Proponent's concept - Knox Street elevation

## 5. Review of the planning proposal

Section 55 of the *Environmental Planning and Assessment Act 1979* (the Act) sets out what information a planning proposal is to include when submitted for a gateway determination. The Department of Planning and Environment has prepared *A guide to preparing planning proposals* (the guidelines) dated October 2012 to help proponents meet the requirements of the Act. We have reviewed the proponent's request for a planning proposal in accordance with section 55 of the Act and the guidelines. The review identified that the proposed height and FSR for the site are excessive and are not supported.

The assessment has been conducted in two parts; consideration of the strategic merit of the proposal and review of the proponent's concept and requested planning controls.

### 5.1 Strategic merit

The strategic merit of increasing the height and FSR is assessed below. The review considered the consistency of the planning proposal with:

- A Plan for Growing Sydney (Department of Planning and Environment 2014)
- the Draft East Subregional Strategy (Department of Planning 2007)
- the Double Bay Place Plan which is Council's vision for the Double Bay Centre

#### 5.1.1 A Plan for Growing Sydney and the Draft East Subregional Strategy

The planning proposal is consistent with A Plan for Growing Sydney and Draft East Subregional Strategy. The proposed planning control changes would increase the site's development potential for residential or commercial floor space in the Double Bay Centre.

The Centre provides a broad range of services and jobs and is well serviced by public transport. Increasing housing choice within and around existing centres through urban renewal is considered best planning practice for the efficient use of resources and existing infrastructure.



Whilst acknowledging that the planning proposal would meet the broad objectives and outcomes in the two State Government planning strategies in so far as facilitating additional housing and employment, it should be noted that the quality and design of development and its impact on the overall character of centres is also an important consideration. The Draft East Subregional Strategy recognises the need for improved design quality.

A Plan for Growing Sydney is a high level strategic planning document and deals with urban design and design quality in a very superficial manner. These are matters which are taken up by SEPP 65 and Council's development control plan.

### 5.1.2 Double Bay Place Plan

The Double Bay Place Plan sets out a series of strategies, priorities and actions aimed at achieving a new vision and place story for Double Bay. It introduces a placemaking approach to the management, future planning and development of Double Bay to ensure that the vision and place story are achieved.

Strategy 3.2 of the Double Bay Place Plan is to provide increased housing opportunities for people to live in Double Bay. Action 3.2.1 is to create a more diverse housing mix in Double Bay to make housing more affordable for young people and to increase the residential population of the village. Action 3.2.1 contains four parts:

1. Commissioning an economic study to examine the opportunities for an additional residential population accommodated in Double Bay in smaller apartments with car share
2. Reporting the outcome of that study to Council
3. Amendment of Council's planning controls in the Woollahra LEP 2014 and Woollahra Development Control Plan 2015 as required to encourage new moderate scale housing
4. Working with and providing assistance to landowners to implement the revised planning controls

Stages one and two of this action are complete. The Double Bay Economic Feasibility Study prepared by Hill PDA was reported to the Urban Planning Committee meeting of 7 September 2015. On 28 September 2015 Council resolved to receive and note the report, conduct a review of planning controls in the Double Bay Centre and prepare a community engagement strategy. The review will be based on the recommendations and policy options presented to the Urban Planning Committee by Hill PDA Consulting on 7 September 2015.

The key recommendation from Hill PDA Consulting is to review Council's existing planning controls in the Double Bay Centre to facilitate redevelopment. This review should have particular regard to FSR. On the basis of economic feasibility only, the study identified that most sites in the Centre require an FSR of at least 2.8:1 and generally more than 3:1 for viable development to occur. Hill PDA recommend that Council considers a review of the planning controls to permit an FSR of between 3:1 and 3.5:1<sup>1</sup>. The appropriate FSR, within this range, would be dependent on urban design testing and other environmental considerations.

Council's planning and urban design staff will now carry out a fine-grain urban design review of the built form implications of permitting an FSR of between 3:1 and 3.5:1.

<sup>1</sup> Page 71 of the Double Bay Economic Feasibility Study 2015

*Proponent's comments*

The proponent's consultant, MD Planning, states that the Hill PDA study "in effect, recommends increased development yield for properties within the Double Bay Town Centre to encourage increased growth". MD Planning also notes that the Urban Planning Committee recommended that a further report be prepared based on the policy options identified in the Hill PDA study. MD Planning suggests that both Hill PDA and the Urban Planning Committee support increased development yields in the Double Bay Centre to encourage growth. MD Planning also states that the additional housing that could be provided under the proposed planning controls is a desirable outcome that would add to the vitality and economic impetus of the Centre.

*Staff response*

Whilst the proponent's request would increase the development potential of the site, amending the height and FSR as suggested is not supported as:

- the proponent's request for an FSR of 5:1 is 1.5:1 greater than the maximum FSR identified by Hill PDA to facilitate viable redevelopment
- a seven storey height limit would not be required to accommodate a 3.5:1 FSR which is the maximum FSR identified in the Hill PDA report.

To complete Stage 3 of Action 3.2.1 of the Double Bay Place Plan, Council will be carrying out a review of the planning controls for the Centre over the coming months. That review should not be driven by ad-hoc requests to amend planning controls on individual sites. Rather, future planning control changes for the subject site should have regard to the broader strategy for the Double Bay Centre. In this respect the proposed planning control changes are not supported. The review will incorporate public participation with stakeholders in Double Bay which the owners of this site can take part in.

The existing consent under DA568/2013 would provide an additional 13 dwellings on Nos. 376-382 New South Head Road at an FSR of 4.42:1. The proponent's concept submitted with the planning proposal yields just three additional units despite:

- proposing an FSR of 5:1
- extending the site laterally to include No. 374 New South Head Road
- increasing maximum building height to 26m which would allow three additional storeys

Only an extra three dwellings are provided under the concept submitted with the planning proposal as level 4 of the existing building would not be converted to residential use. Whilst increasing residential density is desirable, the three additional units would have a negligible impact on the vitality and economic impetus of the Centre.

**5.1.3 Approval history in the Double Bay Centre**

*Proponent's comments*

The proponent's consultant, MD Planning, states that over recent years Council has approved development that exceeded the height and FSR controls for the Centre. The approvals for the Cosmopolitan Centre at 2-22 Knox Street and Kiaora Lands were specifically identified as two examples.

*Staff response*

The approval for the Cosmopolitan Centre was for alterations and additions to an existing six storey building. The maximum height of the building remained at 20.7m.

The approval for the Kiaora Lands development was for a new building which had a maximum building height of 19.9m. The non-compliance was for the plant equipment which was setback from New South Head Road and did not contribute to building bulk. The maximum height of the building at the New South Head Road frontage is 16.8m which complies with the current 18.1m Woollahra LEP 2014 control. The approved building also delivers a public benefit by providing a new public library.

These heights were assessed and considered to be suitable on individual merit. Neither development application exceeded the maximum building height control by the 77% margin requested by the proponent.

## **5.2 Review of proponent's concept and requested planning controls**

The review of the proponent's concept considered the following matters:

- SEPP 65 and its supporting document the Apartment Design Guide,
- the objectives of Woollahra LEP 2014 and
- relevant controls in Chapter D5 Double Bay Centre of the Woollahra Development Control Plan 2015 (Woollahra DCP 2015).

The review identified a range of issues that have been addressed below in order of significance. Specifically:

- Consistency with the desired future character of the centre
- The need for additional height and FSR on corner sites
- Shadowing impacts
- Privacy impacts

The review concludes that based on the proponent's concept plans and shadow diagrams the proposed planning control changes are not appropriate in this location.

### **5.2.1 Consistency with desired future character of the Double Bay Centre**

The desired future character of the Double Bay Centre is defined by a number of components of the Woollahra LEP 2014 and Chapter D5 Double Bay Centre of the Woollahra DCP 2015. The Woollahra LEP 2014 contains objectives and development standards and Woollahra DCP 2015 contains objectives, strategies, character statements and control drawings.

A building envelope for this site is defined using the maximum building height in Woollahra LEP 2014 and the setbacks in Chapter D5 Double Bay Centre of the Woollahra DCP 2015.

Relevant objectives of Woollahra LEP 2014 are objective (a) of clause 4.3 *Height of Buildings*:

(a) *to establish building heights that are consistent with the desired future character of the neighbourhood,*

and objective (b) of clause 4.4 *Floor space ratio* for development in the B2 zone:

(b) *for buildings in Zone B1 Neighbourhood Centre, Zone B2 Local Centre, and Zone B4 Mixed Use—to ensure that buildings are compatible with the desired future character of the area in terms of bulk and scale.*

In Chapter D5 Double Bay Centre, section D5.4 Street Character describes the desired future character of each street in the Double Bay Centre. This site is bounded by three streets, each of which have their own character statements:

- D5.4.3 New South Head Road
- D5.4.6 Knox Street
- D5.4.12 Goldman Lane

These statements identify that the desired future character of the site is a maximum of four storeys. Figure 11 is an extract from Council's 3D block model of the Double Bay Centre. The model illustrates the building envelope for the north and south side of New South Head Road and the proponent's suggested maximum building height for the site. The envelope is based on the maximum building heights in Woollahra LEP 2014 and the setback controls in Chapter D5 Double Bay Centre.

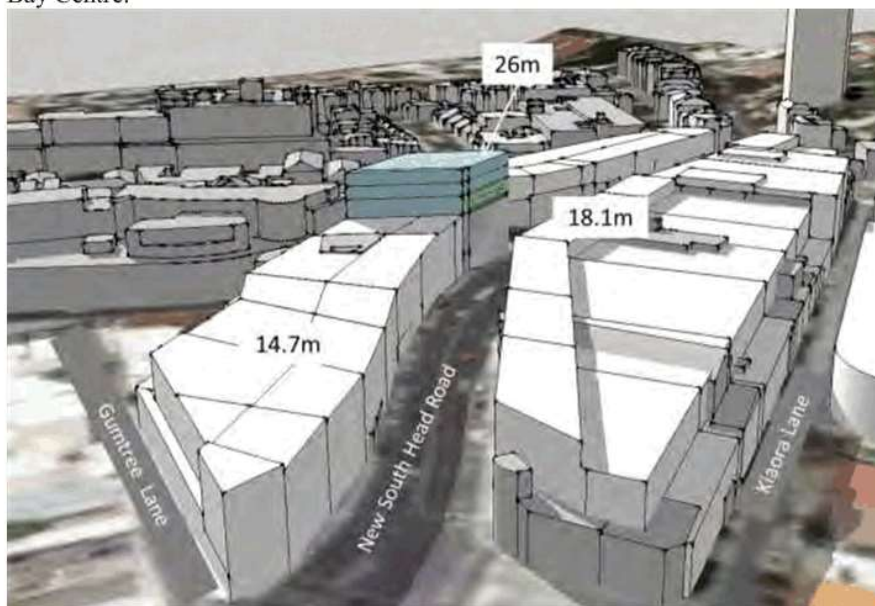


Figure 11: Council's 3D model of existing building envelopes on the north and south side of New South Head Road and the proponent's proposed building envelope.

*Proponent's comments*

The proponent's documentation states that the 26m height (7 storeys) would balance the future proportions of New South Head Road and Knox Street and is 'eminently reasonable'. The documentation refers to the planning principle *compatibility in the urban environment* which is outlined in the Land and Environment Court appeal *Project Venture Developments v Pittwater Council [2005] NSWLEC 191*.

Under this planning principle, two questions are posed to determine compatibility:

1. Are the physical impacts on the surrounding development acceptable?

The proponent states that there will not be unreasonable impacts on adjoining properties and includes comment on overshadowing and privacy.

2. Is the concept's appearance in harmony with the buildings around it and the street?  
The proponent states that:
- significant weight must be put on the future built form permitted under Council's planning controls, and that many adjoining buildings are underdeveloped,
  - the appearance of the foreshadowed development will be consistent with the existing building on 376-382 New South Head Road,
  - that corner sites require strong corner buildings above the prevailing planning controls,
  - that a seven storey building reflects the unique characteristics of this site.

*Staff response*

Planning principle: compatibility in the urban environment

1. Are the physical impacts on the surrounding development acceptable?

The physical impacts of the proponent's concept are addressed in detail in sections 5.2.3 and 5.2.4 of this report.

2. Is the concept's appearance in harmony with the buildings around it and the street?

The model in Figure 11 above shows that the requested 26m (7 storeys) height limit is inconsistent with the desired future character of the location. The model shows the maximum future built form on the north and south side of New South Head Road under Council's planning controls and what is requested for the subject site.

The requested height is an increase of 77% on the current controls that apply to the site and northern side of New South Head Road. The requested control would allow a building which is two storeys and 43% higher than the 18.1m (5 storeys) applying to the south side of New South Head Road. More broadly, the 3D model demonstrates that the requested height is inconsistent with the maximum building height of 18.1m (5 storeys) permitted in the Double Bay Centre. In this context, it cannot be concluded that the proponent's requested controls will result in a built form that is compatible with the Double Bay Centre.

The appearance of the proponent's concept is of similar design to the existing façade of the building at Nos. 376-382 New South Head Road. However, the requested height control is not in harmony with the buildings surrounding it as outlined above.

The need for a building which is 'above the planning controls' because the site is a corner site is assessed in detail below in section 5.2.2 of this report. In summary, the existing building on Nos. 376-382 New South Head Road exceeds the current maximum height and FSR controls, as does the consent for DA568/2013. The existing and approved building more than adequately enhance the corner presence and no further increase to height and FSR controls are necessary on this basis.

The site's characteristics include:

- being located at the corner of two important streets in the Double Bay Centre,
- having three frontages and
- being highly visible from Knox and New South Head Road.



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This site is not the only site in the Centre with similar characteristics. There are nine other sites with similar characteristics along New South Head Road which are nominated for bonus FSR under Woollahra LEP 2014. No additional height and floor space ratio is required on this basis.

The requested FSR of 5:1 is an increase of more than 66% on the maximum FSR for this site and Double Bay generally. Such an increase is incompatible with the desired future character of the site and Double Bay Centre. It is also 1.5:1 greater than the maximum FSR identified by Hill PDA to facilitate viable redevelopment.

After comparing the requested controls to the maximum built form in this part of Double Bay it is evident that the building envelope created would be incompatible with the urban environment and the desired future character of the Centre. Further comment on the desired future character of the centre and objectives of Woollahra LEP 2014 is provided below.

Controls in Chapter D5 Double Bay Centre which define the desired future character  
Chapter D5 of Woollahra DCP 2015 contains objectives, strategies and controls that help define the desired future character of the Double Bay Centre. Comment is provided on the relevant sections of Chapter D5 in the table below.

DCP Section	Comment on consistency
Objectives of Chapter D5	
<p><i>O7 To ensure that new development is compatible with the existing built form, and streetscape and village character.</i></p> <p>Note: Objectives 1 to 5 are not relevant and the requested controls are not inconsistent with objectives 6, 8 and 9.</p>	<p>The planning proposal is inconsistent with objective 7 as the requested maximum building height is:</p> <ul style="list-style-type: none"> <li>incompatible with the existing built form and streetscape of the block the site is located in and the north side of New South Head Road.</li> <li>inconsistent with the desired future character of the site which is four storeys and the Double Bay Centre which is a maximum of five storeys.</li> </ul>
Strategies for the Double Bay Centre	
<p><i>Improve Double Bay's built form to provide appropriate definition to the public domain</i></p>	<p>The planning proposal is inconsistent with this strategy for the reasons outlined below.</p>
<p>a) Provide direction and certainty of outcome in relation to built form to ensure:</p> <ul style="list-style-type: none"> <li>a coherent street scale;</li> <li>compatibility with existing urban fabric;</li> <li>a variety of building types;</li> <li>a high level of environmental amenity.</li> </ul> <p>b) Promote high quality architectural design throughout the centre that positively contributes to the streetscape.</p>	<p>The requested maximum building height would not provide a coherent street scale on the north side of New South Head Road and would be incompatible with the existing urban fabric on the north and south side of New South Head Road. The requested height would therefore not positively contribute to the streetscape.</p>
<p>c) Ensure that new development is compatible with the existing built form, streetscape and village character.</p>	<p>The requested maximum building height is a 77% increase on the existing control and would be incompatible with the existing built form, existing streetscape and desired future character of the north and south side of New South Head Road.</p>

DCP Section	Comment on consistency
d) Establish building envelopes that define building height and building lines (at lower and upper levels) to provide coherent street definition.	The requested controls will create inconsistent maximum building heights along the north side of New South Head Road, particularly at the east and west corners of Knox Street. This change will reduce the coherency of upper levels of the street.
e) Reinforce continuous active retail frontages along street boundaries.	The planning proposal is not inconsistent with this point.
f) Reinforce the presence of corner buildings addressing the public domain, recognising their importance in the centre in terms of street vistas, urban scale and identity.	Whilst the presence of the corner of Knox Street and New South Head Road would be increased, the requested height and FSR would result in a building that is inconsistent with the scale of development envisaged for this site and the Double Bay Centre as a whole. The existing building and the building approved under DA568/2013 sufficiently reinforce the presence of this corner site.
g) Encourage view sharing and privacy.	This point is addressed below in section 5.2.4 Privacy impacts
5.6.3.1 Building envelopes	
<p>The building envelopes in Chapter D5 were established to allow development that maintains the environmental amenity of buildings and the public domain with regard to building bulk, overshadowing, access to natural light and ventilation and views. Objective O1 states:</p> <p><i>Development should contribute to the desired future character of streetscapes with appropriate and consistent building forms.</i></p>	As outlined above, the planning proposal is inconsistent with the building envelope for the north side of New South Head Road and the Double Bay Centre generally. The impacts on amenity in terms of privacy and overshadowing are addressed in sections 5.2.3 and 5.2.4 below.

Consistency with relevant Woollahra LEP 2014 objectives

The planning proposal is inconsistent with objective (a) of clause 4.3 *Height of buildings* of Woollahra LEP 2014 as the proposed controls are incompatible with the desired future character of the Double Bay Centre.

The requested 5:1 FSR is inconsistent with objective (b) of clause 4.4 *Floor space ratios* as it will result in a building with a bulk and scale that is not compatible with the desired future character of the area for the reasons outlined above.

Planning conclusions

The requested planning controls are inconsistent with the desired future character of Double Bay and relevant objectives of Woollahra LEP 2014. The building envelope created by the planning proposal would be incompatible with the maximum built form permitted on the north and south side of New South Head Road and is not supported.

### 5.2.2 The need for additional height and FSR on corner sites

Chapter D5 Double Bay Centre, clause 5.6.3.5 *Corner buildings* encourages strong corner buildings for 17 sites in the Double Bay Centre as discussed in section 2 above. Nos. 376-382 New South Head Road is one of these sites. The proponent argues that the current building at the corner of New South Head Road and Knox Street lacks presence and prominence and does not take the opportunity to enhance the corner and strengthen the position of the Double Bay Centre.

The introduction of clause 5.6.3.5 *Corner buildings* states:

*Corner buildings are highly visible and provide the opportunity for notable design solutions. Strong corner buildings can provide valuable street definition. Existing buildings within the study area that provide this definition include the buildings on the corners of Knox Street and New South Head Road, and Coopers Corner on the intersection of Bellevue Road and New South Head Road (emphasis added).*

As demonstrated by this extract and contrary to the proponent's submission, there is no need to increase the maximum height and floor space ratio on the site to enhance the street definition.

Further, the existing consent under DA568/2013 permits an additional storey of development above the existing maximum building height which will give the site prominence compared with any other building on the north side of New South Head Road.

The requested FSR control of 5:1 is 66% over the 3:1 FSR that is offered under clause 4.4A *Exceptions to floor space ratio (Area 1 – Double Bay)* in Woollahra LEP 2014. There are no characteristics of this site which warrant such an increase to FSR.

The purpose of clause 4.4A is to allow additional FSR on corner sites so that buildings can provide a continuous streetwall on each frontage. As the existing building already provides a continuous streetwall on all four levels to New South Head Road and Knox Street, additional FSR is not required to give the building prominence.

The planning proposal also seeks to increase the maximum building height on this corner site to increase prominence. Although corner sites may be permitted additional FSR, additional height is not granted to increase prominence. As the site is already identified as having a strong corner building, the site does not warrant additional height to increase its presence or prominence.

Council's Urban Designer provided advice on the planning proposal regarding the need to increase the prominence of the building on this site. The advice notes that neither Eeles Trelease nor Hill Thalys actually promote the necessity for height when producing strong corner buildings despite the proposed 11.3m increase to the maximum building height. The referral states:

*In my opinion, along streets the width and character of those in Double Bay, the height of buildings required to create a strong corner expression need not be any higher than the adjacent buildings.*

Regarding the review of heights and floor space ratios in the Centre as part of the Double Bay Place Plan, Council's Urban Design Planner states that:

*The current height limits of four and five storeys are being reviewed. The height that is determined to be appropriate for the street height will, in my opinion, also be appropriate for corners.*

The height and floor space ratio for this site can be considered in the context of the review of height and FSR controls of the entire Centre. As stated above, the owners of this site will have opportunity to participate as stakeholders in this review.

The prominence of this corner site is acknowledged and the quality and modulation of the existing building should, and indeed does, reflect its position in the Centre. However, prominence is not dependant on the building being higher than those adjoining it.

#### Planning conclusions

The existing building appropriately defines this corner as noted in Chapter B3 of the Woollahra DCP 2015. The building approved under DA 568/2013 will further increase this site's prominence. Increasing height and floor space ratio controls for this site as proposed is not required to create a strong corner building on this site.

#### **5.2.3 Shadowing**

A 14.7m height limit applies to the north side of New South Head Road, partly to provide solar access to existing buildings and the public domain on the south side of New South Head Road.

Objective (c) and (d) of clause 4.3 *Height of Buildings* of Woollahra LEP 2014 are:

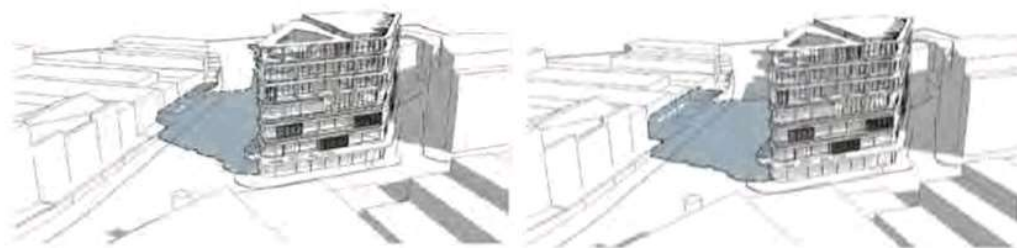
- (c) *to minimise the loss of solar access to existing buildings and open space,*
- (d) *to minimise the impacts of new development on adjoining or nearby properties from disruption of views, loss of privacy, overshadowing or visual intrusion,*

In the Woollahra Development Control Plan 2015, Chapter D5 Double Bay Centre addresses solar access in clause 5.6.6.1 *Solar access*. Objective O1 and control C1 of that clause are:

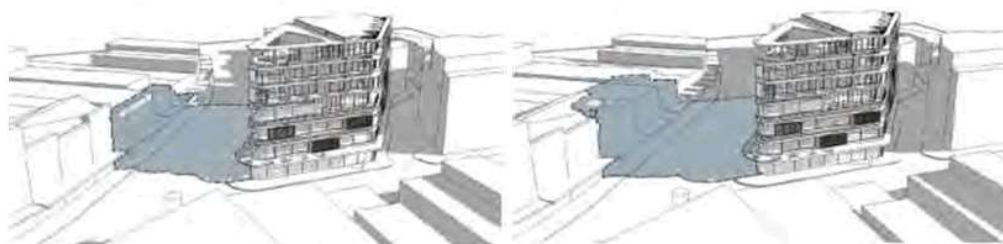
- O1 Minimise overshadowing of adjoining properties or publicly accessible spaces.*
- C1 Preserve solar access to Guilfoyle Park and the footpath on the south side of Knox Street, Cross Street, and New South Head Road between 12 noon and 2pm on 21 June.*

#### *Proponent's comments*

The proponent submitted shadow modelling of their concept for the site which is shown below in Figures 12 to 15.



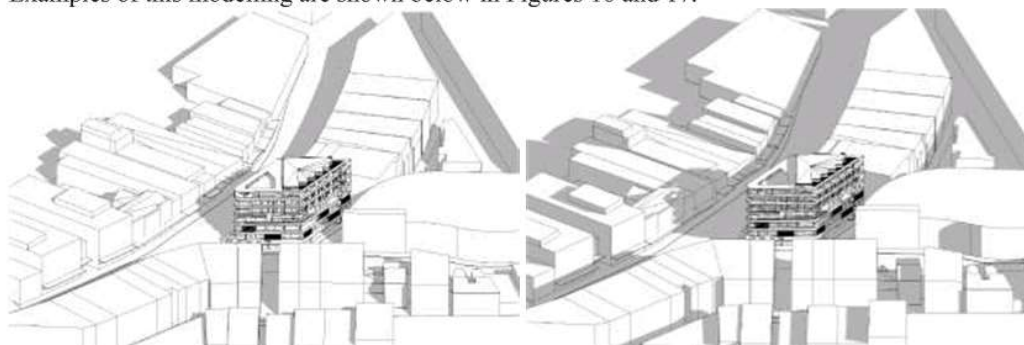
*Proponent's shadow modelling of the concept submitted with the planning proposal on 21 June - Figure 12 (left): 12:00pm and Figure 13 (right) 1:00pm*



*Proponent's shadow modelling of the concept submitted with the planning proposal on 21 June – Figure 14 (left): 2:00pm and Figure 15 (right): 3:00pm*

Further shadow diagrams were included in the proponent's planning report which compare the shadowing created by the concept for the site and the 14.7m maximum building height that applies to the north side of New South Head Road.

This modelling shows that at 3pm, buildings constructed to a height of 14.7m would completely overshadow the footpath and part of the buildings on the southern side of New South Head Road. Examples of this modelling are shown below in Figures 16 and 17.



*Proponent's shadow modelling of the concept and submitted with the planning proposal on 21 June – Figure 16 (left): 12:00pm and Figure 17 (right): 3:00pm*

#### *Staff response*

As the shadow diagrams in Figures 12 to 15 above show, the planning proposal will not preserve solar access to the south side of New South Head Road between 12 noon and 2pm on June 21. Staff have verified the proponent's shadow modelling and identified that part of the southern side of New South Head Road opposite the site will be in shadow from 10am on 21 June onwards.

Public domain solar access is seen as a critical control within the Double Bay Centre. Council staff have consistently sought compliance with clause 5.6.6.1 *Solar access* of Chapter D5 Double Bay Centre. The proponent's submission shows a 26m height limit does not:

- minimise overshadowing as required by objective O1,
- maintain solar access to the south side of New South Head Road as required by control C1.

Regarding the shadowing potentially created by the current 14.7m height control, the maximum building heights in the Double Bay Centre were increased from 13.5m to 14.7m with the introduction of Woollahra LEP 2014.



The increase allows new development in the Double Bay Centre to provide floor to ceiling heights consistent with those identified in the Apartment Design Guide. The increase encourages more liveable buildings in the Centre by allowing more light to penetrate into buildings and for better noise insulation between floors.

The shadowing created by the increase from 13.5m to 14.7m is minimal. The south side of New South Head Road is partially affected by additional shadowing after 1pm, with the majority of footpath being in shadow at 1:30pm. By contrast, the proponents concept will overshadow the southern side of the road opposite the site in the peak period of activity between 10am and 2pm.

#### Consistency with relevant Woollahra LEP 2014 objectives

A 26m height limit is inconsistent with objectives (c) and (d) of clause 4.3 *Height of Buildings* of Woollahra LEP 2014, as it:

- does not minimise the loss of solar access to existing buildings,
- does not minimise the impacts of new development on adjoining or nearby properties in terms of overshadowing, and
- will have unacceptable overshadowing impacts on the public domain on the south side of New South Head Road.

#### Planning conclusions

The planning proposal does not meet the objectives of Woollahra LEP 2014 or the overshadowing objective and control in Chapter D5. The planning proposal will result in shadowing on the opposite side of the road three hours earlier than under the 14.7m maximum building height permitted by the current controls. For these reasons the proposed maximum building height of 26m is not supported.

#### **5.2.4 Privacy impacts**

*State Environmental Planning Policy No 65—Design Quality of Residential Apartment Development* (SEPP 65) seeks to improve the design quality of residential apartment development in New South Wales. SEPP 65 is supported by the Apartment Design Guide which provides greater detail on how residential development proposals can meet these principles through good design and planning practice.

The Apartment Design Guide was prepared, in part, to assist planning professionals in local government with strategic planning and in the preparation of local controls. Part 2 of the Apartment Design Guide explains the application of building envelopes and primary controls including height, floor space ratio, building depth, separation and setbacks. It provides tools to support the strategic planning process when preparing planning controls.

On the issue of privacy, Part 2F *Building separation* of the Apartment Design Guide outlines minimum distances between apartments to improve amenity and provide acoustic and visual privacy. These distances vary depending on building height as outlined in the table below.

Minimum separation distances for buildings are: <i>Up to four storeys (approximately 12m):</i> <b>12m between habitable rooms/balconies</b> 9m between habitable and non-habitable rooms 6m between non-habitable rooms
<i>Five to eight storeys (approximately 25m):</i> <b>18m between habitable rooms/balconies</b> 12m between habitable and non-habitable rooms 9m between non-habitable rooms
<i>Nine storeys and above (over 25m):</i> 24m between habitable rooms/balconies 18m between habitable and non-habitable rooms 12m between non-habitable rooms

*Woollahra LEP 2014 objectives*

Clause 4.3 *Height of Buildings* of Woollahra LEP 2014 includes one objective regarding privacy:

- (d) *to minimise the impacts of new development on adjoining or nearby properties from disruption of views, loss of privacy, overshadowing or visual intrusion,*

*Proponent's comments*

The proponent states that:

- the issue of SEPP 65 would be the subject of a further assessment under a future DA,
- there is an intervening laneway which provides spatial separation between the site and the Cosmopolitan Centre at 2-22 Knox Street, and
- the issue of privacy can be resolved with 'appropriate privacy measures'.

*Council response*

It is relevant to consider the Apartment Design Guide during the assessment of the planning proposal as apartments may be provided in new development on this site. Building separation is a relevant consideration as the planning proposal would increase the maximum building height for the site from 14.7m (4 storeys) to 26m (7 storeys).

The Apartment Design Guide identifies that in five to eight storey apartment buildings, consideration should be given to a minimum separation distance of 18m between habitable rooms/balconies.

The Cosmopolitan Centre is located to the north west of the site. The upper levels of the Centre are residential dwellings with windows facing towards the site. The dwellings are between 10.5m and 14.5m from the western boundary of the site on Goldman Lane.

The proponent's concept includes apartments on levels 5 to 7. The proponent suggests that obscure privacy screens would be used between main living rooms and bedrooms on the western boundary. The apartments on level 5 and 6 are shown with balconies on Goldman Lane.

Figure 18 below shows the concept with balconies within 10.5m of the Cosmopolitan Centre and windows from primary living areas within 12m of the Cosmopolitan Centre. The separation distances are well below the 18m building separation identified in the Apartment Design Guide.

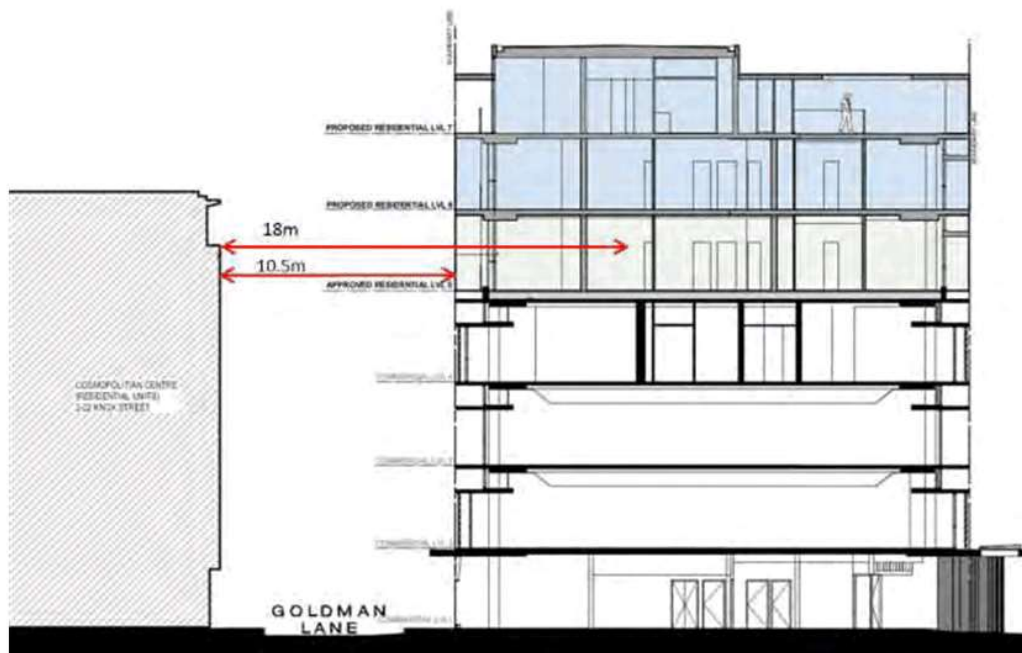


Figure 18: Section of proponent's concept and separation distances

Staff do not support the planning proposal as:

- the building envelope created by the maximum building height and existing setbacks in Chapter D5 Double Bay Centre are inconsistent with building separation distances in the Apartment Design Guide,
- the proponent's concept for the site is inconsistent with building separation distances in the Apartment Design Guide,
- no DCP amendments were suggested by the proponent to establish setbacks on levels 5 to 7 which are consistent with the Apartment Design Guide, and
- the use of privacy screens to manage acoustic and visual privacy between dwellings is an inferior alternative to building separation.

#### Consistency with relevant Woollahra LEP 2014 objectives

The planning proposal and proponent's concept do not minimise the impacts of new development on the privacy of 2-22 Knox Street by providing building separation that is consistent with the Apartment Design Guide. For this reason, the planning proposal is inconsistent with objective (d) of clause 4.3 *Height of Buildings*.

#### Planning conclusions

The building envelope created by the planning proposal does not provide adequate building separation between the site and 2-22 Knox Street Double Bay and is inconsistent with the relevant objective in clause 4.3 *Height of Buildings* in Woollahra LEP 2014.

## 6. Options

There are four options for responding to the planning proposal:

1. Prepare a planning proposal and submit it to the Department of Planning and Environment.
2. Prepare an amended version of the planning proposal and submit it to the Department of Planning and Environment.
3. Defer consideration of the planning proposal until the review of planning controls in the Double Bay Centre is complete.
4. Notify the proponent that the planning proposal is not supported.

**Option 1:** Prepare a planning proposal based on the proponent's requested planning controls and submit it to the Department of Planning and Environment requesting a gateway determination. A gateway determination would be requested under section 58(2) of the Act. The Minister, or delegate, will then issue a gateway determination specifying whether the planning proposal is to proceed and, if so, in what circumstances. The gateway determination would confirm the information and consultation required before the planning proposal can be publicly exhibited. Under section 59 of the Act, if a planning proposal is solely of local significance Council can seek the delegation of the plan-making steps. This planning proposal is considered to have local significance only. We consider that if the Council decides to proceed with the planning proposal, it should request the delegation of the plan-making steps. This delegation will be to the position of General Manager. It is sub-delegated to the position of Director, Planning and Development as provided in Council's resolution of 29 November 2012. Delegation of a planning proposal removes duplication and streamlines the plan-making process.

**Option 2:** Prepare an amended planning proposal based on the proponent's requested planning controls and submit it to the Department of Planning and Environment requesting a gateway determination. We would again request a gateway determination and seek delegation of the plan making steps.

**Option 3:** Defer consideration of the planning proposal until the review of planning controls for the Double Bay Centre is complete. The planning proposal could then be reconsidered in the context of recommendations on height and FSR for the Double Bay Centre generally.

**Option 4:** Notify the proponent that the planning proposal is not supported. This is our preferred approach.

For the reasons outlined in this report, the proponent would be notified that the planning proposal is not supported. If Council does not support the planning proposal or does not indicate its support within 90 days, the proponent can ask the Department of Planning and Environment for a pre-gateway review. Under this review mechanism, the Joint Regional Planning Panel will undertake an independent review of the planning proposal.

## 7. Planning agreement

The proponent has indicated that they would be open to negotiating a planning agreement with Council. We have not seen the terms of the proponent's offer. Should a planning agreement be submitted to Council it would be considered and reported to Council for consideration.

Notwithstanding, the merit of the planning proposal should be considered separately to the terms of the planning agreement. If a draft planning agreement was accepted by Council, it could be advertised concurrently with the planning proposal. If the Council decides not to proceed with the planning proposal, a planning agreement would not be pursued.

#### **8. Conclusion**

We conclude that the planning proposal does not have strategic merit and should not proceed. We note that:

- Future planning control changes for this site should be informed by the broader strategy for the Double Bay Centre. In this respect the requested planning control changes are excessive and are not supported.
- The requested planning control changes are inconsistent with the scope of review for the Double Bay Centre controls recommended in the Hill PDA study.
- The requested planning control changes are inconsistent with the desired future character of the Centre.
- No additional height and FSR is required to create a strong corner building on this site. The existing building together with its approved additional level adequately defines the corner.
- The requested maximum building height will create unacceptable overshadowing impacts to the public domain and buildings on the south side of New South Head Road.
- The building envelope created by the planning proposal does not provide adequate building separation between the site and the Cosmopolitan Centre.
- The planning proposal is inconsistent with the relevant objectives of Woollahra LEP 2014.

The maximum height and FSR for this site will be considered as part of the strategic review of heights and FSR in Double Bay Centre. The framework for this review was set by Council's decision of 28 September 2015. The owner of the site will be able to comment as part of any public participation during the review process.

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#### **Annexures**

1. 374 and 376 - 382 New South Head Road, Double Bay - Planning Proposal - Annexure 1 (*circulated under separate cover*)



**Revised Planning Proposal  
No. 374 and Nos. 376-382 New South Head Road,  
Double Bay**

15<sup>th</sup> MAY, 2015 - AMENDED 1<sup>st</sup> MARCH, 2016  
- AMENDED 29<sup>th</sup> MARCH, 2016

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374-376-382 New South Head Road, Double Bay

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job ref: 0412

**Eeles Trelease** pty ltd

1.0 INTRODUCTION

1.1 INTRODUCTION

This report dated 1<sup>st</sup> March 2016 is a revision of the Planning Proposal for 7 levels dated May 2015. The Applicant has decided to proceed with a 6 Level Revised Planning Proposal. Eeles Trelease does not reside from it's support of the 7 Level Proposal, but acknowledges that the Revised Planning Proposal for 6 Levels is in response to a concern by the Officers of Woollahra Council.

This report has been prepared on behalf of the owner of No. 374 and Nos. 376-382 New South Head Road, Double Bay (subject sites), Fvex Pty Ltd, for consideration by Woollahra Council for a Revised Planning Proposal to amend the Woollahra Local Environment Plan 2014 (WLEP).

This report has been prepared by Eeles Trelease Pty Ltd Architects and Tony Moody, Consultant Planner with expert opinion by Philip Thalis of Hill Thalis Architecture + Urban Planning. Refer to Appendix B for Curriculum Vitae.

The Revised Planning Proposal seeks amendment of the WLEP in terms of Height and FSR over the subject sites.

This report supports a Revised Planning Proposal for the subject site as reflected in the concept plans attached to this report.

The report examines the impacts future development of the combined sites, No. 374 and Nos. 376-382 New South Head Road, Double Bay (subject sites), will have on the Double Bay Commercial Centre in terms of:

- Streetscape
- Social
- View Loas
- Overshadowing

A range of documents have been considered in the preparation of this revised report including, but not limited to, the following:

- Woollahra Local Environment Plan 2014 (WLEP)
- Woollahra Development Control Plan 2015 - Double Bay Centre
- State Environmental Planning Policy 65 (SEPP65)



NO. 374 + NOS. 376-382 New South Head Road, Double Bay  
 2.0 PRECINCT STUDY

2.1 SUBJECT PRECINCT

No. 374 and Nos. 376-382 New South Head Road, Double Bay are located within the heart of the Double Bay Commercial Centre on the corner of New South Head Road and Knox Street.

The area is mixed use: commercial, retail and residential buildings on the surrounding slopes of Edgecliff and Bellevue Hill.

The Double Bay Commercial Centre is well serviced by buses along New South Head Road, Edgecliff Train Station, a 15 minute walk from the Commercial Centre and ferries from Double Bay Wharf. The Kloria Lands development (item D on Study Area Image) houses a large supermarket with extensive on site parking.

Open green space is a seven minute walk from the subject sites: Steyne Park, which has a large playing field, playground and access to the Harbour and Double Bay ferry wharf, and Guilfoyle Park on Bay Street, which provides a quiet sitting place within the Centre.

The subject precinct therefore enjoys a very high amenity.



A. 6-STORY  
 2-22 Knox Street

B. 3-STORY HERITAGE LISTED  
 GOLDEN SHEAF HOTEL

C. PART 4 / PART 5  
 STOREYS LIBRARY UNDER  
 CONSTRUCTION (IMAGE  
 WOOLLAHRA MUNICIPAL  
 COUNCIL WEBSITE)

D. KIORIA LANDS  
 DEVELOPMENT WOOLWORTH'S  
 (IMAGE WOOLLAHRA MUNICIPAL  
 COUNCIL WEBSITE)

E. VIEW LOOKING NORTH  
 EAST NEW SOUTH HEAD  
 ROAD

F. VIEW LOOKING WEST ALONG  
 NEW SOUTH HEAD ROAD

G. VIEW LOOKING EAST  
 KNOX STREET

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Eeles Trelease pty ltd

/02

NO. 374 + NOS. 376-382 New South Head Road, Double Bay  
PRECINCT STUDY

2.2 THE SUBJECT SITES

No. 374 + Nos. 376-382 New South Head Road are located on the North side of New South Head Road within the Double Bay Commercial Centre. Nos. 376-382 New South Head Road are noted within the Woollahra DCP 2015 - Double Bay Centre as highly visible and (an) opportunity for notable design solutions, (refer 5.6.3.5 Corner Buildings, Figure 27).

No. 374 New South Head Road is the eastern half of a set of single storey shops, currently occupied by the pizzeria 'Crust'. At the rear of No. 374 New South Head Road is a substation 'kiosk' accessed off Goldman Lane.

Nos. 376-382 New South Head Road contain a 4 storey retail and commercial building on the corner of Knox Street and New South Head Road wrapping around in to Goldman Lane.

The building has been awarded for architectural excellence and sustainability, RIAA NSW Commercial Award, RIAA NSW Sustainable Architecture Commendation and AFI NSW Environmental Development Award among others. The building has also been referred to by numerous Councils throughout Sydney as an excellent example of treatment of the corner position.

Nos. 376 - 382 New South Head Road enjoy an active Development Consent, 568/2013, which allows for the conversion of the current L4 commercial floor to residential and an additional floor of studio and 1 bed apartments with no on-site parking.



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/03



NO. 374 + NOS. 376-382 New South Head Road, Double Bay

3.0 COUNCIL CONTROLS

3.1 WOOLLAHRA LOCAL ENVIRONMENT PLAN 2014 (WLEP)

The WLEP has been gazetted and came into force on 23rd May 2015. Under WLEP, the following controls apply:

- Allowable FSR:
  - No. 374 New South Head Road - 2.5:1
  - Nos. 376 - 382 New South Head Road (item 4) 3:1 if the consent authority is satisfied that the development will be compatible with the desired future character of the zone in terms of building bulk and scale.
- Allowable Building Height:
  - No.374 + Nos.376-382 New South Head Road - 14.7m

The existing building currently occupying Nos.376 - 382 New South Head Road already exceeds the newly gazetted controls for Building Height and FSR.

- Height - 15.3m
- FSR - 3.12:1

The Development Consent 568/2013 granted on 7 July 2014 for Nos.376-382 New South Head Road further exceeds these controls:

- Height - 19.4m
- FSR - 3.8:1

WLEP does not acknowledge the current approved envelopes for Double Bay Commercial Centre.

3.2 WOOLLAHRA DEVELOPMENT CONTROL PLAN 2015 - DOUBLE BAY CENTRE

The Woollahra Development Control Plan 2015 - Double Bay Centre acknowledges the importance of corner sites within the Centre.

5.6.3.5 Corner buildings

Corner buildings are highly visible and provide the opportunity for notable design solutions. Strong corner buildings can provide valuable street definition.

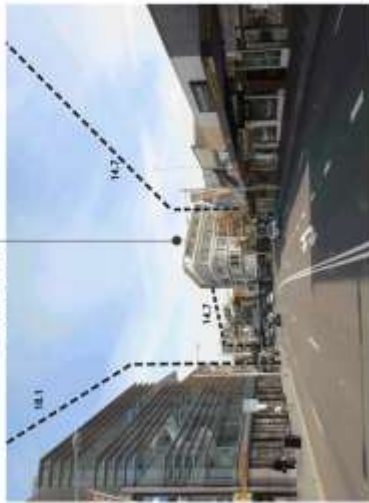
- Objective 01 - Encourage building massing and articulation that creates strong corner buildings

To achieve this desired streetscape outcome, additional height should be granted in the WLEP to the significant corner sites. There are a range of authoritative Planning and Architectural publications which stress the guideline of strong building elements on corner sites combined with the local Planning Controls.

job ref: 0412

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/04





NO. 374 + NOS. 376-382 New South Head Road, Double Bay

4.0 PLANNING PROPOSAL

4.1 THE REVISED PLANNING PROPOSAL

The Revised Planning Proposal for No. 374 and Nos. 376-382 New South Head Road recognises the accepted guidelines to strengthen built form on corner sites and establish a mixed use precinct comprising of both residential and commercial developments.

The Revised Planning Proposal seeks to add an additional storey to Nos.376-382 New South Head Road above the approved 5 storeys and extend that across to the adjoining property, No.374, New South Head Road, to create a combined 6 storey mixed use building. The ground floor across both sites would remain retail, the new L2 - L4 of No. 374 would remain commercial extending the floor plate of Nos. 376 - 382 and opening internal walls. The additional L5 and L6 is to be residential. L5 with 6 studios/1 beds with balconies along all street frontages. L6 with 5 studios/1beds with balconies and plant room. L6 would have the building bulk set against Goldman Lane and the corner of Knox Street taking advantage of northern orientation and views to Sydney Harbour. The prominent corner of New South Head Road and Knox Street would be highlighted by a roof garden on L6, with a cutaway roof allowing views through the corner to the sky.

The Revised Planning Proposal will create an iconic corner building in the heart of the Double Bay Commercial Centre.



NO. 374 + NOS. 376 - 382 NEW SOUTH HEAD ROAD  
 PHOTO MONTAGE OF PROPOSED VIEW TO THE CORNER OF NEW SOUTH HEAD ROAD



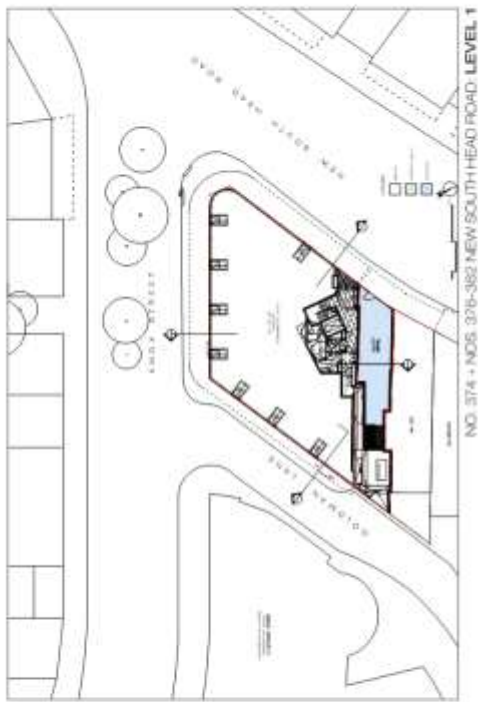
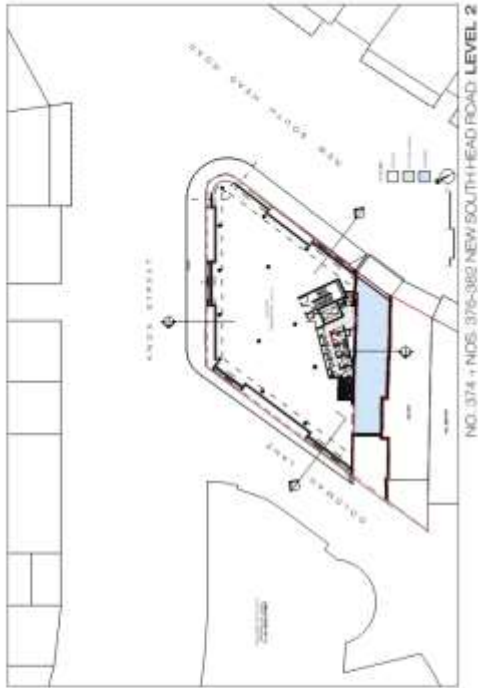
NO. 374 + NOS. 376 - 382 NEW SOUTH HEAD ROAD  
 PHOTO MONTAGE OF PROPOSED VIEW ALONG KNOX STREET

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/05

NO. 374 + NOS. 376-382 New South Head Road, Double Bay  
 PLANNING PROPOSAL PLANS: LEVEL 1 - 4

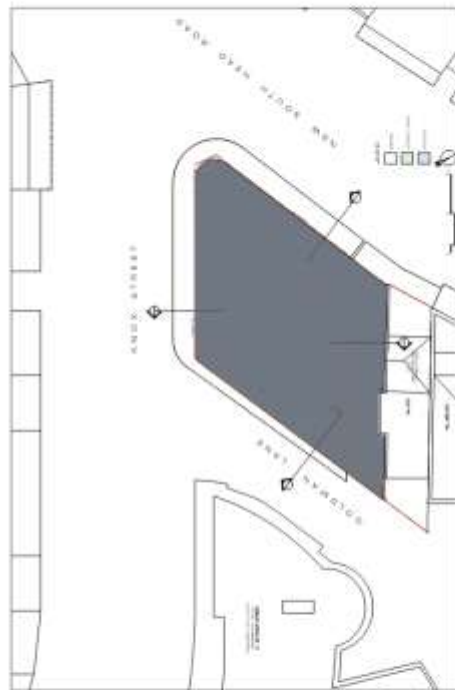
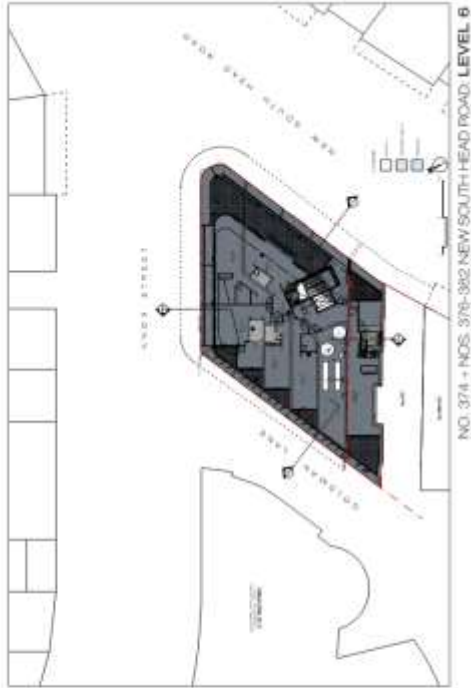


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NO. 374 + NOS. 376-382 New South Head Road, Double Bay  
 PLANNING PROPOSAL PLANS: LEVEL 5 - ROOF



LEGEND  
 EXISTING  
 APPROXIMATE  
 NEW

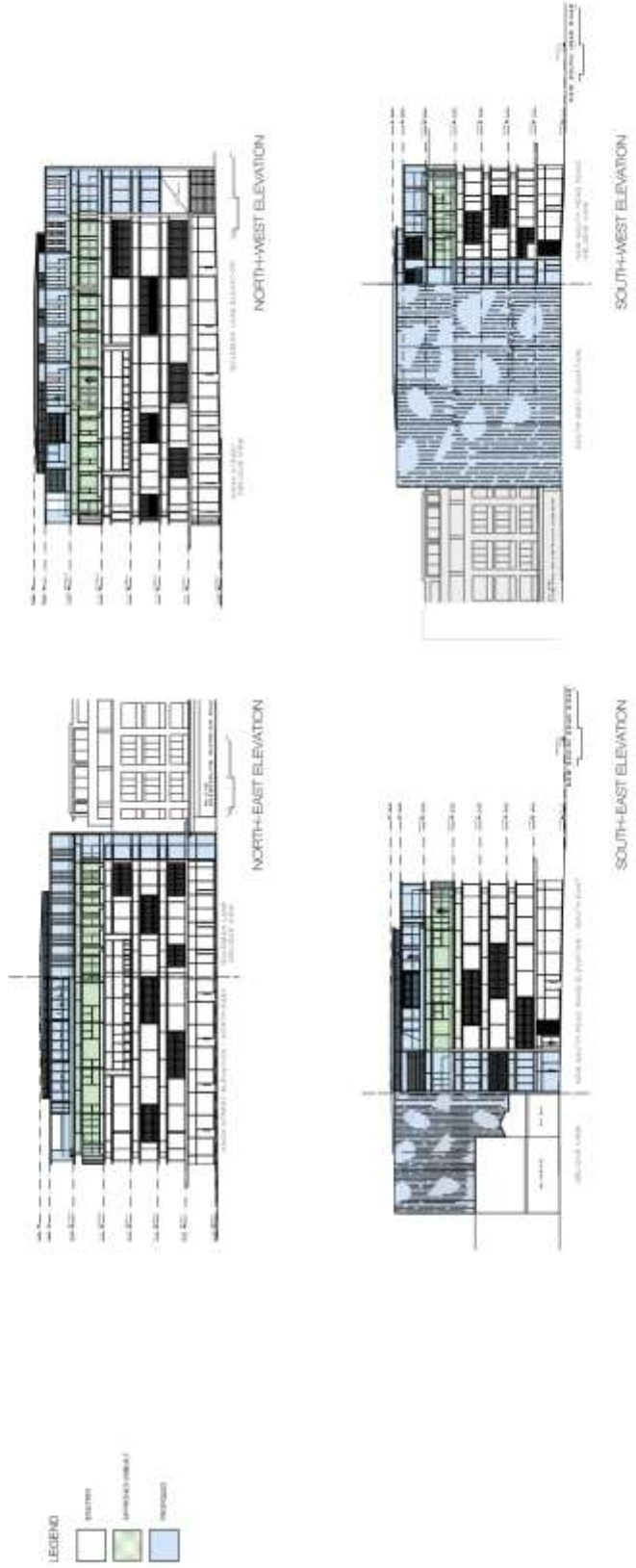
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NO. 374 + NOS. 376-382 New South Head Road, Double Bay

PLANNING PROPOSAL ELEVATIONS



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4.2 TERMS OF REVISED PLANNING PROPOSAL

The objective of the Revised Planning Proposal is to amend WLEP to grant additional Height and FSR across the subject sites. It is proposed that a site specific clause be inserted in WLEP reflecting the Height and Floor Space Ratio of the Revised Planning Proposal. By amending these controls, the Revised Planning Proposal establishes a building envelope which will reflect the significance of the subject sites and the intent of the Woollahra Development Control Plan 2015 Double Bay Centre, "(Our) vision for Double Bay is as a vibrant centre that offers a unique mix, working and shopping experience within a pedestrian friendly and attractive built environment".

The following clauses and maps are proposed to be amended: Height of Buildings and Floor Space Ratio

4.34 Exceptions to building heights (Areas A - J)

- (1) The objectives of this clause are as follows:
  - (a) to ensure new development is consistent with the desired future character of the neighbourhood
  - (b) to ensure new development is consistent with the surrounding buildings and the streetscape
  - (c) to protect views and vistas that are in the public domain.
- (2) This clause applies to land identified as "Area A", "Area B", "Area C", "Area D", "Area E", "Area F", "Area G", "Area H" and "Area J", on the Buildings Map.

(3) Despite clause 4.3, the height of a building on land to which this clause applies, in an Area indicated in Column 1 of the table to this clause, at the highest part of the land (exclusive of any access road(s)), must not exceed the height shown opposite that Area in column 2.

Column 1	Column 2
Area A	3.0 metres
Area B	4.0 metres
Area C	6.5 metres
Area D	7.5 metres
Area E	8.0 metres
Area F	10.5 metres
Area G	11 metres
Area H	14 metres
Area J	20.5 metres

refer to amended Height of Buildings Map

job ref: 0412

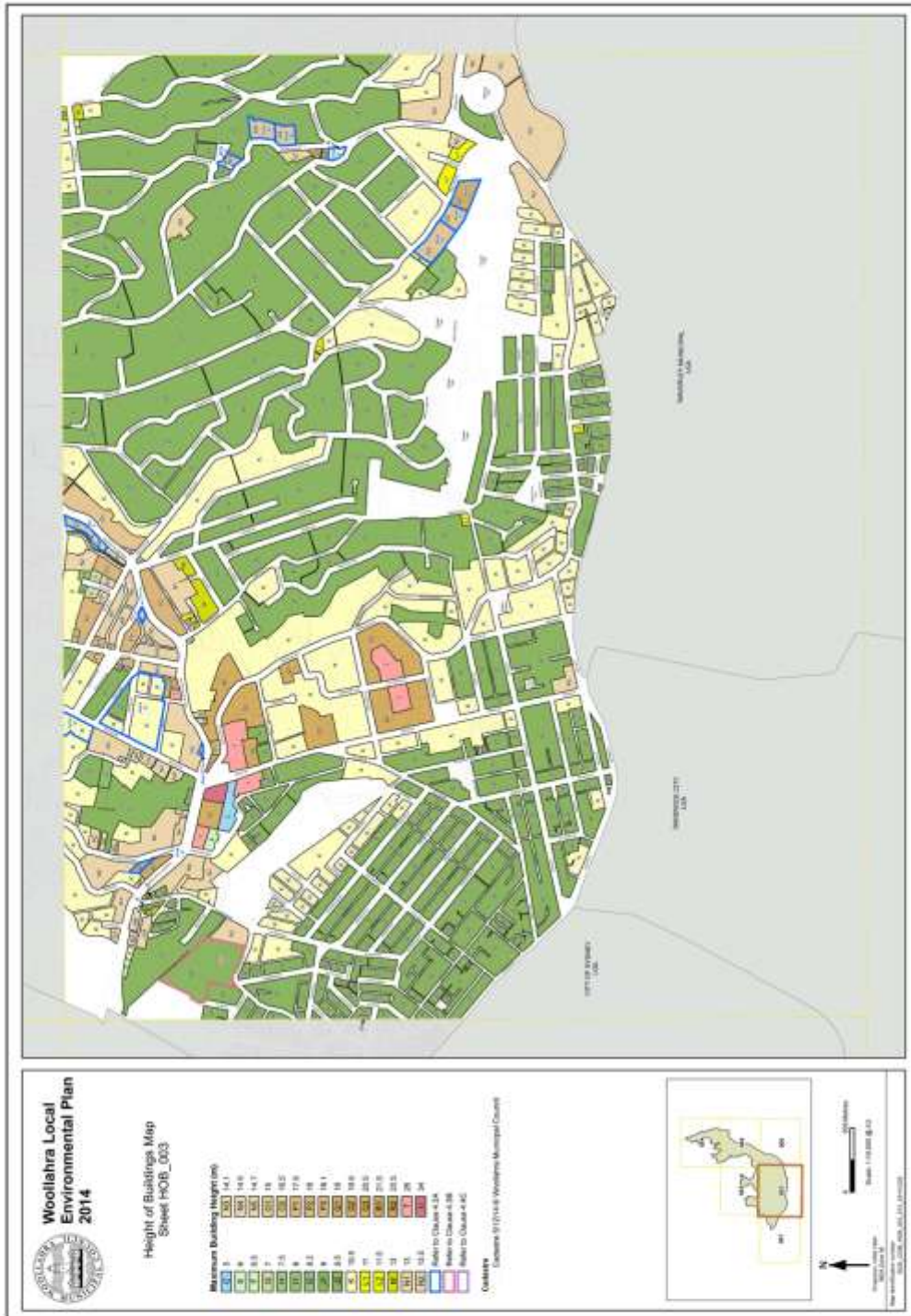
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- 4.44 Exceptions to floor space ratio (Area 1 and 1A - Double Bay)
- (1) The objective of this clause is to encourage the development of prominent corner buildings in Double Bay.
- (2) This clause applies to land identified as "Area 1 - Area 1A", on the Floor Space Ratio Map.
- (3) Despite clause 4.4, development consent may be granted to development on land to which this clause applies that results in a floor space ratio that does not exceed 3:1 (Area 1) or 4:0.7 (Area 1A) if the consent authority is satisfied that the development will be compatible with the desired future character of the zone in terms of building bulk and scale.

refer to amended Floor Space Ratio Map.



NO. 374 + NOS. 376-382 New South Head Road, Double Bay  
 AMENDED HEIGHT OF BUILDINGS MAP

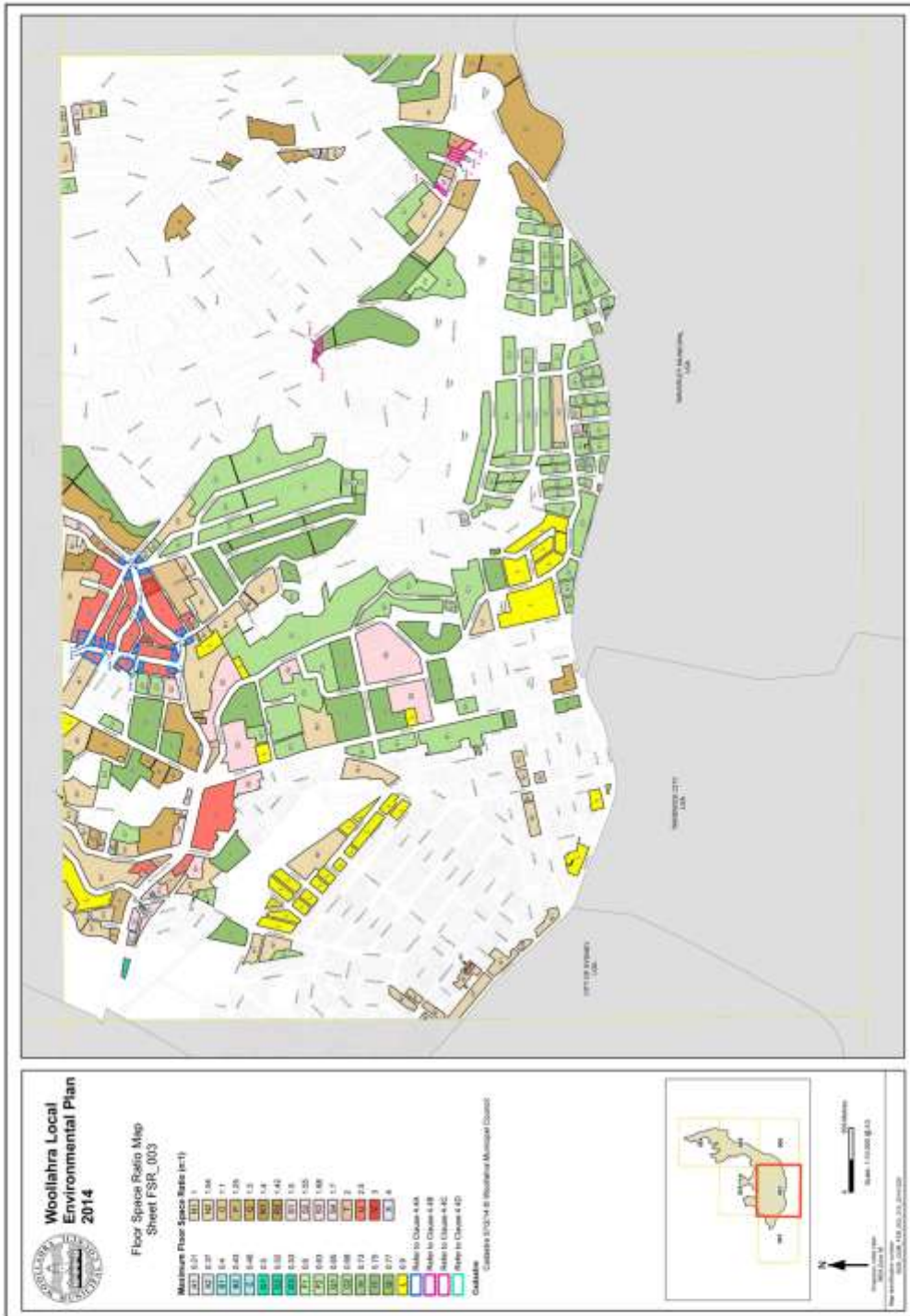


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NO. 374 + NOs. 376-382 New South Head Road, Double Bay  
 AMENDED FLOOR SPACE RATIO MAP



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NO. 374 + NOS. 376-382 New South Head Road, Double Bay

5.0 JUSTIFICATION

5.1 REVISED PLANNING PROPOSAL REQUIREMENT:

The Revised Planning Proposal is required to seek the appropriate development of these key sites with the Double Bay Commercial Centre. The Applicant discussed the possibilities of the sites with Senior Council staff and the Mayor before preparing this Planning Proposal.

This Revised Planning Proposal is supported by the:

- Proposed Development, No. 374 + Nos. 376 - 382 New South Head Road, Double Bay Urban Design Opinion Report 12 May 2015 by Urban Design Consultant, Philip Thalis, with Addendum to Urban Design Opinion of 12 May 2015, dated 19<sup>th</sup> February 2016, (Appendix A)
- The Planning Report by Consultant Town Planner, Tony Moody (under separate cover).

5.2 RELATIONSHIP TO STRATEGIC PLANNING FRAMEWORK

5.2.1 SYDNEY METROPOLITAN STRATEGY

*A Plan for Growing Sydney  
Issued by the NSW Planning and Environment*

The Revised Planning Proposal is consistent with the directions of the NSW Planning Environment Plan for land use over the next 20 years. Double Bay Commercial Centre is within a nominated 'Urban Renewal Corridor' and Woollahra Council Municipality is nominated within the 'Central' sub region.

The Urban Renewal Corridors are nominated as essential areas required to meet the demand for new housing in Sydney over the next 20 years. The locations for urban renewal are located 'in or near the public transport network' with new housing being supported by 'social infrastructure' and by providing a 'variety of housing... that suits (their) lifestyle, household size and their budget'.

Woollahra Council sits within Central subregion which is 'a desirable place to live, work and visit'. The Revised Planning Proposal supports the directions of Urban Renewal and sub regions by creating a truly mixed use development; retail, three levels of commercial space and three levels one studio and one bed apartments in the heart of Double Bay commercial centre.

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5.2.2 WOOLLAHRA 3025 - OUR COMMUNITY, OUR PLACE, OUR PLAN

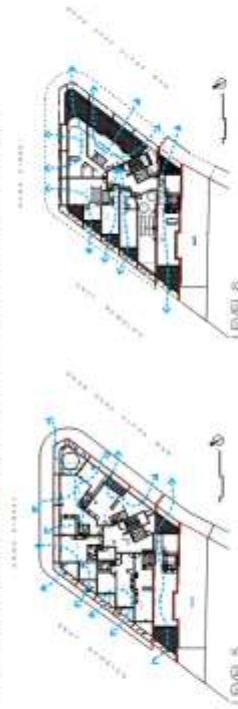
The Woollahra Council's Community Strategic Plan is the long term vision for the Municipality. The Planning Proposal is consistent with the outcomes of Goal 4 - Well Planned Neighbourhoods

4.4 Encourage diversity in housing choice to suit a changing population.

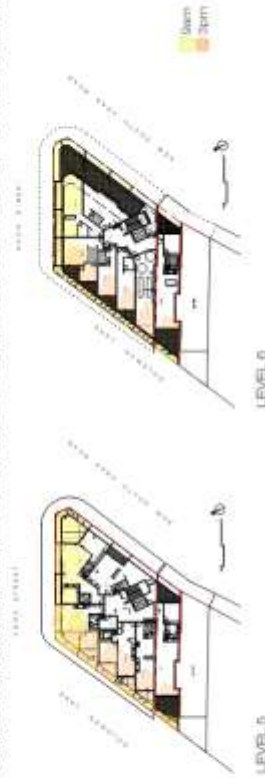
5.2.3 SEPP 65 - DESIGN QUALITY OF RESIDENTIAL FLAT DEVELOPMENT 2002

The Revised Planning Proposal will meet the requirements of SEPP 65 in terms of design quality.

SEPP 65 CROSS VENTILATION DIAGRAMS: MINIMUM 60% OF CROSS VENTILATION APARTMENTS



SEPP 65 DAYLIGHT DIAGRAM: MINIMUM 70% 2-HOURS SLAUGHT BETWEEN BAY AND PRINCIPAL LIVING ROOMS



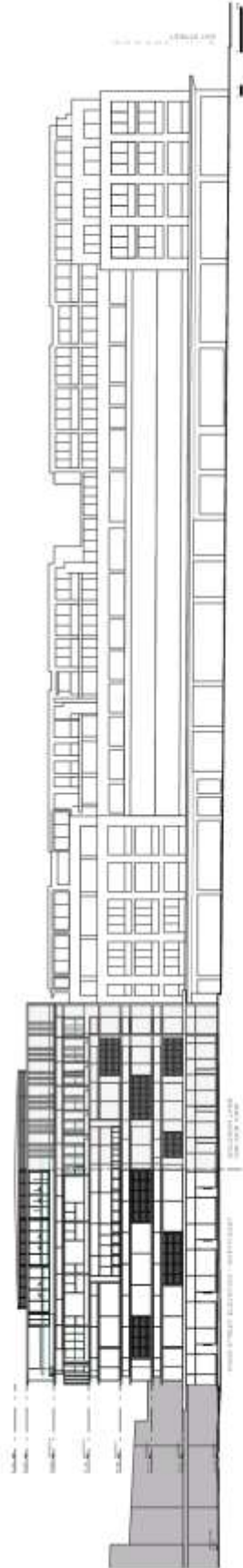
5.3 AMENITY IMPACTS

5.3.1 STREETSCAPE

The Revised Planning Proposal for the subject sites will allow an appropriate building to be built on this key corner location in the Double Bay Commercial Centre.

It should be noted that proportionally the new height proposal for the subject sites would assist the existing streetscape already established by the 2-22 Knox Street Cosmopolitan Shopping Centre, where the bulk of the building will be offset by Cosmopolitan Centre, as demonstrated in the Knox Street Elevation diagram below. The taller levels of the Revised Planning Proposal will also reflect the more significant importance of the subject sites compared to the Cosmopolitan Centre site.

The additional height sought in the Revised Planning Proposal will allow this corner site to remain a prominent feature within the Commercial Centre and into the future, as surrounding buildings are developed under the Woollahra DCP 2015 - Double Bay Centre. Refer to Appendix A for opinion of Philip Thalls.



KNOX STREET ELEVATION

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NO. 374 + NOS. 376-382 New South Head Road, Double Bay  
PRECINCT CHARACTER ANALYSIS

**5.3.2 ASSESSMENT OF EXISTING CHARACTER OF THE CENTRE**

Clause 5.3.2 (f) in Woollahra DCP 2015 - Double Bay Centre states the aim to "reinforce the presence of corner buildings addressing the public domain, recognising their importance in the centre in terms of street vistas, urban scale and identity." It is considered that the current New South Head Road and Knox Street corner condition lacks the presence and prominence to reflect the above aim. The current building sits modestly within its immediate context, and does not take the opportunity to enhance the corner and strengthen the position of the Double Bay Commercial Centre.

This is further eroded by reviewing the future streetscape adjusted by the construction of the new Double Bay Library. The corner site runs the risk of failing to provide a strong definition of the New South Head Road curvature as well as a strong corner identity.



EXISTING CHARACTER  
NEW SOUTH HEAD ROAD



EXISTING CHARACTER  
KNOX STREET

**6.3.3 ASSESSMENT OF PROPOSED IMPACT ON THE CHARACTER OF THE CENTRE**

The Revised Planning Proposal for the subject sites complements the Kiara Lands development in its siting, framing and defining the corner of New South Head Road. Strengthening the visual appeal of the Commercial Centre as a 'go-to' destination for both locals and visitors as noted on the Woollahra Council vision for the Double Bay Commercial Centre.

The development of Woollahra Council Library on New South Head Road and the volume of the Cosmopolitan Centre at 2-22 Knox Street already establish a higher built form on adjoining properties which further supports a higher built form on the subject site in recognition of this key corner site.



PROPOSED CHARACTER  
NEW SOUTH HEAD ROAD



PROPOSED CHARACTER  
KNOX STREET

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NO. 374 + NOS. 376-382 New South Head Road, Double Bay

PRECINCT CHARACTER ANALYSIS

5.3.4 FUTURE PRECINCT ANALYSIS

The Revised Planning Proposal for No. 374 and Nos. 376-382 New South Head Road has a positive impact on the future character of the Centre. The proposed scale of the Revised Planning Proposal assist in balancing the future proportions of New South Head Road and Knox Street, as determined by the 'Woollahra DCP 2015 - Double Bay Centre and WLEP Height and Setback Controls', refer to Figure 1 and Figure 2.



FIGURE 1: NEW SOUTH HEAD ROAD



FIGURE 2: KNOX STREET

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NO. 374 + NCS. 376-382 New South Head Road, Double Bay

SHADOW STUDIES WINTER SOLSTICE

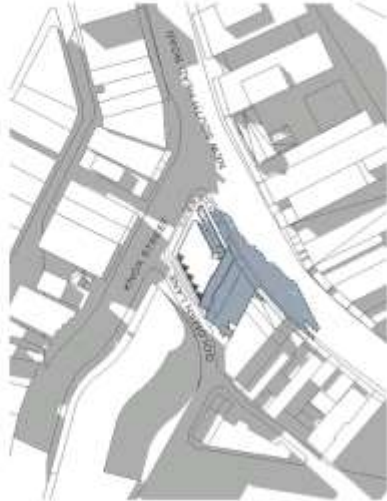
JUNE 21ST 9AM

5.9.5 OVERSHADOWING

Due to the orientation of subject sites and New South Head Road, the additional overshadowing created by proposed height and bulk primarily falls across New South Head Road.

Compared to the 5 Level approved scheme at the Equinox, there is some additional overshadowing of the southern footpath of New South Head Road after 2.30pm.

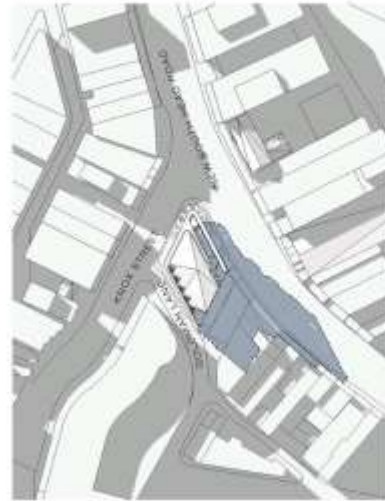
In mid Winter, the over shadowing of the south side of New South Head Road commences approximately 60mins earlier than the approved 5 storey consent. At all times, daylight access is maintained to the surrounding properties for a minimum of 2 hours between 9am and 3pm throughout the year. Refer to the Shadow Diagrams



APPROVED 5 STOREY



APPROVED 5 STOREY



PROPOSED 6 STOREY



PROPOSED 6 STOREY

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NO. 374 + NOS. 376-382 New South Head Road, Double Bay  
SHADOW STUDIES WINTER SOLSTICE

JUNE 21ST 12PM



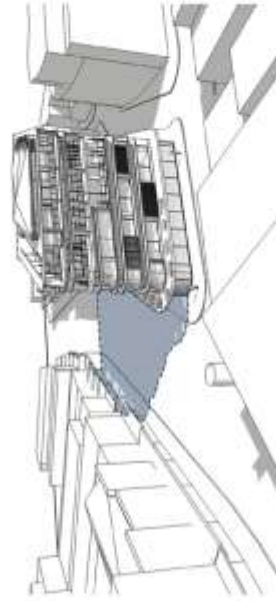
APPROVED 5 STOREY



APPROVED 5 STOREY



PROPOSED 6 STOREY



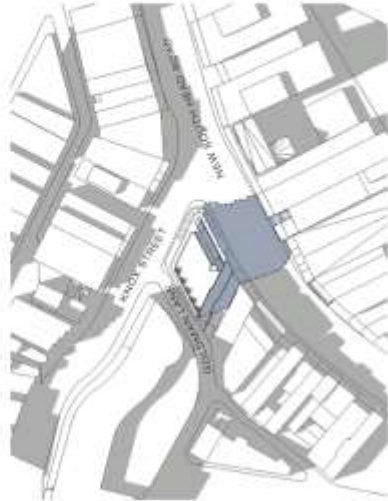
PROPOSED 6 STOREY

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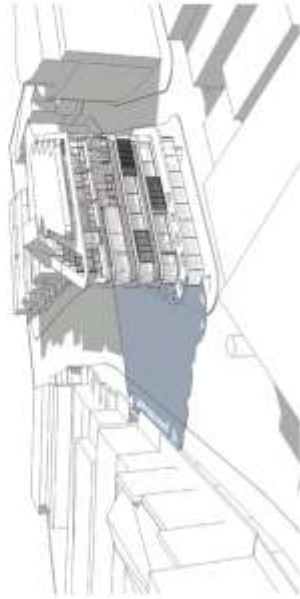
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NO. 374 + NOS. 376-382 New South Head Road, Double Bay  
SHADOW STUDIES WINTER SOLSTICE

JUNE 21ST 1PM



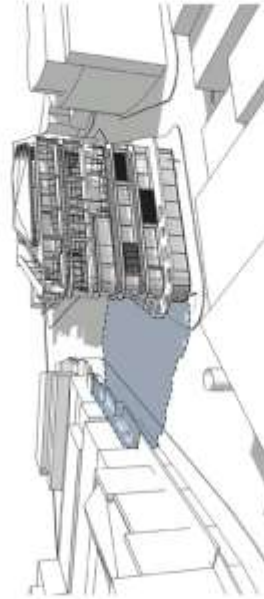
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APPROVED 5 STOREY



PROPOSED 6 STOREY



PROPOSED 6 STOREY

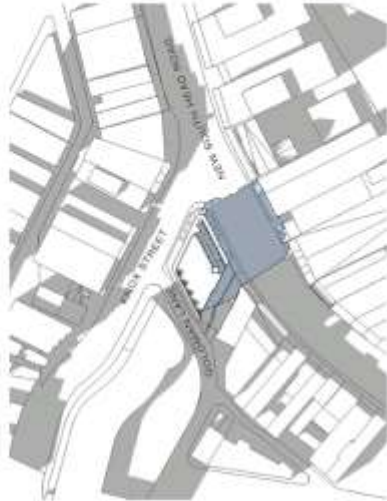
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NO. 374 + NOS. 376-382 New South Head Road, Double Bay  
SHADOW STUDIES WINTER SOLSTICE

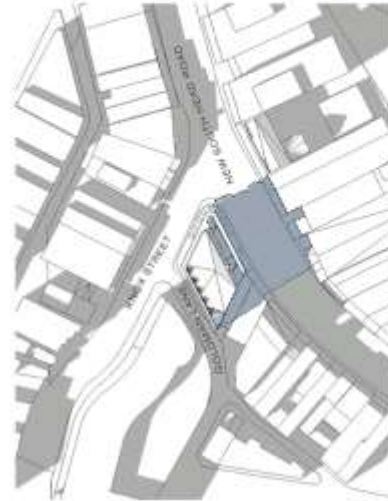
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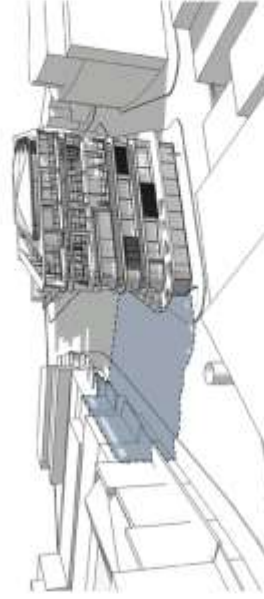
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APPROVED 5 STOREY



PROPOSED 6 STOREY



PROPOSED 6 STOREY

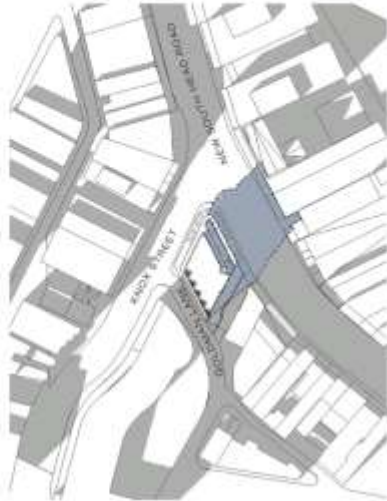
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SHADOW STUDIES WINTER SOLSTICE

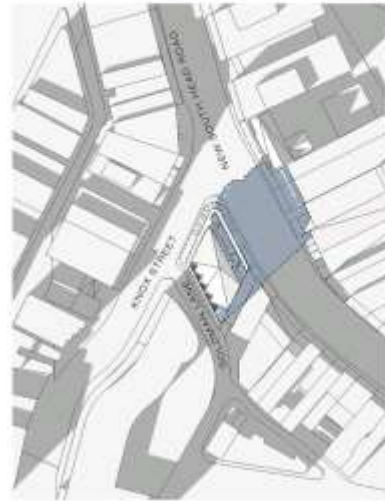
JUNE 21ST 3PM



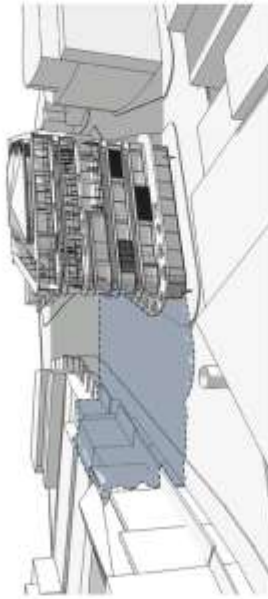
APPROVED 5 STOREY



APPROVED 5 STOREY



PROPOSED 6 STOREY



PROPOSED 6 STOREY

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NO. 374 + NCS. 376-382 New South Head Road, Double Bay

**MARCH & SEPTEMBER 22 9AM**



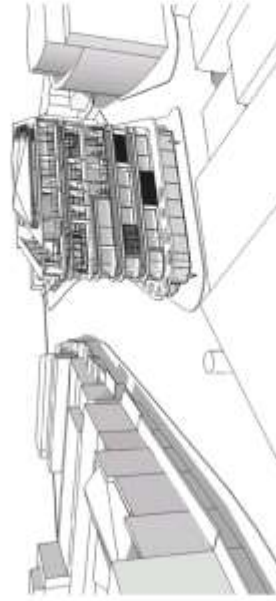
APPROVED 5 STOREY



APPROVED 5 STOREY



PROPOSED 6 STOREY



PROPOSED 6 STOREY

job ref: 0412

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NO. 374 + NCS. 376-382 New South Head Road, Double Bay  
SHADOW STUDIES EQUINOX

**MARCH & SEPTEMBER 22 12PM**



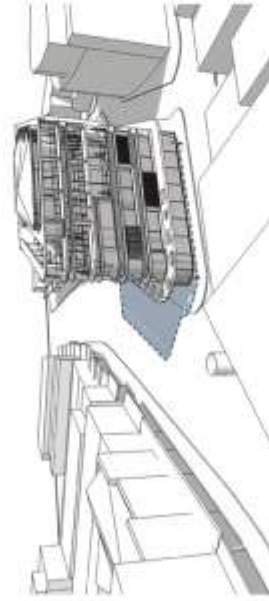
APPROVED 5 STOREY



APPROVED 5 STOREY



PROPOSED 6 STOREY



PROPOSED 6 STOREY

job ref: 0412

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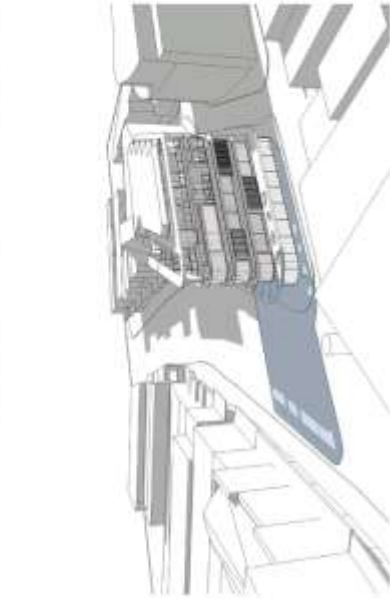
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NO. 374 + NCS. 376-382 New South Head Road, Double Bay  
SHADOW STUDIES EQUINOX

MARCH & SEPTEMBER 22 3PM



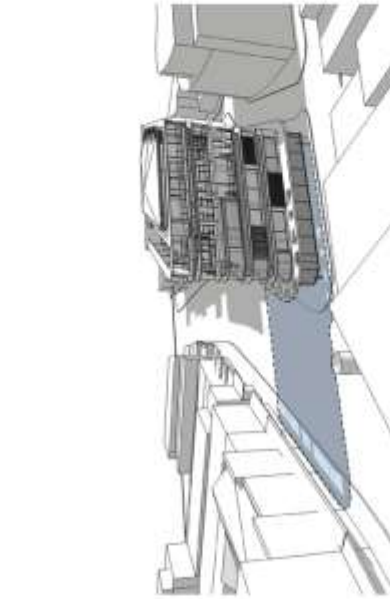
APPROVED 5 STOREY



APPROVED 5 STOREY



PROPOSED 6 STOREY



PROPOSED 6 STOREY

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NO. 374 + NCS. 376-382 New South Head Road, Double Bay

CONTROL 6.6.3 C1 SOLAR ACCESS: COMPLYING HEIGHT CONTROL LEP 2014

5.6.3 NEW SOUTH HEAD ROAD SOLAR ACCESS

Solar access to the southern side of New South Head Road is expressed in clause 5.6.6.1 C1 of Woollahra DCP 2015 - Double Bay Centre which states ".....preserve solar access to .....the footpath on the south side, New South Head road between 12 noon and 2pm on 21 June".

An analysis of the overshadowing created by Woollahra DCP 2015 - Double Bay Centre and WLEP Height Controls, the approved development for the subject sites and the Revised Planning Proposal reveals that the overshadowing of the southern side of New South Head Road within the Double Bay Commercial Centre is over less than 7% of New South Head Road.

This overshadowing will not have a detrimental effect on the properties along New South Head Road and is within expectations for established City Centres.



374, 376-382 NEW SOUTH HEAD ROAD 7 LEVELS (LEP 2014 HEIGHT CONTROLS)



376-382 NEW SOUTH HEAD ROAD APPROVED 5 LEVELS



374, 376-382 NEW SOUTH HEAD ROAD 6 LEVELS

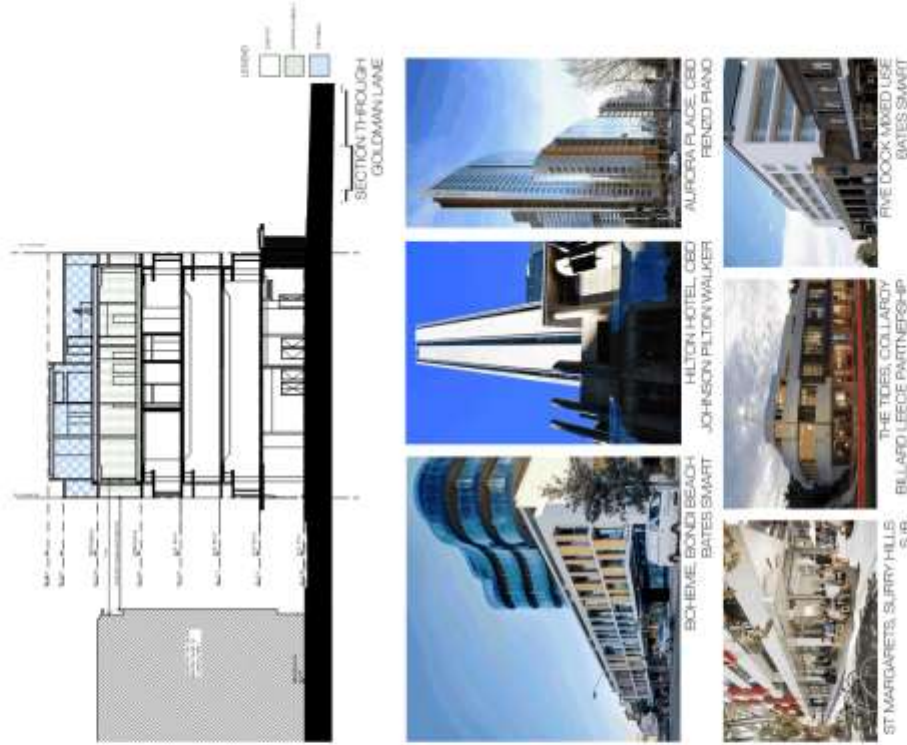
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NO. 374 + NCS, 376-382 New South Head Road, Double Bay

SOCIAL IMPACT



5.3.7. PRIVACY

Visual privacy between the subject sites and its closest residential neighbour, No 2-22 Knox Street is maintained by the physical separation of 12m between the main living areas and bedrooms and the inclusion of obscure privacy screens along the westward boundary.

5.3.8. SOCIAL

Double Bay Commercial Centre has the potential to be a vibrant working and living hub. The development of the subject sites as a truly mixed use building: ground floor retail, 3 levels of commercial and 2 levels of housing, provides this opportunity. By providing studio and 1 bed apartments within the Centre, large plate commercial floor plates and retail opportunities the Revised Planning Proposal can be a positive addition to the Commercial Centre. The development will assist in providing a unique opportunity for cultivating variety and density within the Double Bay Centre, strengthening the "livable communities" concept outlined in the Woollahra 2025: Our community, our place, our plan. Already in close proximity to existing infrastructure, hospitals, public transport and shopping centres, the additional residents would benefit local businesses that would now be readily accessed on a daily basis.

The Revised Planning Proposal will also complement the Kisora Lands Redevelopment project. By establishing housing in the Double Bay Centre, the Revised Planning Proposal will provide an immediate community to foster the growth of the commercial hub, and an increase in pedestrians in the heart of the Commercial Centre would favour the use of the intimate ground level networks, activating the existing and developing lane ways.

Examples like the Five-Dock Mixed Use Development, Boheme at Bondi Beach (by Bates Smart), St Margarets' redevelopment at Surry Hills (SJB) and The Tides in Collaroy provide precedents to the steps other Sydney Villages are taking in favouring density and improving the livability of the Urban Centre context. On a larger scale, this could be noted in the mixed use developments in the CBD: such as the Hilton Hotel (Johnson Pilton Walker) and Aurora Plasco (Renzo Piano) which improves and regenerates the character of their site through constant building use.

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NO. 374 + NOS. 376-382 New South Head Road, Double Bay

6.0 VIEW LOSS

6.1 VALLEYS AND RIDGES

Situated in a large natural amphitheatre, the relevant consideration would be the roof structure forming a foreground and obstructing Harbour views. However, as can be demonstrated in the diagram on this page, the scale of the Revised Planning Proposal is not significant enough to obstruct any views, either from the primary ridge locations, or at ground level.

Due to its positioning along the curvature of New South Head Road and at the base of the amphitheatre, the Revised Planning Proposal complies with the Woollahra DCP 2015 - Double Bay Centre 5.3.2 (a), which requires the retention of views to large vegetation existing beyond Bellevue Road and Manning Road, and does not impede on the strategy to retain green vistas at each end of New South Head Road.



**BOTTOM OF NEW SOUTH HEAD ROAD**  
 Looking North from 1750, New South Head Road, Double Bay



DOUBLE BAY SITE MAP



**TOP OF MANNING ROAD**  
 Looking South from 1750, Manning Road, Double Bay



**BOTTOM OF NEW SOUTH HEAD ROAD**  
 Looking North from 1750, New South Head Road, Double Bay



**TOP OF BELLEVUE ROAD**  
 Looking North from 1750, Bellevue Road, Double Bay

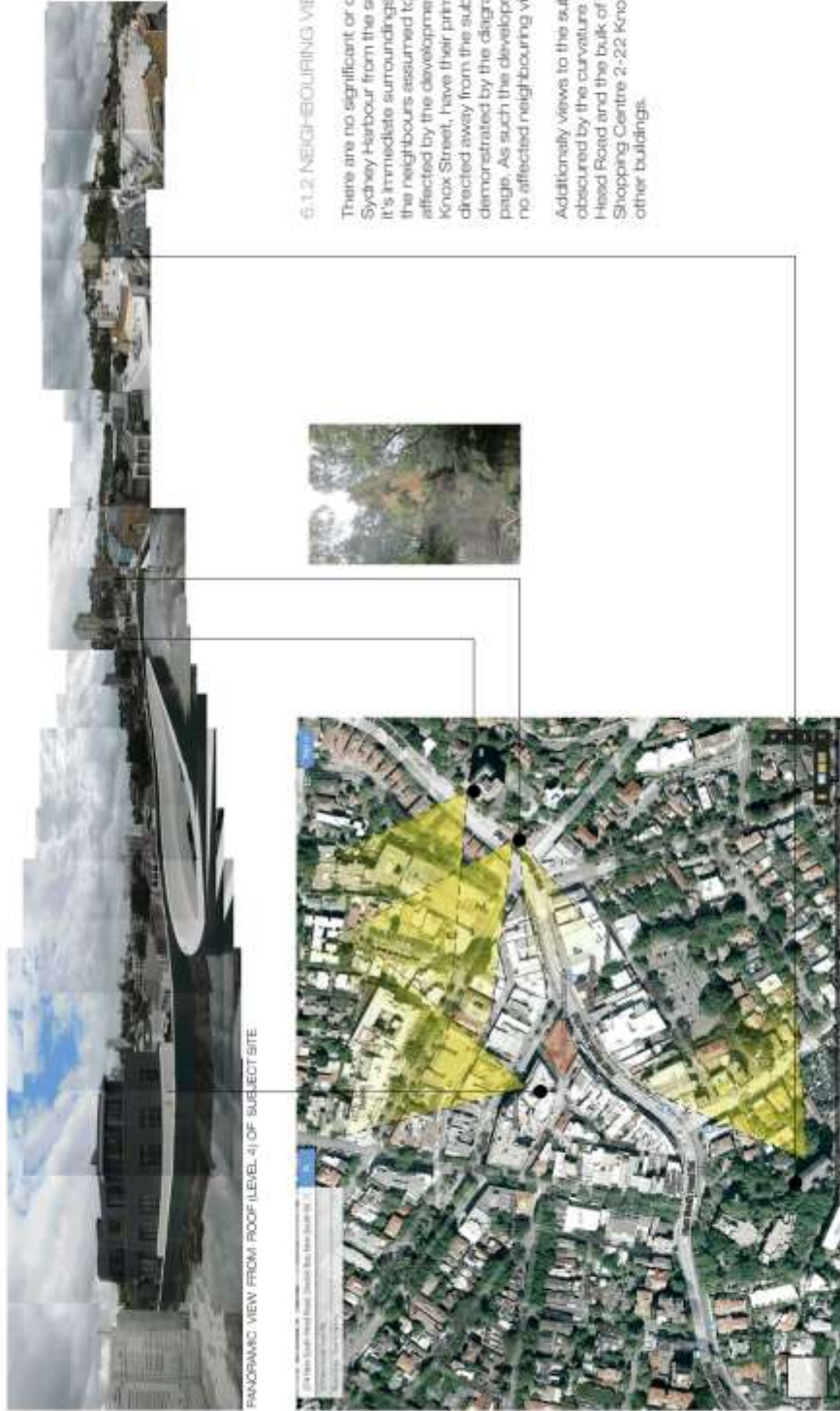
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NO. 374 + NCS, 376-382 New South Head Road, Double Bay

VIEW LOSS



6.1.2 NEIGHBOURING VIEWS

There are no significant or direct views to Sydney Harbour from the subject sites or its immediate surroundings. In addition, the neighbours assumed to be most affected by the development, No. 2-22 Knox Street, have their primary orientation directed away from the subject sites as demonstrated by the diagram on this page. As such the development assumes no affected neighbouring view loss.

Additionally, views to the subject sites are obscured by the curvatures of New South Head Road and the bulk of Cosmopolitan Shopping Centre 2-22 Knox Street and other buildings.

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VIEW ANALYSIS: PROMINENT NEIGHBOUR VIEWS /27

NO. 374 + NCS. 376-382 New South Head Road, Double Bay

**7.6 CONCLUSION**

The Original Planning Proposal sought approval for a 7 level development. Following a concern expressed by Council Officers, the Applicant has decided to seek a revised Planning Proposal for only 6 levels. The following comments, in the Original Planning Proposal can be equally applied to the Revised Planning Proposal.

The Revised Planning Proposal is consistent with the relevant outcomes encouraged in the Sydney Metropolitan Strategy "A Plan for Growing Sydney" issued by the NSW Planning and Environment and the anticipated future growth of the Double Bay Commercial Centre.

The Revised Planning Proposal has given due consideration to the Woollahra Council Kiara Lands development, other adjoining developments and the opportunities the corner site provides.

The merits of the Revised Planning Proposal include, but are not limited to, the following:

- The development will be a truly mixed-use building which will contribute to the variety of building types of a vibrant centre.
- The increase in density created by the Revised Planning Proposal will provide increased economic activity, including after hours, in the immediate neighbourhood, particularly encouraging the use of the Kiara Lands Development.
- It will generate strong pedestrian traffic and an incentive to use the lane ways.
- The Revised Planning Proposal would result in strengthening and defining the corner of New South Head Road and Knox Street, resulting in an improvement in the visual balance of the precinct.



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NO. 374 + NCS, 376-382 New South Head Road, Double Bay

APPENDIX A

hill thalys  
ARCHITECTURE + URBAN PROJECTS PTY LTD

12 May 2015  
JOB NO 141119

**PROPOSED DEVELOPMENT 374 + 376 + 382 NEW SOUTH HEAD ROAD, DOUBLE BAY  
URBAN DESIGN OPINION**

**1.0 BACKGROUND**

**1.1 Purpose of Report**

This report provides an Urban Design opinion in support of Planning Proposal at 374 +376 + 382 New South Head Road in Double Bay. The proposal is to modify an approved and constructed retail / office building on the site. Designed by Eeles Trelease Pty Ltd Architects, the building is highly regarded, having won a number of architectural and environmental awards. It is often cited as an exemplar of a well-considered urban architecture.

This statement has been prepared by Philip Thalis, Director of Hill Thalis Architecture + Urban Projects Pty Ltd, based on information provided by Eeles Trelease Pty Ltd Architects, on behalf of Eeles Pty Ltd.

I provided an Urban Design opinion in support of both the original DA and the approved 5th storey scheme.

**1.2 Background**

Under my direction, my practice prepared the Double Bay Development Control Plan 2002 for Woollahra Municipal Council. The DCP and POP subsequently received an Urban Design Award from the Planning Institute of Australia. I have also been retained by Council to advise on the following projects in Double Bay:

- St Sharda redesign - Council Design Review Panel member
- Kooera Land joint project with Jallet and Woolworts - Council's architectural adviser
- Intercommunal redevelopment proposal - review and opinion for Council

Involvement with Woollahra Council in these and other projects has provided me with a very good understanding of Double Bay's urban form and potential.

I also co-authored the book Public Sydney: Drawing the City, published in 2013.

My M1 Curriculum Vitae is attached.

**2.0 THE PROPOSAL**

The proposal is to add to the existing 4 storey commercial building at 374 + 382 New South Head Road to add a 1st floor. It is important to note that Woollahra Council has already approved an additional 5th storey already on the subject site. This 5th storey has not yet been constructed, but it is still the subject to an active Development Consent.

The site is an irregularly shaped parallelogram, with three street frontages. The extensions would be both lateral to the south, incorporating the adjoining property at 374 New South Head Road, with additions over the entire footprint to fit the scale from an approved 5 storey height to a proposed 7 storey height. The additional 2 storeys additional floors would all comprise compact residential units, the retail and commercial frontages on the lower floor will be retained and extended laterally into the 374 New South Head Road site.

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JOB REF: 0412

Eeles Trelease pty ltd

**3.0 THE PROPOSAL'S QUALITIES**

I have reviewed the architect's plans, sections, elevations, urban analysis, and 3D views, and particularly support the following aspects of the proposal:

**3.1 Architectural Qualities**

The architecture of the addition is very compatible with the fine existing structure, being the work of the same distinguished architectural practice Eeles Trelease. When first constructed, the building won a number of professional awards, including two from the Australian Institute of Architects.

A number of distinguished Sydney buildings have been sympathetically integrated over the last 100 years, without in any way detracting from their quality. If anything they have grown in response to the existing city around them, as documented in my book Public Sydney: Drawing the City (co-authored with Peter John Carrillo). One of many that could be cited, a strong example is the Dental Hospital in Elizabeth Street, initially designed by Stephenson Turner and then extended three times by the same architects, both vertically and laterally. So seamless are the additions that today few would imagine that the building was so boldly envisaged.



Centre Hospital in Elizabeth Street. 1920 architecture records

In addition to the scheme of public buildings illustrated in the Public Sydney, there have also been many prominent commercial buildings so extended.

**3.2 Key Corner Site in the heart of Double Bay Centre**

The site occupies the most visually prominent corner location in Double Bay, being at the acute angle of New South Head Road and Knox Street, the very heart of Double Bay. As a result it is a memorable wayfinding and identity along New South Head Road.

The site has long been highlighted in the DCP as a prominent corner that requires a strong architectural response.

The New South Head Road's curvilinear geometry further emphasizes the prominence of the building when passing through Double Bay, the building corner presents differently when approaching from east.



NO. 374 + NO. 376-382 New South Head Road, Double Bay

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and west, frontally from the east end in profile from the west, this responsiveness to place further adds to its reading and identity.

The architects have taken full account of the importance of this corner, and designed a distinctive and distinguished proposal, as demonstrated by the submitted illustrations. The architectural qualities of such prominent corner can be seen in the images of the place, as demonstrated by many great examples such as the former BAC building on Regent Street, which would be a welcome addition to the streetscape of the area.

Prominent Sydney examples include the Central Hospital on Elizabeth Street, the former West Building (now the Robinson Hotel) on Pitt Street, the Knox Club Fire Station on Dargle Road in Kings Cross, and the former Edgecliff Post Office on New South Head Road. Such buildings always stand out by their position - their design makes them become emblematic of their place in the city.



Robinson Building in New York



BAC building on Regent Street in London



Knox Club Fire Station corner Victoria Street and Dargle Road

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Former Fort St John's Barracks

Former Edgecliff Post Office Road

The building celebrates its prime site, the level rooftop garden would form a complete enclosure against the sky, and its highly visible westward from New South Head Road and eastward along Knox Street - the commercial centre of Double Bay.

It is also of note that, on a key corner site in the heart of Double Bay Centre, there are many vibrant planning outcomes and planning submissions which stress the importance of stronger street edges on such prominent corner sites. For example, SEPP 65, The Residential Form Design Form Book, The Residential Form Design Code and the documents prepared by the previous Urban Design Advisory Service relating to Mixed Use in Business Zones all highlight the importance of corner sites in the urban scene, and are supportive of strongly modelled buildings in such locations. These buildings often have higher floor space ratios due to building to cat street alignments, particularly when they occupy a smaller site where their footprint covers the entire site area.

The proposal should act as a positive model for the many other corner sites in the Double Bay Centre, which are nominated in the DCP.

3.3 An Appropriate Urban Scale

It is noted that the proposal exceeds both the Height and Floor Space Ratio Controls in both Council's existing and proposed Local Environmental Plans and Double Bay Centre Development Control Plan. As the architects' illustrations show, the proposed additions will make the building more prominent in both Knox Street and New South Head Road streetscapes. The additions will be more comparable in height to the large 24 Storey Commercial Hotel adjoining the site to the west along the curve of Knox Street, and the smaller 'fish' The InterContinental Hotel nearby in Cloak Street.

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the architect, Jesta Trelease's montage

It is also important to note that the DCP envisages significant changes to the areas urban form, character which will take a few decades to emerge. The Kings Lanes Redevelopment, which replaced Woodwards, is now almost complete, and partly is a much more urban form to New South Head Road. The Kings Lanes Redevelopment at the Kings Lanes is a much more urban form to New South Head Road. The Kings Lanes Redevelopment at the Kings Lanes is a much more urban form to New South Head Road. The Kings Lanes Redevelopment at the Kings Lanes is a much more urban form to New South Head Road.

The proposal would not impede any view form construction areas of heritage items.

**3.4 A Model of Mixed Use**

The mix of retail of ground floor, 3 stories of offices surrounded by 3 stories of smaller apartments would make it a more essential of the genuine mixed use building in Sydney. As opposed to the dated approach of ecclesiastical zoning, based on homogeneous precincts, the building would bring a mix of inhabitants and visitors about the 7 days a week cycle, from morning throughout the day into the night.

Added to the zero on site car parking, bike parking and numerous effective environmental initiatives, this proposal is one of the most far-sighted for Sydney in terms of being a genuine model for sustainable best practice.

In my experience a greater residential density on the subject site and other corner sites would contribute to the vitality and growth in the Double Bay Town Centre. I note the European experience in many cities where there is a strong residential component and these residents contribute to the street life and economic vitality of such centres.

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**4.0 REVIEW OF URBAN DESIGN ISSUES ASSOCIATED WITH THE SITE**

**4.1 Individual taller Buildings in the Vicinity**

The area around Double Bay Centre already has many higher buildings, although almost all of these are inconsistent with the current and proposed context, (see discussion below).

The attached analysis (see Fig 1.1 and 1.2) shows the distribution and heights of these buildings. Many were in direct response to neighbouring tower buildings, without undue amenity loss. Some have very large footprints, while a number of others are up to 15 – 18 stories in height. The attached analysis shows the buildings in plan and on oblique aerial photos. Some of the buildings are very prominent in location, scale and visibility.

The Double Bay Centre occupies the valley floor and is therefore heavily enveloped from private property on the elevated slopes of Double Bay, Darling Point, Edgecliff, Bellevue Hill and Bond Junction. The development or neighbouring sites such as the St Ignace and Kings Lanes are conspicuous elements of Double Bay Centre's skyline. Due to scale of history and geography, the Double Bay Centre is not easily seen from the public domain of these upper slopes, with the exception of direct views from certain streets in and around Bond Junction and Syd Street Drive.

It is worth highlighting that Double Bay Centre already has a number of 5 to 8 story buildings across the area. Against the backgrounds of which will become a more unfurled 4 to 5 story scale as the older buildings, these occasional taller buildings have the effect of articulating the skyline, an important consideration in an area that is so overlooked. The relatively small footprint of the proposal when seen from the attitude and distance would not be at all noticeable, in my estimation.

See attached analysis (figs 1.1 and 1.2).

**4.2 Analysis of other compatible Centres across metropolitan Sydney**

It is clear that Double Bay Centre stands quite conservative heights and low FSR's compared to many comparable centres across metropolitan Sydney. By way of analysis (see figs 2.1 and 2.2 attached), we have tabulated a comparison of other centres in terms of:

- their total physical area
- the range of heights that apply

The centres have been selected to cover centres in inner and middle ring suburbs. Some benefit from existing heavy rail stations, which compares to the importance, Double Bay enjoys frequent bus services, in particular the 400 series of the Eastern Suburbs and 402 series of the Eastern Suburbs from major public car parks. While bus services are poor in comparison to other parts of Sydney, the area is very walkable, due to a finely calibrated street and lane network.

A comparison of the centres analysed shows:

	Distance to city	heavy rail	bus	Light rail
Burwood	10km	yes	yes	
Rockdale	10km	yes	yes	
Marrubidge Junction	10km	primarily	yes	
Kogarah	13km	primarily	yes	
Levittown	4km	primarily	primarily	future
Double Bay	2.5km	yes	primarily	
Mosman Junction	5km		primarily	

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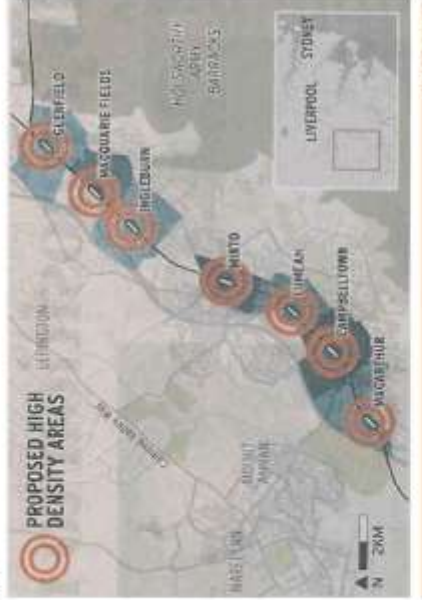


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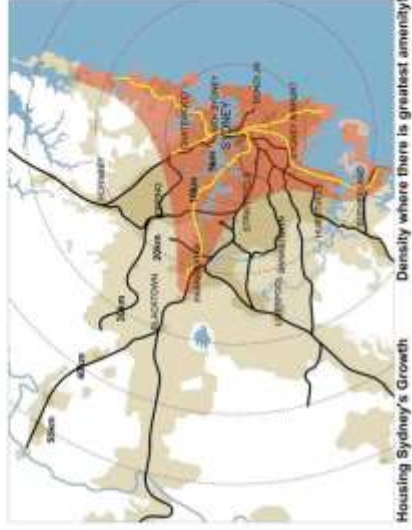
Of these centres, Double Bay enjoys closest proximity to central Sydney, and also to three major universities. Four major hospitals, Sydney airport and many other amenities. Of course it is also on the harbour as well.

Double Bay only 2.5km from the city centre, has regular bus service to the City, Watsons Bay, Dover Heights and Bondi Junction, and is a short though uphill walk of only 400m from Edgecliff and the Eastern Suburbs / Rawdonra rd line.

It is also worth noting that a number of other centres across metropolitan Sydney have recently been up-graded, despite having none of the convenience or environmental quality enjoyed at Double Bay. Examples include Merrylands town centre, which allows buildings up to 65m in height, with 10% up to 7.7m storeys are directly comparable to Bondi Junction, which is acknowledged as the primary regional centre in the Eastern Suburbs; The Minister for Planning recently announced high density zones for a strip of centres in the solar south west from Gambfield to Westcliff, - 30-40 km from the City Centre.



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In a recent talk with NSW Parliamentarians to the Better Planning Network at Parliament House, I advocated that higher densities should be located in the established areas with the highest amenity and accessibility - Double Bay Centre is certainly such an area.

With its innate advantages in terms of location, demographics, public transport, access to established services and the like, it is firmly my view that places such as Double Bay should be making more of a contribution to accommodating Sydney's continuing growth.

See attached analysis (figs 2.1 and 2.2).

4.3 Lack of Higher Densities in the Woollahra LEP

A review of Woollahra Municipal Council's current LEP 1995, and the new LEP 2014 (prepared but not yet in force) that will take effect on the 23rd May 2015, show that the entire LGA is maintaining comparatively low development standards. This is puzzling given:

- the area's privileged location on Sydney Harbour, near beaches and major parks, with good public transport and convenient access to a range of shopping and work opportunities;
- the area's proximity to the City of Sydney, which is the country's major employment hub, in addition to being the centre for public transport, events, culture, religion, politics, tourism, shopping and business and the like;
- the pressures of Sydney's rapid population growth, and the immense demand for housing in locations convenient to facilities and jobs;
- the pressures on housing affordability, which could in part be counteracted by the increased provision of medium, mid-rise and high rise units in convenient locations. Having no car parking in central areas, which is a major impediment to shopping units made available, then they would be. (This is due both the capital cost of parking, especially in basements, and the tumbling costs of services)

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It is clear that many of the established higher, or denser building types around Double Bay are well above the current planning controls. The lack of cohesion between existing densities and heights and fire controls can give rise to ongoing problems with even minor applications for such properties. In the context of this experience, this is not the basis for enlightened, proactive planning.

## 5. ALTERNATIVE APPROACH – VFA'S FOR PUBLIC BENEFIT

Rather than solely relying on set controls such as height and floor space, there is an evolving use of progressive mechanisms such as Voluntary Planning Agreements (VPA's) and Inclusionary Zoning to achieve a balance of policy outcomes. Mechanisms such as additional height and/or floor space are increasingly being used to a defined number of public benefits, such as:

- creation of new public domain elements, such as laneways, walkways, street widening, pocket parks and the like;
- upgrading of existing public spaces, usually in the vicinity of the site – either by monetary contributions or independently valued works in kind;
- provision of public facilities, rooms and services, such as libraries, community halls, social facilities, libraries and the like;
- provision of social or affordable housing, usually granted or leased (generally for 10 years) as a minimum by a recognised Community Housing Association;
- provision of subsidised or affordable work spaces, studios or creative spaces.

Due to its design and location, one or more of such public benefits could reasonably be associated with, or approved with, this proposal.

## 6. CONCLUSION

The subject site has unique characteristics, being a "key corner site in the heart of Double Bay" and a product of the planning support from the subject property. The subject site is not currently being developed and the subject site is in the Town Centre use to the fact that the subject site has site specific attributes not evidenced in the significant majority of the remaining properties in the Town Centre.

Given the Architectural and Urban Design merit embodied in this proposal, appropriate to the site and locality, I recommend that Woollahra Council favourably consider this Planning Proposal application. Please do not hesitate to contact us should you require further information.

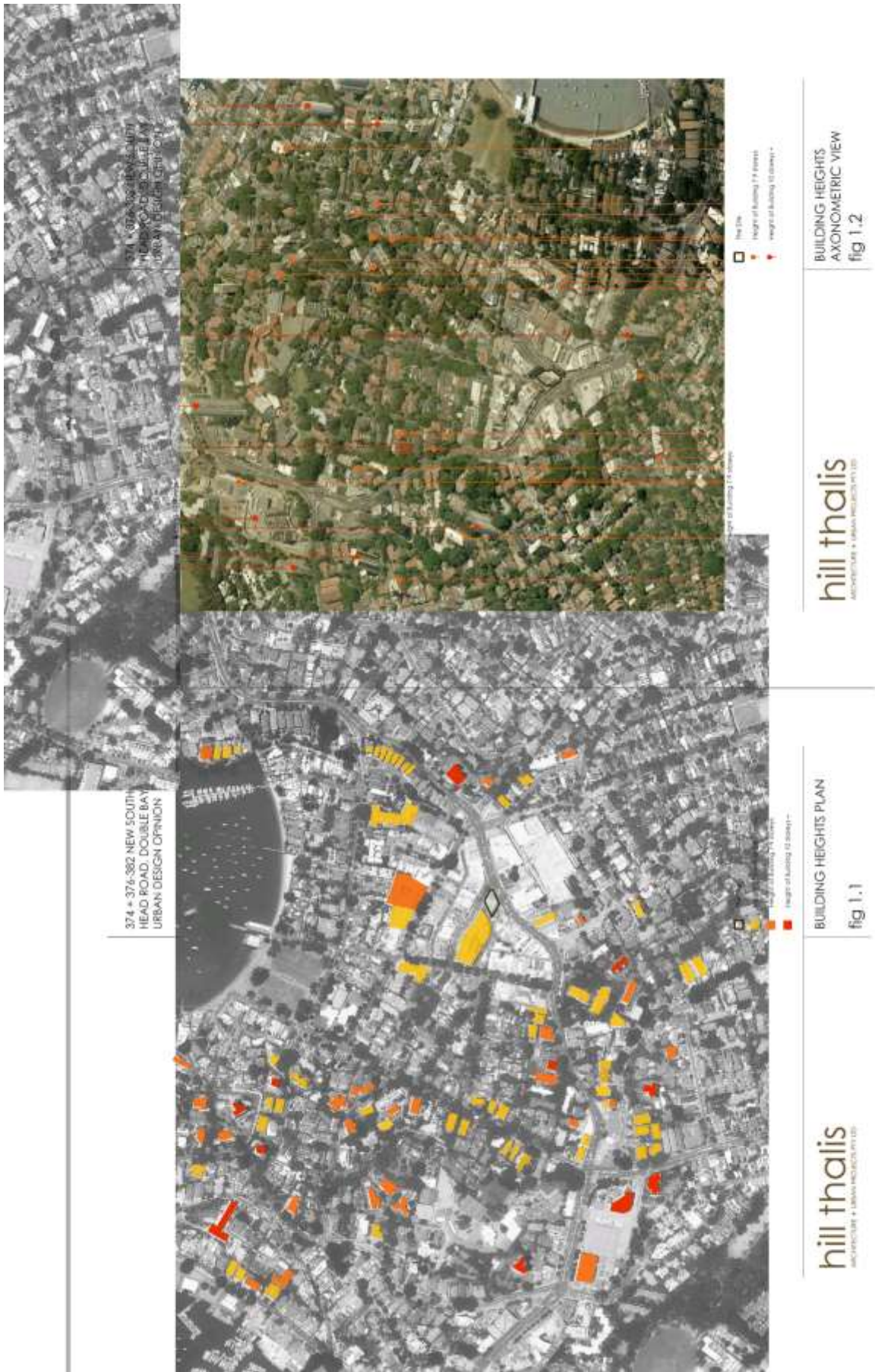
Yours faithfully,

Philip Thalis  
Principal  
HILL THALIS ARCHITECTURE + URBAN PROJECTS PTY LTD

Attachment:  
Rpa 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100

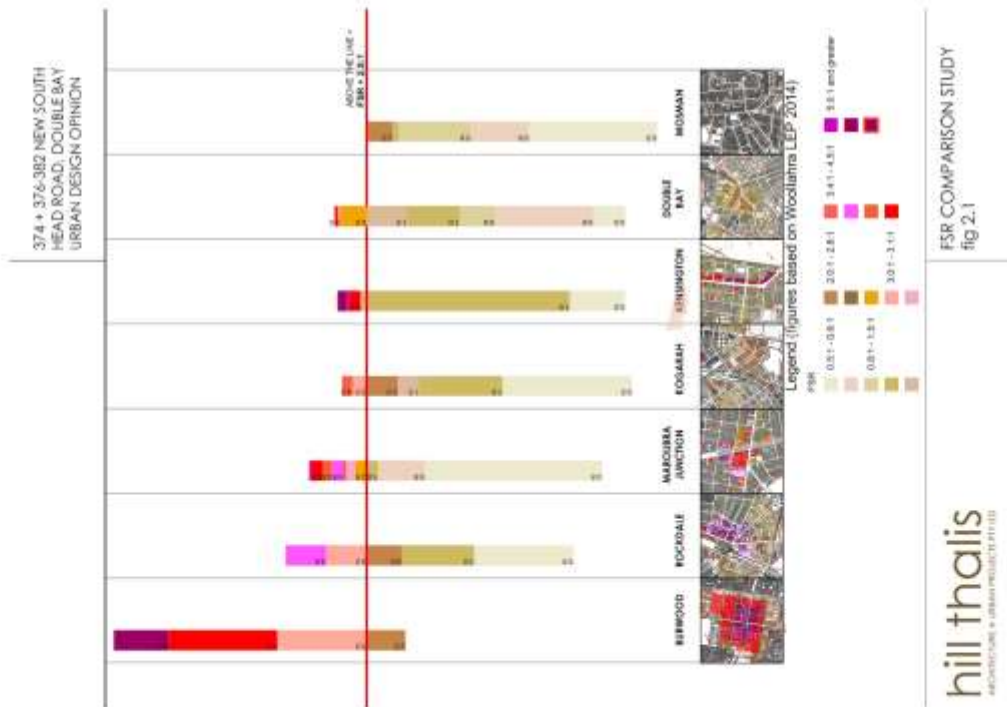
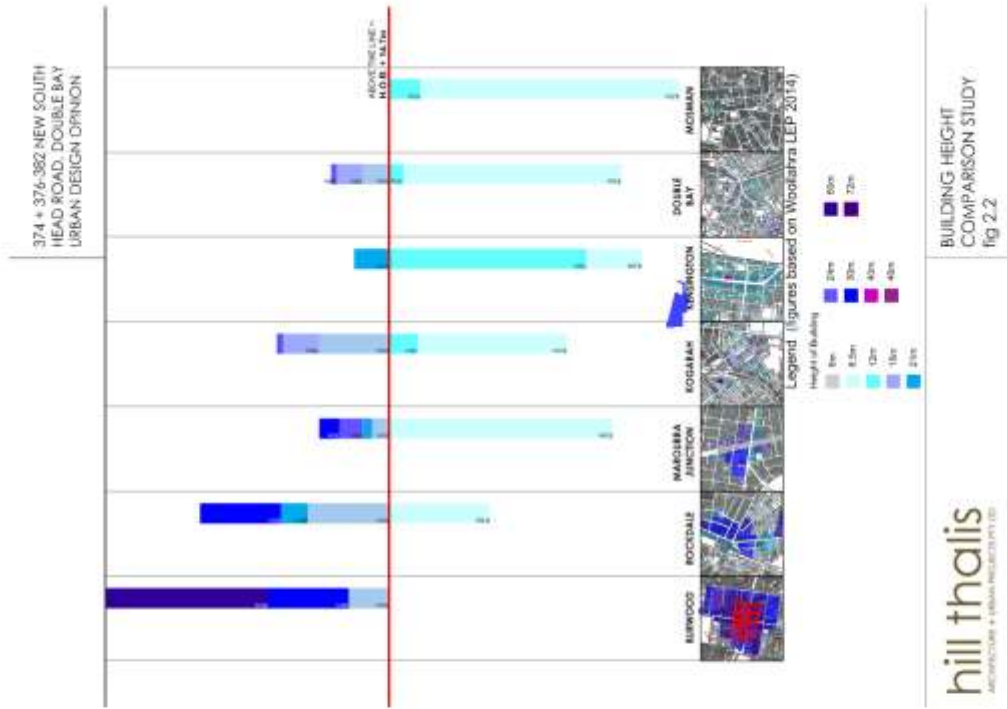
Job ref: 0412

**Eeles Trelease** pty ltd





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NO. 374 + NCS. 376-382 New South Head Road, Double Bay

hill thalis  
ARCHITECTURE + URBAN PROJECTS PTY LTD

Friday 19th February 2016  
Job no 1412 /PT

**PROPOSED DEVELOPMENT 374 + 376 + 382 NEW SOUTH HEAD ROAD, DOUBLE BAY**  
**ADDENDUM TO URBAN DESIGN OPINION OF 12 MAY 2015**

**1.0 Purpose of this addendum**

This addendum to our Urban Design Opinion (UDO) dated 12 May 2015, is in support of the recently revised Planning Proposal at 374 +376 + 382 New South Head Road in Double Bay. This proposal for a 7 story building, is to modify an approved and constructed 7 office building on the site. This statement has been prepared by Philip Trelease, Director of Hill Thalis, Architecture + Urban Projects Pty Ltd, based on information provided by Eeles Trelease Pty Ltd Architects, on behalf of Trelease Pty Ltd.

**2.0 An Appropriate Urban Scale (Updating UDO clause 2.3 An Appropriate Urban Scale)**

It is noted that the proposal on a central and prominent corner, exceeds both Council's height and floor space ratio criteria. As the architect's drawings show, the proposed additions will make the building's scale more appropriate to the street. The proposed additions will be comparable in height to the large, 8<sup>th</sup> Standard Development adjoining the site to the west along the corner of Knox Street, and would sit lower than the historic residential tower nearby in Cross Street.



(Looking west along Cross Street)

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Job ref: 0412

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It is also important to note that the DCP envisages significant changes to the street urban form, changes which will take a few decades to materialise. The 'Rapid Land Re-development', which replaced the old Woodwards, originally about the road, points to a much more urban form to New South Head Road. Given that the Double Bay Centre DCP contemplates higher building form, than the existing 'segmented low and mid-scale built form on adjoining properties, it is important to consider the proposed 6 story development in the context of the anticipated future context.



(Looking west along New South Head Road)

The proposal would not introduce any new views to or from conservation areas or heritage items.

**3 RECOMMENDATION**

The subject site has unique characteristics not shared with the remaining properties in the Town Centre and it has long been nominated in the DCP as a prominent corner that requires a strong architectural response. We consider the six story proposal, on this key corner site in the very heart of the Double Bay Centre, would not constitute a precedent for approving increased density elsewhere in the Town Centre.

Given the Architectural and Urban Design merit embodied in the proposal, appropriate to the site and locality, I recommend that Woollahra Council favourably consider the Planning Proposal application. Please do not hesitate to contact us should you require further information.

Yours sincerely,

Philip Trelease

Hill Thalis Architecture + Urban Projects



NO. 374 + NCS, 376-382 New South Head Road, Double Bay  
APPENDIX B.1 PHILLIP THALUS CV

Year	Project / Award	Details / Description	Year	Project / Award	Details / Description
	<b>CURRICULUM VITAE</b>	25.03.15			
	<b>PHILLIP THALUS</b>				
	PHIL THALUS ARCHITECTURE - URBAN PROJECTS L 5 / 88-72 Wentworth Avenue, Sydney Hills NSW Tel: 8371 8278 Fax: 8371 3171 Email: phil@phillipthalus.com.au				
	<b>Qualifications</b>				
1991	CEAA Architectural Diploma - Ecole of Architecture Paris - Belleville				
1984	Bachelor of Architecture (Hons) - Sydney University				
1981	Bachelor of Science (Arch) - Sydney University				
	Registered Architect - NSW - No 6730				
	Australian Institute of Architects - Corporate Member				
	<b>Prizes &amp; Awards</b>				
2014	<b>AAA Awards - Best Smart Architecture in the Media National Award</b> - Pyralis Sydney, Drawing the City (in-colour) with Peter John Carritt		2008	<b>AAA National Award for Planning Excellence</b> - Ex-Water Police Park Master Plan, Pyrmont (with Aspect Studios & CAB)	
	National Trust NSW Heritage Awards - Public Sydney, Drawing the City (in-colour) with Peter John Carritt			<b>RIA NSW Award for Planning Excellence - Urban Design</b> - Pyralis and Media	
	RIA NSW Awards - Planning Excellence in the Green Plan, Local Initiatives - Menemweher Beach Public Domain Improvements			<b>WAANWA Beach Public Domain Plan</b> (with Jane Irwin)	
	AAA NSW Awards - People's Choice Award - Lunar Forest Adventure, Taronga Zoo (with JLA & Peter Ribben)			<b>AAA Presidents Award for Outstanding Contribution to the Architectural Profession</b>	
	AAA NSW Awards - Commemoration for the Innovation Use of Steel in Architecture - Lunar Forest Adventure, Taronga Zoo (with JLA & Peter Ribben)			AAA NSW Award jointly with Peter John Carritt	
2013	<b>Burke Award for Urban Design</b> - Wilson, Hobson, Macquarie & Concordia Streets, South - Lithia Centre City to the Lake (with ACT EDD, SMEC, Macquarie, JLA & David Parker)			<b>SCGA Public Domain Awards 2009</b> - Pyralis Park Master Plan, Pyrmont	
	AAA NSW Awards - Commemoration in the Multiple Housing Category - The Napier			<b>The Best Overall Project - National Award</b>	
	AAA NSW Awards - Commemoration in the Heritage Architecture - Creative Adaptation, Gilchrist - The Napier, Portmarnock			<b>Winner of the Pyralis category</b>	
	National Trust NSW Heritage Awards - High Commendation - The Napier - Portmarnock			<b>Winner of the SCGA Award</b>	
2012	<b>AAA National Award for Design</b> - Pyralis Park, Pyrmont (with Aspect Studios & CAB)			<b>Australian Award for Urban Design 2009 - Commendation</b> - Sustainable Sydney 2030 (with SGS, Simpson Wilson & Kinross)	
	AAA NSW Awards - Custom Built Homes of the Year Aesthetics & Custom Built Homes \$1.5-\$3 M Award - A-VI House Contributions - Berry Mountain House			<b>RIA National Presidents Award</b> - Sustainable Sydney 2030 (with SGS, Simpson Wilson & Kinross)	
2011	AAA NSW Awards - Commemoration in the Multiple Housing Category - St Pelem Green Gardens - Lithia Housing, West Chalmers			<b>High Awards</b> - Commemoration in the Rural Design Category - New Walk, Jack Floyd Reserve, Rockton	
2010	<b>AAA NSW Awards - The Media</b> - Pyralis Park, Pyrmont (with Aspect Studios & CAB)			<b>RIA Urban Planning Achievement Award for NSW Awards for Excellence</b> - Sustainable Sydney 2030 (with SGS, Simpson Wilson & Kinross)	
	<b>AAA Water Better Building Award for Urban Design</b> (for the most outstanding work of Urban Design in Australia) - Pyralis Park, Pyrmont (with Aspect Studios & CAB)			<b>Stage and National AIA Award for Excellence - Certificate of High Commendation</b>	
	<b>AAA NSW Award - Architecture Award in Urban Design</b> - Pyralis Park, Pyrmont			AAA NSW Award for Planning Excellence - Ex-Water Police Park Master Plan, Pyrmont (with Aspect Studios & CAB)	
	<b>MBA Excellence in Construction Awards</b> - Fossilon - Belconnen, Pyralis Park - Blass Hoegl			<b>Stage 2 Outstanding Winner - International Competition for the redevelopment of the East Darling Harbour Wineries (Barragool)</b> (with P Bokenham & J Irwin)	
	<b>Urban Builders</b>			<b>National Trust Awards (Went)</b> - Great Place Conservation Management Plan, Portmarnock (with Design 3)	
	<b>Best use of Concrete</b> - Janet Winzar			<b>Stage 1 Winner - International Competition for the redevelopment of the East Darling Harbour Wineries</b> (with P Bokenham & J Irwin) - 137 entries	
				<b>AAA NSW Award</b> - Commemoration in the Multiple Residential Category - Substation #170	
				<b>Master Builders Association of NSW - Excellence in Building Design</b> - Trunkton Group	
				<b>Went - Adaptive Reuse over \$500 000 Category</b> - Substation #175	
				<b>AAA State and National Urban Design Awards</b> - Vulnerability Urban Plan - for Walkability Score (with Aspect Sydney)	
				<b>AAA NSW Champions Award</b> - Chalmers - Cycling Surface Works - for PPL (with Aspect Sydney)	
				<b>BCC Urban Design Awards - Heritage Adaptive Re-use</b> - Glass Oyster Pond + Star, Coogee	
				<b>BCC Urban Design Awards - Master Plans</b> - Sunbrook St Defence Bldg, Randwick	
				<b>AAA NSW Urban Design Awards Commemoration</b> - Double Bay Centre Plan	
				<b>For Woollahra Council</b> (with Jane Irwin Landscape)	
				<b>BCC NSW Urban Design Award</b> - Pyralis City Centre Plan	
				<b>Planning Institute of Australia (PIA) National Award</b> - Pyralis City Centre Plan	
				<b>AAA NSW Urban Design Award</b> - Rose Bay Centre DCP	

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**Specialist skills**

Philip actively promotes the culture of architecture and city making, containing the direction of the practice with briefing, research, conference papers and public lectures, intellectual curiosity and expert opinion. He has lectured at all universities in Sydney, with a particular research focus on the history of Sydney's architecture and urban development, and the architecture of the city more generally. Philip's advice and expertise have regularly been sought by various tiers of Government and a range of private clients.

Hill Thrale was founded as a result of winning of the Olympic Village National Architecture Competition in 1992. The collaborative project sought to reimagine urban design, thinking and ESD in a holistic way, and was instrumental in establishing the focus and agenda of Sydney's "Green Games". In 2006 Hill Thrale won the Darling Harbour East International Competition, spanning between lease competition-winning schemes. Hill Thrale has built a strong design reputation across a range of project types and scales. Under Philip's direction the practice has won more than 40 competitions, commissions and awards. Hill Thrale's project history includes work with local, state, and national governments, and private clients, from various project phases including concept design, design development, construction and final controls for architectural, urban, public domain and heritage projects.

- Urban Projects - public domain, master plans, strategic plans, infrastructure planning
- Public Space - the design of streets, plazas, squares, heritage interpretation, urban elements
- Urban Planning - transport, land use, housing, public space, recreation, town planning
- Community Buildings - apartment buildings, aged care, affordable housing
- Commercial Buildings - shops and retail markets, hotels, office buildings
- Heritage - heritage conservation, evaluation of historic urban places, assessments
- Expert Advice - strategic urban design, urban form, urban infrastructure, design review panels

**Professional Experience**

- 1989 - HILL THRALE ARCHITECTURE + URBAN PROJECTS  
Principal
- 1992-94 RMA COOTH BUILDINGS OF SIGNIFICANCE - PROJECT OFFICER
- 1995-99 CONYBEARE, MOHRING & PARTNERS
- 1998-2001 ARCHITECTURE + URBAN PROJECTS
- 1998-2001 VYRES LION ARCHITECTS (PRAV)
- 1985-87 CHENE TOU + HUI/DORRO, ALIA (Paris)
- 1982-87 JENKINSON & PARTNERS
- 1983-85 MSU GROUP, DARLING HARBOR AUTHORITY
- 1981-82 GOVERNMENT ARCHITECTS BRANCH, PRD (Architectural Assistant)

**Publication of Projects**

- 2013 **Design Parametria - George Street Proposal**  
Proposals by Hill Thrale, JULIA Turpin, & Crawford (ed) 3-81  
(ISBN 0 70 90 741 4/434)
- The Mosaic - Competition of former Central to Apartment**  
APARTMENT BUILDINGS China van Uffelen, Braun Publishing  
ISBN 978-3-03786-397-7
- 2012 **ARCHITECTURE AUSTRALIA (Vol 102) MAY / JUNE 2012** - Review by Helen Thrale  
**RESIDENTIAL ARCHITECT** (Australian Institute of Architects Magazine) (p20-32 January / February 2013) - Review by Hugh D Siscoe  
<http://www.aiaa.org.au/00002052053/australia-architect-magazine-jan-feb-2013>  
**Architecture** <http://www.architect.com.au/article/362125>  
**Architects** <http://www.aiaa.org.au/00002052053/australia-architect-magazine-jan-feb-2013>  
**ARCHITECTURE AUSTRALIA (Vol 102) MAY / JUNE 2012** - Review by Helen Thrale  
<http://www.aiaa.org.au/00002052053/australia-architect-magazine-jan-feb-2013>  
**Architects** <http://www.aiaa.org.au/00002052053/australia-architect-magazine-jan-feb-2013>  
**Architects** <http://www.aiaa.org.au/00002052053/australia-architect-magazine-jan-feb-2013>  
**Architects** <http://www.aiaa.org.au/00002052053/australia-architect-magazine-jan-feb-2013>
- Hill Thrale - Employers of Australian Architecture - entry  
<http://www.aiaa.org.au/00002052053/australia-architect-magazine-jan-feb-2013>
- George Street Apartments (with Mosconi)  
**ARCHITECTURE AUSTRALIA (Vol 102) May/June 2012** - Article by Tom Rivard
- 2010 **Projects Talk - a special project** - National Architecture Awards 2010  
**ARCHITECTURE AUSTRALIA (Vol 100) Nov / Dec 2010**
- 2009 **WATER BURY** - National Architecture Awards 2010  
**ARCHITECTURE AUSTRALIA (Vol 98) July / August 2010** - Article by Olive Hyde  
**DESIGN (online)** - Article by Tomes McGowan  
**ARCHITECTURE AUSTRALIA (Vol 98) July / August 2010** - Article by Olive Hyde  
**ARCHITECTURE AUSTRALIA (Vol 98) July / August 2010** - Article by Olive Hyde  
**MONUMENT AND - Article by Alan Barrowcliffe**  
**ABUNDANT - Venice Biennale Catalogue**
- Selected Projects - On Progress**  
Sydney University Selected Alumni Exhibition - Curator  
published by University of Sydney, Faculty of Architecture, Design and Planning
- 2008 **Coastal Apartment Buildings - A Landscape Approach to Transforming the Suburbs**  
published by University of Sydney, Faculty of Architecture, Design and Planning
- 2008 **Sustainable Architecture**  
**ARCHITECTURE BULLETIN (May / June 2008)**  
Hed Wink, Jack Flood, Resens, Sweden  
**LANDSCAPE ARCHITECTURE AUSTRALIA - Review Upgrade**  
- Article by Tomes McGowan. 18-22 May 2008
- 2008 **ARCHITECTURE BULLETIN - MIA Awards - July 2008**  
THINK BECH Architecture - "Public project"
- 2007 **Midst the Squatters** Richard Heise Bay  
<http://www.aiaa.org.au/00002052053/australia-architect-magazine-jan-feb-2013>  
**Architect** <http://www.aiaa.org.au/00002052053/australia-architect-magazine-jan-feb-2013>  
**Architect** <http://www.aiaa.org.au/00002052053/australia-architect-magazine-jan-feb-2013>  
**ARCHITECTURE BULLETIN**  
**MONUMENT AND**

**Publications**

- 2010 **Sydney Neighbourhood Building Case Studies** - CUP  
**HOUSES** - series of articles by Adam Huxtable
- 2008 **THINK BRICK WEBSITE** - Postcard project
- East Darling Harbour Competition (Winning Project [Narragong])**  
**ARCHITECTURE AUSTRALIA (Vol 98) 21 May / June 2010** Barangaroo option piece  
**TOPIC Project Review** - City of Parramatta - Article by Scott Hayden - featured project
- 2006 **ARCHITECTURE AUSTRALIA July / August 2006 - Publication of Winning Schemes**  
- Review of winning schemes by Elizabeth Miskoe  
**ARCHITECTURE BULLETIN NOV / Dec 2006 - Publication of Winning Schemes**  
**MCMURRAY** February / March 2006 - East Darling Harbour  
- Review of Stage 1 winning schemes by Rob Bevan  
**ARCHITECTURAL REVIEW AUSTRALIA 004 (Oct 2006) - Publication of Winning Schemes**  
- Review of winning schemes by Peter John Carriv  
**ARCHITECTURE BULLETIN NOV / Dec 2005 - Publication of Winning Schemes**  
- Review of winning schemes by Adam Huxtable  
- Text by Hill Thrale
- 2005 **ARCHITECTURE AUSTRALIA Nov / Dec 2005 - Publication of Winning Schemes**  
- Review of winning schemes by Adam Huxtable  
**TOPIC URBAN DESIGN 002 2005 (Germany)**  
- Current Competition review
- Staged 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100**
- 2002 **Published in URBAN DESIGN 002 2005 (Germany)**  
- Text by Hill Thrale  
**ARCHITECTURE BULLETIN NOV / Dec 2005**  
- Article by Dr Noemi Stead  
**ARCHITECTURE BULLETIN NOV / Dec 2005**  
- Article by Dr Noemi Stead  
**Feature Article - SMH - Master Builders Association of NSW**  
**Feature Article - SMH - Master Builders Association of NSW**  
**RAMA WEBSITE** - Tiny Site-See
- Building Materials - Sydney**  
**DOMAN, SYDNEY** - Feature Article (June 2005)
- Sydney Olympic Park 2015 Site**  
**TOPIC 50 - Sydney? City of Landscapes** - Article by Scott Hayden - featured project  
2005 **URBAN DESIGN INTERNATIONAL - THE SYDNEY ISSUE** - Article by Helen Lockhead
- 2002 **Staged 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100**  
**Staged 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100**  
**Staged 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100**  
**Staged 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100**

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NO. 374 + NCS, 376-382 New South Head Road, Double Bay

<p>Golden Public Sculpture on Art &amp; Urban Spaces - ANANIOLE GALLERIES Sydney Urban Housing - Urban Housing for the Urban - Awarded - RAA Urban Planning &amp; Projects for Sydney - ARCHITECTURES DAY ADDRESS - RAA, Tasmanian (with PJ Carroll)</p> <p>Urban Planning - P&amp;I &amp; P&amp;I - URBAN CONSOLIDATION CONFERENCE The World of Sydney Harbour Trust - DEPARTMENT OF PLANNING TABLETS - HOWE - A PLACE IN THE BUILT ENVIRONMENT CONFERENCE The Contribution of an Area of the City - ARCHITECTURE SOCIETY, Tasmanian (with PJ Carroll)</p> <p>Urban Planning - URBAN PLANNING - ADDRESS OF A WORKSHOP, PWD 188 2 PHASE 1888 - CYRILLAS WORKSHOPS, RAA, Tasmanian</p> <p><b>Tour Leader</b></p> <p>Leader of 19 Architectural Tours around Sydney</p> <p>2014 The Majestic, Heidelberg - AAU Tour Public Sydney Tour - HHT</p> <p>2013 The Majestic, Heidelberg - IWAN Tour Sydney Park, Parramatta Tour - Garden History Society 2012 The Majestic, Heidelberg - AAU Tour 2012 The Majestic, Heidelberg - AAU Tour 2008 National Road Architectural Conference - East Darling Harbour / Walsh Bay - Invited Tour Leader</p> <p>2007 AAA Sydney City Day - East Darling Harbour / Milsons Point - Invited Tour Leader AAA Sydney Harbour Trust - Invited Tour Leader AAA Sydney Harbour Trust - Invited Tour Leader Sydney Apartments Exhibition - at the Museum of Sydney - Guest Exhibition Tour Leader (with PJ Carroll)</p> <p>2006 AAA Sydney City Day - East Darling Harbour / Milsons Point - Invited Tour Leader AAA Sydney Harbour Trust - Invited Tour Leader East Darling Harbour and Milsons Point - Open Day Architecture - Tour leader (with Paul Berkenmeier and Russell Osborn)</p> <p>2005 AAA Residential Tour - Sydney, Australia, Sydney AAA Sydney Harbour Trust - Invited Tour Leader AAA Sydney Harbour Trust - Invited Tour Leader</p> <p>2004 Milsons Point and The Rocks - INVITED TOUR LEADER 2003 Milsons Point and The Rocks - INVITED TOUR LEADER</p> <p>1999 National Road Architectural Conference - M&amp;S / RAA - Tour leader 1998 NSW New Towns Tour - Parramatta, Northridge - (with Peter John Carroll)</p> <p><b>Design Juries</b></p> <p>2014 Bush International Wayfinding Competition - BPA Gateway Site Competition, Great Western Highway, Parramatta - for Parramatta City Council Council Tour and Walk, 110 Bathurst Street, Sydney - City of Sydney Design Excellence Competition Henley Square, Adelaide - National architecture / landscape competition - for the City of Charles Sturt, SA</p> <p>2012 AA ACT Architecture Awards AA ACT Architecture Awards - Parramatta - for Parramatta City Council</p> <p>2008 AA NSW Quality Award for Architectural Excellence SONA Supermarket - NSW AWAY</p> <p>2008 AIA NSW Landscape Architecture Awards 2008 Centenary Redevelopment, Sydney - City of Sydney Design Excellence Competition 2008 Centenary Redevelopment, Sydney - City of Sydney Design Excellence Competition 2001 Chisholm Square Redevelopment, Sydney - City of Sydney Design Excellence Competition 2000 RAA NSW Architecture Awards 1985 RAA NSW Civic Design Awards</p> <p><b>Committee / Community Membership</b> UNIVERSITY OF NEWCASTLE</p>	<p>2011 - Industry Advisory Committee HISTORIC HOUSES TRUST OF NEW (HHT) 1998 - 2006 Trustee, appointed for 3 terms</p> <p>PLANNING AND URBAN DESIGN ADVISORY COMMITTEE (UDAC) 2002 - 04 Member</p> <p>MINISTERIAL ADVISORY COMMITTEE ON THE CLIFF-TOP DEVELOPMENT AT LUNA PARK - DPMR 2004 Appointee 2000 - 01 RAA appointee</p> <p>RAMSWICK WAVERLEY JEFFIS DESIGN REVIEW PANEL 2003 - Ministerial Appointee PORT MACQUARIE SEPT 05 DESIGN REVIEW PANEL 2008 - Ministerial Appointee</p> <p>SYDNEY OLIMPIC PARK DESIGN REVIEW PANEL 2004 - 06 Appointee</p> <p>LIVERPOOL CITY CENTRE INTERIM DESIGN REVIEW PANEL 2002 - 03 Member</p> <p>ROYAL AUSTRALIAN INSTITUTE OF ARCHITECTS 2010 - Urban Committee 1993 - 94 Architecture Conservation Committee 1992 - 94 Environment Board 1992 - 90 Public Bd Committee 1986 - Membership &amp; Information Board</p> <p>NSW MINISTRY OF THE ARTS 1997 - Capital Cities Assessment Committee NSW HEALTH DEPARTMENT 1997 Heritage Steering Committee - RAA Representative</p> <p>NATIONAL TRUST NSW 1994 - 95 Urban Conservation &amp; Conservation Committee Steering Committee</p> <p>PUBLIC WORKS DEPARTMENT 1992-94 State Projects Advisory Committee LHM - UP - A SYDNEY PUBLIC TRANSPORT PROJECT 1993 Funding Steering Committee Member</p> <p>SYDNEY CITIZENS AGAINST THE MONORAIL 1992 - 96 Funding Steering Committee Member</p> <p>UNIVERSITY OF SYDNEY 1990 Architecture Departmental Board, Full Time Staff Representative 1994 Curriculum Review Committee, Student Representative 1992 - 93 Academic Board, Student Representation</p> <p>Exhibition Queering Sydney models - Fitzroy Gardens, Lunar Adventure Playground, Buswest Draper Gallery, Rachael</p>
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Eeles Trelease pty ltd

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NO. 374 + NOS. 376-382 New South Head Road, Double Bay

APPENDIX B.2 EELES TRELEASE CV  
 profile



Waterfront houses, Cabarita



Olympic apartments, Newington

Eeles Trelease is a broad-based architectural practice with nearly 30 years experience in delivering residential, commercial, educational and assisted living projects. The principles of passive sustainable design have been integral to Eeles Trelease's design approach since the company began in 1984 and remain fundamental to every scheme.

Our recent focus has been implementing active sustainable design in our commercial and residential projects, as demonstrated in the commercial/retail building at Double Bay and the apartments at Woolloomooloo. This work has been developed from the principles established at the Newington apartments (RAIA NSW Building of the Decade, 1990's) and Mount Tomah Botanic Garden Visitors Centre.

Inherent in all our work is a strong and clear concept which is followed throughout the project to the last detail. Together with our emphasis on client focusing and seeking innovation in all aspects of the project our aim is to deliver a cohesive and value-added outcome.

Some of our best known projects are:

- Cardita Apartments, Little Bay
- **Randwick City Urban Design Award 2008 - Residential, Multi Unit Housing**
- **Randwick City Urban Design Award 2008 - Sustainability**
- **Environ BPN Sustainability Awards 2008 - Low to Medium Density Residential**
- **Commercial/Retail Building: Environmentally Sustainable Design (ESD), Double Bay**
- **RAIA NSW Commercial Building Architecture Award 2007**
- **RAIA NSW Sustainable Architecture Commendation 2007**
- Edgewater Apartments, Cabarita
- **UDIA Small Residential Projects Award 2003**
- Olympic Apartments, Newington.
- **RAIA National Architecture Award 2000**  
 The finished development has become one of Sydney's most successful lifestyle housing developments.
- Botanic Gardens Trust - Mount Tomah Botanic Garden - ongoing client since 1985  
 Visitor Centre (Stage 1 & 2), Kosok, Education Centre & World Heritage Exhibition Centre

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**Eeles Trelease** pty ltd

NO. 374 + NOS. 376-382 New South Head Road, Double Bay

APPENDIX B.2 EELES TRELEASE CV

people

**DIRECTORS**

**Bruce Eeles**

B. Arch, University of NSW, 1968 L.F.R.I.A.A.  
 Registered Architect, ARB No: 20666  
 Life Fellow Australian Institute of Architects

Bruce's vast experience is a unique combination of landscape, heritage, private and public commissions. He has worked across all cost plan ranges and with many major developers. This has enabled him to acquire a rare skill set, an ability to combine urban design expertise with innovative architecture, and to deliver it within the demands of budget constraints.

**Kathryn Trelease**

B. Arch, University of Adelaide, 1990  
 Registered Architect, ARB No: 6318

Kathryn is Practice Manager and provides the depth of professional practical experience to each project. Her experience in large projects in London, Dusseldorf and China as well as her strength in interiors brings a strong design foundation to all projects. In 1989 became a director of Bruce Eeles and Associates / Eeles Trelease Pty Ltd, Sydney.

**SENIOR ASSOCIATE**

**Robin Yeap**

M.Sc. Architecture and Building Design, Columbia University, 1989  
 B. Arch, University of Sydney, 1983  
 B.Sc. Arch, University of Sydney, 1980  
 Registered Architect, ARB No: 5918  
 Level 1 Member, Australian Institute of Architects

Robin brings over 25 years experience in a wide variety of building types ranging from residential to commercial and institutional. He augments his residential experience with aged care design and takes active role in sustainable design research. Robin gained his Masters degree from Columbia and returned to Eeles Trelease after working in New York on multi-purpose complex buildings in Barcelona and Washington DC. As team leader on various projects he brings his depth of experience to all stages of architectural delivery.



Bruce Eeles



Kathryn Trelease



Robin Yeap

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**Eeles Trelease** pty ltd

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APPENDIX B.2 EELES TRELEASE CV  
awards

- Randwick City Urban Design Award 2008 - Residential, Multi Unit Housing  
Cardita Apartments, Little Bay
- Randwick City Urban Design Award 2008 - Sustainability  
Cardita Apartments, Little Bay
- Environ BPN Sustainability Awards 2008 - Low to Medium Density Residential  
Cardita Apartments, Little Bay
- PCA Rider Levett Bucknall High Commendation 2008  
Commercial/ Retail Building, Double Bay
- RAIA NSW Commercial Award 2007  
Commercial/ Retail Building, Double Bay
- RAIA NSW Sustainable Architecture Commendation 2007  
Commercial/ Retail Building, Double Bay
- Australian Property Institute, NSW, Environmental Development Award, 2007  
Commercial/ Retail Building, Double Bay
- RAIA Architecture Bulletin 2004  
Buildings of the Decade 1990's, Apartments Newington  
(in association with IPA Architects and Planners & Vite Associates)
- UDIA Small Residential Projects Award 2003  
Waterfront Houses, Calabrita (with IPA Architects)
- RAIA National Special Jury Award 2000  
Apartments Newington (in association with IPA Architects and Planners & Vite Associates)
- RAIA NSW Single & Multiple Housing Award 2000  
Apartments Newington (in association with IPA Architects and Planners & Vite Associates)
- RAIA NSW Merit Award 1992  
Apartment - Bondi Beach
- RAIA NSW Merit Award 1989  
Offices - Crown Street, East Sydney
- Wollongong City Council Building Commendation Award 1987  
Wollongong Fishermen's Co-op
- RAIA NSW Merit Award 1985  
Forestry Commission Offices - Albury (pvt)
- RAIA NSW Commendation Award 1985  
Houses - Mackeral Beach
- RAIA NSW Merit Award 1980  
Royal National Park Visitor Centre, Audley
- RAIA NSW Merit Award 1980  
Restoration Courthouse and Presbytery - Harley
- RAIA NSW Merit Award 1978  
Mt. Kiscofer Amenities Building, Mt Kiscofer
- RAIA NSW Merit Award 1978  
Helen St. Reserve (with Harry Howard and Assoc)
- Asia Pacific Eldercare Innovation Best Facility Award 2014  
Aged Care Alterations and Additions, Mark Moran - Little Bay
- PCA Rider Levett Bucknall, Innovation & Excellence Awards Winner 2014  
The Arbour Development Application - Berry



Commercial/ Retail Building, Double Bay





Cardita Apartments - Little Bay

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**Eeles Trelease** pty ltd

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APPENDIX B.2 EELES TRELEASE CV  
competitions

 <p>Winner - Düsseldorf Olympic Village</p>	<p>Limited Competition for Olympic Village, Düsseldorf Olympic 2012 Bld., 2002 (other finalists were: Harman Hertzberger, Otto Steidel, Nicholas Grimshaw and Rob Krier)</p> <p>Limited Competition for Housing Project for Shenzhen Baocheng Real Estate Development Co. Ltd, Shenzhen, China 2002 (with Lynob Kong, David Wilson, Lorna Hanson)</p> <p>Limited Competition for Apartments at Pymont City West Development Corporation 1996 (with Power &amp; Samois)</p> <p>Limited Competition for Housing Project Kingold Group at Guangzhou, China 1996 (with Lynob Kong, David Wilson and Howard Choy)</p> <p>Limited Competition for Reflections Restaurant / Guest House Palm Beach 1986</p>
<p>MEMBERSHIP OF AWARD &amp; COMPETITION JURIES</p> <p>Bruce Eeles - Jury Chairman for the RAAI NSW Chapter Awards, 1996. Bruce Eeles - Jury Chairman for the RAAI NSW Chapter Awards, 1983</p> <p>WORK PUBLISHED IN THE FOLLOWING</p> <p>Architecture Australia Architectural Review [UK] Monument Builder Sydney Morning Herald</p> <p>Architecture Bulletin Bulletin Magazine InDesign Belle Vogue Living</p> <p>Olympic Architecture 2000, Patrick Bingham-Hall 2000 Thinking Architecture, Andrew Metcalf 1995 Picturing Architecture, Desley Luscombe 1992 Architecture in Steel, Alan Ogg RAAI 1987 Details in Australian Architecture 2, Roger Pegrum RAAI 1987 Details in Australian Architecture, Roger Pegrum RAAI 1984</p>	 <p>House - Mackeral Beach</p>




job ref: 0412

**Eeles Trelease** pty ltd



NO. 374 + NCS. 376-382 New South Head Road, Double Bay

APPENDIX B.2 EELES TRELEASE CV  
 design review panels

 <p>Our high achievers          M...          ...          ...</p>	<p>Urban Design Review Panel, 2010 - 2012              Design Excellence Panel, 2006 - 2009              National Parks and Wildlife Service, External Design Review Panel, 2005              Historic Houses Trust Executive Members Committee, 2001              DUAP Advisory Committee, 2000 - 2004              Historic Houses Trust Exhibitions Committee, 1992 - 1997              Royal Aust. Institute of Architects, 1990 - 1992              National Trust (NSW), 1987 - 1988              Tusculum Building Committee RIAA, 1986 - 1987              National Parks and Wildlife Service, 1977 - 1979</p> <p>City of Ryde Council              North Sydney Council              External Design Review Panel</p> <p>(Rhodas Peninsula)</p> <p>(NSW Chapter Councilor)              Architectural Advisory Panel</p> <p>Architectural Advisory Panel</p>
<p>Apartment Design - Sydney Morning Herald, Domain</p>  <p>City in the park          ...          ...</p>	<p>ACADEMIC POSITIONS</p> <p>Bruce has tutored at all NSW Universities and at the University of Adelaide from 1972 to the present and Kathryn has tutored in each of Sydney's architecture schools and at the University of Adelaide.</p> <p>Robin Yeap has tutored at UNSW and been invited to be guest critic at University of Sydney, UNSW and Pratt University in New York.</p>
<p>Commercial Building Double Bay NSW - Sydney Morning Herald, Essentials</p>  <p>domain          ...          ...</p>	<p>EXHIBITIONS</p> <p>Venice Biennale Supermodels Travelling Exhibition, 2008              Abundant Object Gallery, Sydney, 2006              'Light house' an exhibition of Contemporary Australian Lightweight Houses, 2000              Rex Irwin Gallery, 1991              Australian Built, 1985</p> <p>Rex Irwin Gallery              Australia Council              Travelling Exhibition              Australia Council              Travelling Exhibition</p> <p>Rex Irwin Gallery, 1983              Old Continent, New Building Exhibited in Paris, London Geneva, Bonn, Milan              Los Angeles, Chicago              San Francisco, Washington DC              Architecture in a Gallery, 1982</p>
<p>Nowington Apartments NSW - Sydney Morning Herald, Domain</p>	<p>job ref: 0412</p>

Eeles Trelease pty ltd

NO. 374 + NO6, 376-382 New South Head Road, Double Bay  
REVISED PLANNING PROPOSAL MATRIX

Revised Planning Proposal Matrix Components	Response	Refer to
<b>Part 1 Objectives / Intended Outcome</b>	To amend the VLEP in terms of Height and FSR for the purpose of increasing residential development within the Double Bay Commercial Centre	1.1 Introduction
<b>Part 2 Explanation of Provisions</b>	The additional local provisions 4.3A and 4.4A are proposed	4.2 Terms of Revised Planning Proposal
<b>Part 3 Justification</b>		
<b>A: Need for the planning proposal</b>		
<b>Q1</b> Is the planning proposal a result of any strategic study or report?	The Revised Planning Proposal is a response to the acknowledgement of the importance of corner sites within the Double Bay Centre, as identified in WDCP 2015.	3.2 Woollahra Development Control Plan 2015 - Double Bay Centre
<b>Q2</b> Is the planning proposal the best means of achieving the objectives or intended outcomes, or is there a better way?	Alternative proposals have been tested (a 5 storey building has been approved by Council, a 7 storey building is under consideration by council). This Revised Planning Proposal incorporates successful design elements of each.	5.3 Amenity Impacts
<b>B: Relationship to strategic planning framework</b>		
<b>Q3</b> Is the planning proposal consistent with the objectives and actions of the applicable regional or subregional strategy (including the Sydney Metropolitan Strategy and exhibited draft strategies)?	The Revised Planning Proposal is consistent with A Plan for Growing Sydney, with the Sydney Metropolitan Strategy	5.2 Relationship to Strategic Planning Framework: 5.2.1 Sydney Metropolitan Strategy
<b>Q4</b> Is the planning proposal consistent with a Council's local strategy or other local strategic plan?	The Revised Planning Proposal is consistent with Goal 4 - Well Planned Neighbourhoods of Woollahra 2026 - Our Community, Our Place, Our Plan	5.2 Relationship to Strategic Planning Framework: 5.2.2 Woollahra 2026 - Our Community, Our Place, Our Plan
<b>Q5</b> Is the planning proposal consistent with applicable SEPP's?	The Revised Planning Proposal will meet the design quality requirements of SEPP 65	5.2 Relationship to Strategic Planning Framework: 5.2.3 SEPP 65 - Design Quality of Residential Flat Development 2002 (Daylight, Ventilation)
<b>Q6</b> Is the planning proposal consistent with Applicable Ministerial Directions (s.117 directions)?	N/A	5.3.7 Privacy (Separation, Section through Goldman Lane) N/A
<b>C: Environmental, social and economic impact</b>		
<b>Q7</b> Is there any likelihood that critical habitat or threatened species, populations or ecological communities, or their habitats will be adversely affected as a result of the proposal?	The Revised Planning Proposal will not likely adversely affect critical habitat or threatened species populations or ecological communities, or their habitats	N/A
<b>Q8</b> Are there any other likely environmental effects as a result of the planning proposal and how are they proposed to be managed?	The Revised Planning Proposal will not likely produce any other environmental effects. It demonstrates that its overshadowing will not have a detrimental effect on solar access to New South Head Road	5.3.6 New South Head Road Solar Access
<b>Q9</b> Has the planning proposal adequately addressed any social and economic effects?	The Revised Planning Proposal strengthens the "livable communities" concept of Woollahra 2026 - Our Community, Our Place, Our Plan, and complements neighbouring developments	5.3.8 Social
<b>D: State and Commonwealth interests</b>		
<b>Q10</b> Is there adequate public infrastructure for the planning proposal?	Adequate public infrastructure exists for the Revised Planning Proposal	2.1 Subject Proposal
<b>Q11</b> What are the views of State and Commonwealth public authorities consulted in accordance with the gateway determination?	N/A	N/A
<b>Part 4 Mapping</b>	The Revised Planning Proposal contains relevant mapping detail throughout	1.0 - 7.0
<b>Part 5 Community consultation</b>	A Community Survey has already been undertaken and a further survey is proposed to be undertaken during future exhibition of the Revised Planning Proposal	N/A
<b>Part 6 Project Time line</b>	The project timeline will depend upon time period required to be undertaken for processing of the Revised Planning Proposal and subsequent Development Application	N/A

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Eeles Trelease pty ltd

NO. 374 + NO6, 376-382 New South Head Road, Double Bay  
REVISED PLANNING PROPOSAL MATRIX

Revised Planning Proposal Matrix Components	Response	Refer to
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<b>Part 3 Justification</b>		
<b>A: Need for the planning proposal</b>		
<b>Q1</b> Is the planning proposal a result of any strategic study or report?	The Revised Planning Proposal is a response to the acknowledgement of the importance of corner sites within the Double Bay Centre, as identified in WDCP 2015.	5.2 Woollahra Development Control Plan 2015 - Double Bay Centre
<b>Q2</b> Is the planning proposal the best means of achieving the objectives or intended outcomes, or is there a better way?	Alternative proposals have been tested (a 5 storey building has been approved by Council, a 7 storey building is under consideration by council). This Revised Planning Proposal incorporates successful design elements of each.	5.3 Amenity Impacts
<b>B: Relationship to strategic planning framework</b>		
<b>Q3</b> Is the planning proposal consistent with the objectives and actions of the applicable regional or subregional strategy (including the Sydney Metropolitan Strategy and exhibited draft strategies)?	The Revised Planning Proposal is consistent with A Plan for Growing Sydney, with the Sydney Metropolitan Strategy	5.2 Relationship to Strategic Planning Framework: 5.2.1 Sydney Metropolitan Strategy
<b>Q4</b> Is the planning proposal consistent with a Council's local strategy or other local strategic plan?	The Revised Planning Proposal is consistent with Goal 4 - Well Planned Neighbourhoods of Woollahra 2026 - Our Community, Our Place, Our Plan	5.2 Relationship to Strategic Planning Framework: 5.2.2 Woollahra 2026 - Our Community, Our Place, Our Plan
<b>Q5</b> Is the planning proposal consistent with applicable SEPP's?	The Revised Planning Proposal will meet the design quality requirements of SEPP 65	5.2 Relationship to Strategic Planning Framework: 5.2.3 SEPP 65 - Design Quality of Residential Flat Development 2002 (Daylight, Ventilation)
<b>Q6</b> Is the planning proposal consistent with Applicable Ministerial Directions (s.117 directions)?	N/A	5.3.7 Privacy (Separation, Section through Goldman Lane)
<b>C: Environmental, social and economic impact</b>		
<b>Q7</b> Is there any likelihood that critical habitat or threatened species, populations or ecological communities, or their habitats will be adversely affected as a result of the proposal?	The Revised Planning Proposal will not likely adversely affect critical habitat or threatened species populations or ecological communities, or their habitats	N/A
<b>Q8</b> Are there any other likely environmental effects as a result of the planning proposal and how are they proposed to be managed?	The Revised Planning Proposal will not likely produce any other environmental effects. It demonstrates that its overshadowing will not have a detrimental effect on solar access to New South Head Road	5.3.6 New South Head Road Solar Access
<b>Q9</b> Has the planning proposal adequately addressed any social and economic effects?	The Revised Planning Proposal strengthens the "livable communities" concept of Woollahra 2026 - Our Community, Our Place, Our Plan, and complements neighbouring developments	5.3.8 Social
<b>D: State and Commonwealth interests</b>		
<b>Q10</b> Is there adequate public infrastructure for the planning proposal?	Adequate public infrastructure exists for the Revised Planning Proposal	2.1 Subject Proposal
<b>Q11</b> What are the views of State and Commonwealth public authorities consulted in accordance with the gateway determination?	N/A	N/A
<b>Part 4 Mapping</b>	The Revised Planning Proposal contains relevant mapping detail throughout	1.0 - 7.0
<b>Part 5 Community consultation</b>	A Community Survey has already been undertaken and a further survey is proposed to be undertaken during future exhibition of the Revised Planning Proposal	N/A
<b>Part 6 Project Time line</b>	The project timeline will depend upon time period required to be undertaken for processing of the Revised Planning Proposal and subsequent Development Application	N/A

Job ref: 0412

Eeles Trelease pty ltd

# REVISED PLANNING PROPOSAL

**PPTIES: 374 AND 376-382 NEW SOUTH HEAD ROAD  
DOUBLE BAY**

**MOODY & DOYLE PTY LTD**

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## 1.0 INTRODUCTION, SUBJECT SITE AND ADJOINING LOCALITY



The subject site is known as 374 and 376-382 New South Head Road, Double Bay.

The subject site is at the intersection of Knox Street and New South Head Road, Double Bay within the Double Bay Town Centre.

Erected on that part of the subject site known as 376-382 New South Head Road is an existing 4 storey commercial building.

I note that Woollahra Council (Council) has already approved an additional 5<sup>th</sup> storey on the existing building. This approved 5<sup>th</sup> storey has not yet been constructed, but the Development Consent is still active.

As noted by Mr Philip Thalys, Architect and Urban Design Consultant the *“site is an irregularly shaped parallelogram, with 3 street frontages.”*

By any measure, the subject site is one of the most important sites within the Double Bay Town Centre from a Planning and Urban Design perspective for a number of reasons including, but not limited to, the following;

- The subject site fronts New South Head Road which is a main Arterial Road within Sydney’s road hierarchy.
- The subject site has a triple frontage to 3 roads.

- The subject site is on a prominent corner site.
- The subject site is located approximately in the centre of the main commercial strip fronting New South Head Road.

Due to the abovementioned features of the subject site, I consider that the subject site demonstrates somewhat unique positive features which are not readily evident in the great majority of other Business zoned land within the Double Bay Town Centre. In other words, a decision to support the current Revised Planning Proposal for the subject site would not result in a 'precedence' to justify a similar Planning Proposal on the great majority of properties in the Double Bay Town Centre. There would be only a very limited number of similar corner sites fronting New South Head Road in the Double Bay Town Centre. Accordingly, support for the current Revised Planning Proposal would not "*open the floodgates*" for a multitude of similar proposals as Council can legitimately argue that the great majority of adjoining properties do not exhibit similar features as the subject site.

Not only does the subject site demonstrate somewhat unique features, it can be fairly said that the Double Bay Town Centre also demonstrates positive features. On this point, I note the following previous comments from Eeles Trelease, Architects:

*"The Double Bay Commercial Centre is well serviced by buses along New South Head Road, Edgecliff Train Station, a 15min walk from the commercial centre and ferries from Double Bay Wharf... 7min walk from the subject site is open green space, Steyne Park which has a large playing field, playground and access to the Harbour and Double Bay Ferry Wharf, Guilfoyle Park on Bay Street provides a quiet sitting place within the centre... The subject precinct therefore enjoys a very high amenity."*

In other words, both the subject site and the Double Bay Town Centre itself have positive Urban Design and Planning merits.

## 2.0 REVISED PLANNING PROPOSAL

I note that an **Original** Planning Proposal was previously lodged with Council which sought to amend the Planning Controls of Council to *“lift the scale from a 4 to a 7 storey height”* (in the words of Philip Thalís). The 3 additional stories (comprising the approved 5<sup>th</sup> level and proposed 2 additional levels) had been proposed to comprise future residential units. The retail and commercial tenancies on the lower floor were to be retained and *“extend laterally into the 374 New South Head Road site”* (in the words of Philip Thalís).

I fully supported the Original Planning Proposal and I noted that the Original Planning Proposal was also supported by the following experts;

- Philip Thalís, Architect and Urban Designer. A report on the Original Proposal had been prepared by Philip Thalís who is an acknowledged eminent expert in Urban Design and Architecture. In fact, Philip Thalís is a co-author of the Double Bay Development Control Plan (Double Bay DCP) which was adopted by Council and has been in place over a number of years. The Double Bay DCP received an Urban Design Award from the Planning Institute of Australia. In support of the current Revised Planning Proposal, Philip Thalís has prepared a document entitled *“Addendum to Urban Design Opinion of 12 May 2015”*.
- Eeles Trelease, Architects. A report on the Original Planning Proposal had been prepared by Eeles Trelease which is an eminent firm of Architects who were the Architects for the existing building. By any measure, the design of the existing building has made a very positive contribution to the Double Bay Town Centre and the existing building has also been the subject of numerous awards for its high Architectural, Energy Efficiency and Planning elements. In support of the current Revised Planning Proposal, Eeles Trelease has prepared a further report including a document entitled *“Revised Planning Proposal Matrix”*.

Following discussions with Council’s Officers, the Applicant agreed to lodge this Revised Planning Proposal which now seeks to amend the Planning Controls of Council to permit a 6 storey development on the subject site. Thus, the current Revised Planning Proposal

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Revised Planning Proposal	374 and 376-382 New South Head Road, Double Bay	09319TM
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represents an increase in only 1 storey above the Council approved 5<sup>th</sup> storey (not yet constructed) on the subject site.

For the reasons outlined in this document, I support the Revised Planning Proposal. A significant portion of the following document replicates my comments contained in my previous report in support of the Original Planning Proposal.



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### **3.0 PROPOSED AMENDMENTS TO WOOLLAHRA LOCAL ENVIRONMENTAL PLAN 2014 (WLEP 2014)**

The Revised Planning Proposal seeks a site specific clause under WLEP 2014 which would reflect the proposed 6 storey development on the subject site.

It is a common provision under various Environmental Planning Instruments to provide Site Specific Planning Controls due to the unique nature of individual properties.

If Council ultimately expresses support for the proposed 6 storey development, it is proposed to amend WLEP 2014 to have a site specific clause contained therein reflecting the height and floor space ratio of the proposed 6 storey development. Discussions can be held with Council Officers to formulate a new clause to reflect the proposed 6 storey development.

#### 4.0 POINTS IN SUPPORT OF THE REVISED PLANNING PROPOSAL

In support of the Original Planning Proposal, there had been comprehensive reports prepared by Philip Thalís and Eeles Trelease. Accordingly, I had considered that it was unnecessary to provide an extensive Planning Report in support of the Original Planning Proposal in circumstances where the various Urban Design, Traffic, Parking and Planning considerations arising under the Original Planning Proposal had already been canvassed in the reports of Philip Thalís and Eeles Trelease.

For the reasons outlined in my Planning Report in support of the Original Proposal, I had considered that the proposed 7 storey development on the subject site was most reasonable.

I also professionally support the current Revised Planning Proposal for a 6 storey development on the subject site.

Briefly, I strongly consider that the Revised Planning Proposal is eminently reasonable and is worthy of support of Council and the Minister for Planning for a range of reasons including, but not limited to, the following;

- As noted by Philip Thalís, the subject site has unique characteristics, being a “*key Corner Site of Double Bay Town Centre*”. Approval of the Revised Planning Proposal for the subject site would not constitute a precedence for approving increased densities elsewhere in the Town Centre due to the fact that the subject site has site-specific attributes not evidenced in the significant majority of the remaining properties in the Town Centre.
- I note that Philip Thalís previously supported the Original Planning Proposal for a 7 storey development on the subject site by way of an advice dated 12 May, 2015. Recently, Philip Thalís has prepared a document entitled “*Addendum to Urban Design Opinion of 12 May 2015*”, in support of the Revised Planning Proposal. In his Addendum, Mr Thalís concludes as follows:  
  
*“Given the Architectural and Urban Design merit embodied in the proposal, appropriate to the site and locality, I recommend that Woollahra Council favourably*

*consider this Planning Proposal application”.*

I fully agree with the comments of Philip Thalís.

- Support for the Revised Planning Proposal would not, in any way, compromise any long term strategic planning reviews/studies for the Double Bay Town Centre due to the fact that the subject site has somewhat unique features which are not evidenced in the great majority of adjoining properties in the Double Bay Town Centre. In other words, support for the current Revised Planning Proposal would not *“open the floodgates”* for numerous similar Planning Proposals.
- The subject site has unique locational attributes for the reasons outlined in the reports of Philip Thalís and Eeles Trelease. Furthermore, Double Bay Town Centre also has positive locational attributes.
- The introduction of additional housing in the Double Bay Town Centre is a highly desirable Planning outcome as it will encourage increased vitality in the Town Centre and encouragement for retail and other uses.
- As noted by Philip Thalís and Eeles Trelease in their reports on the Original Planning Proposal, the subject site *“occupies the most visually prominent corner location in Double Bay... the site has long been nominated in the DCP as a prominent corner that requires a strong architectural response.”* In his report, Philip Thalís notes numerous corner sites in Sydney and overseas wherein strong buildings have been erected to reflect the corner site characteristics. On this point, Philip Thalís also states that *“there are many relevant Planning authorities and Planning publications which stress the importance of stronger street edges on such prominent corner sites.”* In fact, these Planning publications encourage stronger corner buildings by way of increased height and floor space ratio bonuses.
- The Urban Planning Committee (UPC) of Council recently considered a report entitled *“Double Bay Economic Feasibility Study”* prepared by Hill PDA Consulting, which, in effect, recommends increased development yield for properties within the Double Bay Town Centre to encourage increased growth. At its meeting held on Monday 7 September, 2015, Council’s UPC resolved, inter alia, that *“a further report be presented to the Urban Planning Committee... which is based on the recommendations and policy options presented to the urban Planning Committee*

by Hill PDA Consulting on 7 September, 2015.” On this point, it should be noted that Hill PDA is a consulting firm which was appointed by Council itself. Clearly, Hill PDA and Council’s UPC support increased development yields in the Double Bay Town Centre to encourage growth.

- Council, over a number of recent years, has allowed variation of its Planning Controls, particularly in relation to Height and FSR Standards, over properties which do not have the same unique positive attributes as the subject site. For example, Council supported increased Height and FSR bonuses on the adjoining development site at 2 Knox Street, Double Bay and also the Kiaora Lands redevelopment site (in which Council was a part owner). Neither of these development sites are strong corner sites, nonetheless, Council resolved to grant them additional bonuses. The past Council decisions are not intended to be a criticism of Council. I merely raise these decisions to demonstrate that the subject site has even stronger justification for increased yields.
- The Revised Planning Proposal contemplates increased housing in the proposed additional level and such housing would add to the vitality and economic impetus to the Town Centre.
- The future proposed units in the additional level would add to the diversity of housing stock, particularly as the units would not have carparking facilities due primarily to the high level of public transport to the subject site and the Town Centre generally. By not requiring on-site carparking, the proposed units would have a purchase price less than is evident in the great majority of home units with carparking facilities in the immediate locality. Accordingly, the proposed units would be sold to a wider range of the housing market because its purchase price would be lower than if the units had car parking facilities.
- In terms of potential amenity impacts, the following points are noted;
  - i. On the issue of Visual Appearance, the report of Eeles Trelease strongly commends the design of the proposed 6 storey building.
  - ii. In terms of Privacy Impact, appropriate measures can be provided to ensure no unreasonable Privacy Impact.



- iii. In terms of Overshadowing Impact, the current Double Bay Town Centre DCP raises an issue of potential overshadowing onto the public footpath on the southern side of New South Head Road. The Shadow Diagrams prepared by Eeles Trelease in support of the Revised Planning Proposal evidence the fact that the extent and duration of potential overshadowing onto the adjoining public footpath to the south would be very limited in terms of its length of shadow and the time of shadow. On this point, I note that the Revised Planning Proposal reduces the overshadowing onto the opposite public footpath compared to the Original Planning Proposal for 7 storeys. Furthermore, I note that WLEP 2014 has increased the maximum allowable Height Standard for the properties on the northern side of New South Head Road (including the subject site) up to 14.5 metres. The Shadow Diagrams indicate that future buildings built on the northern side of New South Head Road up to a height of 14.5 metres would increase the overshadowing onto the public footpath on the southern side of New South Head Road. In other words, WLEP 2014 by its increased Height Standard has accepted the fact that the public footpath on the southern side of New South Head Road will be overshadowed in the future.
- iv. In terms of View Loss, the report of Eeles Trelease in relation to the Original Planning Proposal for 7 storeys assessed this potential impact and found that there would be no unreasonable View Loss. The Revised Planning Proposal for 6 storeys further reduces any potential View Loss.

## 5.0 RESPONSE TO POINTS RAISED BY COUNCIL OFFICERS

At a meeting with Council Officers to discuss the Original Planning Proposal for a 7 storey development, a number of points were raised for discussion purposes. The points discussed at the abovementioned meeting and my responses are provided below. Equivalent responses can be provided to the Revised Planning Proposal for 6 storeys.

- **Compatibility of proposed 7 storeys height with remainder of Double Bay Town Centre.**

### *Response*

In terms of the test of “compatibility”, I considered that the proposed 7 storeys height foreshadowed under the Planning Proposal would be eminently reasonable for the following reasons;

- Adopting the Planning Principle of the Land and Environment Court relating to “compatibility,” it is generally accepted that *“buildings can exist together in harmony without having the same density, scale or appearance, though as a difference in these attributes increases, harmony is harder to achieve.”* Furthermore, the Court has advised that there are 2 questions to be asked. Firstly, are the physical impacts on surrounding developments acceptable? Secondly, is the proposal’s appearance in harmony with the buildings around it and the character of the street?
- In terms of physical impacts, I consider that there will not be unreasonable impacts on adjoining properties for the reasons outlined in the reports of Philip Thalys, Eeles Trelease and this Planning Report.
- The appearance of a 7 storey development would be consistent with the architectural appearance of the existing building in terms of its main features and materials of construction.
- When one undertakes the test of compatibility, one must place significant weight on the likely future built form on adjoining properties based on Council’s Planning Controls. On this point, I particularly note the fact that many of the adjoining buildings are considerably underdeveloped compared to the bulk,

scale and height of future buildings contemplated under Council's Planning Controls.

- I also wish to reiterate the advice of Philip Thalys that there are authoritative publications which endorse the principle that corner sites require strong corner buildings above the prevailing Planning Controls.
- Due to the somewhat unique characteristics of the subject site, the foreshadowed 7 storey building reflects the unique characteristics of the site.

My abovementioned grounds in support of the previously proposed 7 storeys development equally apply to the proposed 6 storey development under the Revised Planning Proposal.

- **Precedent impact of Planning Proposal on long term strategic Planning reviews/studies.**

*Response*

For the reasons outlined in this report, approval of the current Planning Proposal would not result in a "precedent" to justify similar proposals on the great majority of properties in the Double Bay Town Centre. There would only be a very limited number of similar sites fronting New South Head Road. I consider that the subject site demonstrates somewhat unique positive features which are not readily evident in the great majority of other Business zoned land within the Double Bay Town Centre. Accordingly, support for the current Planning Proposal would not "open the flood gates" for a multitude of similar Planning Proposals.

My abovementioned grounds in support of the previously proposed 7 storeys development equally apply to the proposed 6 storey development under the current Revised Planning Proposal.

- **Adequacy of setbacks to adjoining “Cosmopolitan” development.**

*Response*

The issue of SEPP 65 would be the subject of further assessment under a future Development Application, but the following points should be noted;

- i. There is an intervening laneway which provides spatial separation between the subject site and the adjoining ‘Cosmopolitan’ development.
- ii. The issue of Privacy Impact, which is a relevant consideration under SEPP 65, can be resolved by appropriate privacy measures.
- iii. The issue of Overshadowing Impact is resolved in favour of the proposal given that adjoining units will still retain a level of sun in excess of Council’s Planning Controls.
- iv. The issue of Loss of Views is resolved in favour of the proposal given my inspection of the adjoining top floor unit in the adjoining ‘Cosmopolitan’ development. My inspection revealed that this adjoining unit enjoys expansive north facing views which would not be impacted by the proposal.

- **Overshadowing of Council footpath on southern side of New South Head Road.**

*Response*

For the reasons outlined in my report in relation to the Original Planning Proposal for 7 storeys, I had considered that there will not be unreasonable Overshadowing Impact on the public footpath on the southern side of New South Head Road arising from the Original Planning Proposal for 7 storeys.

The Revised Planning Proposal for 6 storeys would further reduce any Overshadowing Impact on the public footpath on the southern side of New South Head Road.



## 6.0 CONCLUSION

For the reasons outlined in the reports of Philip Thalys, Eeles Trelease and this Planning Report, I consider that the Revised Planning Proposal is to be commended and is worthy of support of Council and the Minister for Planning.

A handwritten signature in dark ink that reads "Tony Moody". The signature is written in a cursive style with a horizontal line underneath the name.

**TONY MOODY**

**BTP (UNSW), LL.B (UTS)(Hons.), MPIA**

**CONSULTANT TOWN PLANNER AND SOLICITOR**

**Dated: 27 April, 2016.**