



30 APRIL 2001

Meeting No 1329

MINUTES of an Extraordinary Meeting of the Council of the City of Sydney held in the Council Chamber at the Sydney Town Hall, commencing at 4.15 pm on 30 April 2001 pursuant to Notice 7/1329 dated 26 April 2001.

INDEX TO MINUTES

<u>Subject</u>	<u>Page No.</u>
1. Central Sydney Local Environmental Plan 1996 - Draft Amendment No. 12: Kens Site	172
2. Development Application: 49-53 Regent Street Chippendale: Delegation of Authority to the Central Sydney Planning Committee	173

**3. Memoranda by the General Manager -
Confidential Staff Matter.....175**

PRESENT

The Right Hon The Lord Mayor Councillor Frank Sartor
(Chairman)

Councillors - Dixie Coulton, Nick Farr-Jones, Kathryn Greiner, Fabian Marsden and
Lucy Turnbull.

At the commencement of business at 4.15 pm those present were:-

The Lord Mayor, Councillors Coulton, Farr-Jones, Greiner, Marsden and Turnbull.

The General Manager, Director Corporate and Legal Services, and Acting Director City
Development were also present.

Apology

Councillor Robert Ho extended his apologies for his inability to attend the Extraordinary
Meeting of Council due to prior commitments.

Moved by the Chairman (the Lord Mayor), seconded by Councillor Turnbull -

That the apology from Councillor Ho be accepted and leave of absence from the meeting
be granted.

Carried.

**ITEM 1. CENTRAL SYDNEY LOCAL ENVIRONMENTAL PLAN 1996 -
DRAFT AMENDMENT NO. 12: KENS SITE (S015937)**

Moved by Councillor Turnbull, seconded by Councillor Greiner -

That arising from consideration of a report by the Acting Strategic Planning and Research
Manager to the Extraordinary Meeting of Council on 30 April 2001, regarding Central
Sydney Local Environmental Plan 1996 - Draft Amendment No. 12, it be resolved that
Council -

- (A) note that the winning scheme from the architectural competition includes non-compliances with the provisions of Central Sydney Local Environmental Plan 1996, Central Sydney Development Control Plan 1996, the competition brief and the Ken Maher/Hassell Pty. Ltd study, however these non-compliances are considered to be generally reasonable, as they arise from an independent urban design study and an independent competitive process, with the outcome being the facilitation of a better design outcome for the KENS Site;
- (B) approve the exhibition of Draft Amendment No. 12 to Central Sydney Local Environmental Plan 1996 for a period of 28 days, subject to the amendment of the winning entry of the design competition to the satisfaction of the Lord Mayor, after consultation with the Chairman of Council's Planning Development and Transport Committee and Central Sydney Planning Committee members Mr Chris Johnson (Government Architect) and Mr Neil Bird;
- (C) subject to satisfying (B) (above) approve the exhibition of the entries to the design competition (including the winning scheme) concurrently with Draft Amendment No. 12 to Central Sydney Local Environmental Plan 1996;
- (D) approve of Council's use of its delegated powers under Section 65 (certificate of the Director) of the Environmental Planning and Assessment Act 1979, in accordance with the Best Practice Guidelines published by the Department of Urban Affairs and Planning in 1997 and entitled, LEPs and Council land - Guidelines for Councils using delegated powers to prepare LEPs involving land that is or was controlled by Council; and
- (E) authorise the Lord Mayor to make any minor drafting changes necessary to finalise Draft Amendment No. 12 for the purposes of public exhibition (including any variation of the height and floor plate quantum arising from design refinements approved by the Lord Mayor).

Carried.

**ITEM 2. DEVELOPMENT APPLICATION: 49-53 REGENT STREET
CHIPPENDALE: DELEGATION OF AUTHORITY TO THE
CENTRAL SYDNEY PLANNING COMMITTEE (CSPC) (D/00/00974)**

Moved by Councillor Turnbull, seconded by Councillor Coulton -

That arising from consideration of a report by the Assistant Specialist Planner to the Extraordinary Meeting of Council on 30 April 2001, in relation to development application No. 2000/00974 made by Baker Kavanagh Architects for the site at 49-53 Regent Street Chippendale, for demolition of the two existing buildings and the construction of a new 8 level residential flat building with ground floor retail and associated basement car parking, it be resolved that -

- (A) Council not delegate its authority to determine the subject development application;

- (B) Council invite Central Sydney Planning Committee member Mr Chris Johnson (Government Architect) to join a sub-committee of Council to negotiate this matter; the sub-committee also to include the Chairman of the Planning Development and Transport Committee as Chair, Councillor Kathryn Greiner, and the Director City Development;
- (C) the Central Sydney Planning Committee be advised that the reason for the decision in (A) is that there are several comparable development applications, current or forthcoming, in the precinct that fall within the Council's jurisdiction and it is appropriate that the one consent authority deals with all such applications.

Carried.

ADDITIONAL MATTER FOR COUNCIL

FILE NO:

DATE: 30/4/01

MINUTE BY THE LORD MAYOR

To Council:

Attached for consideration by Council at its meeting on 30 April 2001 is a Memorandum by the General Manager on Confidential Staff Matter.

I bring forward this item for the consideration of Council.

(SGD) COUNCILLOR FRANK SARTOR
Lord Mayor

Note - a copy of the confidential Memorandum by the General Manager, referred to in the subject Minute by the Lord Mayor, was circulated to all Councillors prior to the meeting.

Closed Meeting

At 4.32 pm, the Council resolved -

That the meeting be closed in accordance with the provisions of Section 10A (2)(a) of the Local Government Act 1993 to discuss Item 3 on the agenda as this matter comprised discussion of personnel matters concerning particular individuals;

and it was further resolved that the meeting be closed for this item on the basis that discussion of this matter in open session would, on balance, be contrary to the public interest, specifically, there was a need to preserve confidentiality having regard to the subject matter and the circumstances of communications.

Item 3 was then dealt with by Council while the meeting was closed to the public.

ITEM 3. CONFIDENTIAL STAFF MATTER

Moved by the Chairman (the Lord Mayor), seconded by Councillor Farr-Jones -

That arising from consideration of a Memorandum by the General Manager to the Extraordinary Meeting of Council on 30 April 2001, on Confidential Staff Matter, it be resolved that Council note the preferred candidate of the General Manager for the position of Director Living City Services.

Carried.

At 4.34 pm the meeting concluded.

Chairman of a meeting of the Council of the City
of Sydney held on 7 May 2001 at which
meeting the signature herein was subscribed.