

**ITEM 13. NOTICES OF MOTION****SKATEBOARDING IN HYDE PARK (S129260)****1. By Councillor Forster**

It is resolved that:

**(A) Council note:**

- (i) the ANZAC Memorial in Hyde Park, designed by Australian architect Bruce Dellit and completed in 1934, is Sydney's main WWI commemorative monument, and is designed to be a place of quiet reflection, contemplation and remembrance;
- (ii) the Memorial is currently undergoing an enhancement known as 'The Centenary Project' that will realise Bruce Dellit's vision of a water feature on the Liverpool Street side and includes the addition of new underground education and interpretation facilities;
- (iii) the City of Sydney has spent \$3.4 million upgrading the existing Pool of Reflection immediately to the north of the Memorial, and an additional \$4.1 million on associated works in Hyde Park around the Memorial Precinct;
- (iv) signage around the Memorial Precinct reads "Please respect others sharing this place and consider their safety. Do not skate within the memorial precinct. Penalties apply for non-compliance. Local Government Act 1993 (S632)";
- (v) this signage on the open paved space at the northern end of the Pool of Reflection has been defaced and skateboarders regularly utilise the area, with the associated noise echoing across the Pool and into the main hall of the Memorial; and
- (vi) memorial staff report that illegal skateboarding in the area to the north of the Pool of Reflection is not being consistently monitored or regulated by City of Sydney Rangers; and

**(B) the Chief Executive Officer be requested to:**

- (i) replace the defaced City of Sydney signage at this location;
- (ii) increase City of Sydney Ranger patrols around the ANZAC Memorial, specifically at the northern end of the Pool of Reflection; and
- (iii) enforce the non-compliance penalties for skateboarding in the area, as outlined in S632 of the Local Government Act 1993.

**CITY OF SYDNEY CRIME TREND DATA (S129260)****2. By Councillor Forster**

It is resolved that:

**(A) Council note:**

- (i) on 3 April 2017, the NSW Bureau of Crime Statistics and Research (BOCSAR) released the NSW Recorded Crime Statistics 2016 report;
- (ii) the report presents data on crime reported to or detected by the NSW Police Force in 17 major crime categories, from January 1995 to December 2016, with a focus on the statistical trends for the 24 months ending December 2016; and
- (iii) in the crime category of 'steal from retail store,' the City of Sydney upward trend was 19.3%, while the upward trend for NSW as a whole was 6.1%; and

- (B) the Chief Executive Officer be requested to liaise with the NSW Police Local Area Commanders to ascertain the causes of the strong upward trend in 'steal from retail store' crime in the local government area and what steps the City of Sydney might take to assist local retailers to address the problem.

**RATS IN THE CITY OF SYDNEY (S129260)****3. By Councillor Forster**

It is resolved that:

**(A) Council note:**

- (i) one of the City of Sydney's core responsibilities is to provide residents, businesses and visitors with safe, clean and inviting streets, parks and other public spaces;
- (ii) in June 2015, Council resolved to request the Chief Executive Officer to conduct a review of the City's current budget for vermin control, including staffing levels and baiting operations, with a view to improving the City's response to and capacity to deal with the problem of rat infestation;
- (iii) a CEO update dated 17 August 2015 concluded that the City's existing strategies and resourcing to manage vermin activity in public spaces across the local government area (LGA) could be met by the continued use of contractors and the existing single Pest Control Officer;
- (iv) constituents continue to raise concerns about rat infestations around the City of Sydney, particularly in both Wynyard and Hyde Parks;
- (v) the City of Sydney's 'Pest Control' website page has not been updated since April 2013;

- (vi) on 18 March 2017, The Daily Telegraph newspaper reported that “Data compiled for The Saturday Telegraph by trades website HiPages shows rat extermination jobs have more than doubled since last year,” and that “Complaints to the City of Sydney council have also jumped by about 75 per cent;” and
  - (vii) The Daily Telegraph also reported a City of Sydney spokesman as saying “the council had a regular pest control program in place using bait stations in public places and was reviewing the servicing levels of the stations”; and
- (B) Council request that the Chief Executive Officer update Councillors as soon as possible, via a CEO update, of the progress of the review of the City’s servicing levels of the bait stations in public places, with a view to improving the City’s response to and capacity to deal with the worsening problem of rat infestation within the LGA.

#### **PARKING TECHNOLOGY (S129260)**

#### **4. By Councillor Forster**

It is resolved that:

(A) Council note:

- (i) in February 2015, the National Roads and Motorists’ Association (NRMA) released its parking strategy policy document;
- (ii) the policy contains a number of recommendations to address Sydney’s growing parking crisis, including:
  - (a) that governments work with the private to sector develop innovative smart phone parking applications that make parking easier and reduce congestion, particularly on local roads;
  - (b) that the NSW Government encourages motorists to use peer to peer (P2P) parking applications as an alternative to on-street or commuter car parking; and
  - (c) that state and local governments consider installing parking guidance systems for on-street and commuter parking facilities to make finding a car park easier for motorists;
- (iii) in August 2015, the NSW Government announced it was considering trialling the sharing of government-leased car spaces in Sydney’s CBD, Parramatta and Gosford; and
- (iv) in its June 2017 WestConnex – Alternative Proposal document, the City of Sydney acknowledges that “there are opportunities for the NSW Government to...coordinate the introduction of technology that allows casual parkers to book a bay and take the shortest possible route to the parking station...Similarly it could work with councils to implement a range of technologies to make street parking far more comprehensible and easier to understand, further reducing congestion in business districts; and

- (B) the Chief Executive Officer be requested to investigate what the City of Sydney Council can do to facilitate the implementation of such parking technology in the CBD and surrounding suburbs, with the aim of facilitating both on and off-street parking and reducing congestion in the local government area.

**SINGLE STAGE CONCEPT DEVELOPMENT CONSENTS IN THE CITY OF SYDNEY (S129259)**

**5. By Councillor Chung**

It is resolved that Council:

- (A) note:
- (i) the decision of the NSW Court of Appeal in *Bay Simmer Investments Pty Ltd v State of NSW* (2017) NSWCA 135 (*Bay Simmer Investments*);
  - (ii) the decision in *Bay Simmer Investments* found that a staged development must propose at least two separate detailed stages of a development relating to separate parts of a site;
  - (iii) the decision in *Bay Simmer Investments* also found that a consent authority must give proper consideration to the impacts of a development construction on the surrounding area;
  - (iv) the City of Sydney has approved a number of staged development applications for single stage developments which may not have been commenced; and
  - (v) staged consents issued by the City of Sydney for single staged developments may be found to be void; and
- (B) request that the Chief Executive Officer:
- (i) report to Council the implications for the City of Sydney of the decision in *Bay Simmer Investments* and the impact the decision will have on existing consents and the assessment of future applications; and
  - (ii) report to Council any exposure that Council may have with respect to existing consents and applications under current consideration and how the City is planning to mitigate the risks.

**PYRMONT COMMUNITY CENTRE SPACE SHORTAGE (S129259)**

**6. By Councillor Chung**

It is resolved that Council:

- (A) note:
- (i) that the Pyrmont Community Centre is used by many individuals and community groups in the Pyrmont Ultimo community;
  - (ii) a door count of the Pyrmont Community Centre shows an increase from 3,500 to 10,000 users per month in recent times;

- (iii) due to the significant increase in users, including the operation of over 50 different local programs, the Pymont Community Centre is significantly overcrowded; and
  - (iv) many community groups are currently unable to access the Pymont Community Centre due to a shortage of space; and
- (B) request that the Chief Executive Officer:
- (i) meet with Friends of Pymont Community Centre to discuss the current space shortfall at the centre;
  - (ii) undertake a floorspace usage investigation to better understand the current demands into how the current centre space may be better utilised;
  - (iii) in consultation with Friends of Pymont Community Centre, develop a forward capital development plan to better meet the current and future community space needs of the Pymont Ultimo community; and
  - (iv) prepare a budget proposal for consideration by Council intended to meet the needs of any capital development plan devised at item (B)(iii) above.

**ESSENTIAL UPGRADE OF STEPS LINKING UPPER AND LOWER MOUNT STREET PYRMONT (\$129259)**

7. By Councillor Chung

It is resolved that Council:

- (A) note:
- (i) the stairs linking Upper and Lower Mount Streets at Pymont provide an essential connection for pedestrians;
  - (ii) community groups and multiple individuals have reported that the Mount Street Stairs between John Street and Miller Street, Pymont, are dangerous, due to lack of proper maintenance;
  - (iii) several complaints have been made relating to these stairs since 2015;
  - (iv) the danger caused by poor maintenance is heightened for the elderly, children, and in wet weather;
  - (v) the Lord Mayor has acknowledged that the stairs “in their current state do not comply with current standards”; and
  - (vi) any upgrades to the stair handrails are not planned for at least another four years; and
- (B) request that the Chief Executive Officer:
- (i) accelerate all upgrades to the Mount Street steps to the 2017/18 year;

- (ii) ensure that upgrades to the Mount Street steps are fully compliant with all relevant standards for public stairs; and
- (iii) undertake an investigation into the construction of a lift to replace the current stairs which would provide for both elderly individuals and those families with prams, as well as other such individuals who are unable to currently use the steps.

### **LIVE STREAMING OF COMMITTEE MEETINGS (S129259)**

#### **8. By Councillor Chung**

It is resolved that Council:

(A) note:

- (i) live streaming of Committee meetings provides access, transparency, accountability, openness and good governance to the conduct of Committee meetings;
- (ii) live streaming of Committee meetings is an issue of equity and allows those constituents who are unable to attend meetings in person to engage in the democratic process. This is particularly true for women and families, workers who cannot attend meetings at 2.00pm, residents with disability and access issues, residents with childcare obligations, those with transport challenges and business owners who are unable to attend a Committee meeting at 2.00pm;
- (iii) utilising Council's Facebook page and other direct channels to publicise the live streaming of Committee meetings will immediately expose a large number of constituents and stakeholders to the proceedings of Council;
- (iv) broadcasting is entirely consistent with the long standing practice of many other NSW metropolitan and regional councils, as well as federal and state parliaments, which televise proceedings in order to make them accessible to all members of the public;
- (v) as a Global City, Sydney is lagging behind the world's leading cities on openness and transparency by not permitting live streaming of Committee meetings;
- (vi) live streaming of committee meetings meets the Lord Mayor's stated objectives of being consultative, open, transparent and accountable and reinforces her statement that "*Peoples' democratic rights should be defended*"; and
- (vii) live streaming provides an archived public record of discussions and resolutions made by council. It means that all councillors are equally subject to public scrutiny, which is a fundamental tenet of public office and democracy; and

- (B) request that the Chief Executive Officer:
- (i) undertake a 12 month trial of live streaming of all City of Sydney Committee meetings, such trial to commence no later than August 2017;
  - (ii) ensure all live streams are archived permanently for direct public access from Council's website;
  - (iii) widely publicise the trial for a period of no less than 12 months, with a permanent and prominent first page notice on Council's website, letter box drops to all residents and businesses, social media and other appropriate media;
  - (iv) ensure that the words of each speaker are clear and audible to all viewers listening to the broadcast; and
  - (v) amend the City of Sydney Code of Meeting Practice to enable the live streaming of Council Committee meetings.

### **CUTTING RED TAPE FOR SMALL BUSINESSES (S129259)**

#### **9. By Councillor Chung**

It is resolved that Council:

- (A) note:
- (i) in 2016, the NSW Government introduced the "*Easy to do Business*" initiative which seeks to establish a single online portal for business owners to obtain the information, approvals and licences they need to set up or grow their business;
  - (ii) the program is a joint initiative which brings together the functions of local government, Service NSW, the Offices of the NSW Small Business Commissioner, and the NSW Customer Service Commissioner; and reflects the City of Sydney and the NSW Government's priority to support business, entrepreneurship and innovation to foster continued economic growth and job creation;
  - (iii) the "*Easy to do Business*" program reduces the time that it can take to set up a café from up to 18 months, 48 forms and up to 75 different regulations, to less than 90 days;
  - (iv) the first "*Easy to do Business*" trial launched in May 2016 in Parramatta and has successfully reduced the time to start a business from up to 18 months to 90 days or less; and
  - (v) the NSW Government has successfully expanded to three new local government areas, being: Dubbo Regional Council; Northern Beaches Council; and Georges River Council; and

- (B) request that the Chief Executive Officer:
- (i) take the necessary steps to join the “*Easy to do Business*” initiative of the NSW Government; and
  - (ii) report back to Council at the earliest possible time to advise the progress of the City of Sydney joining the “*Easy to do Business*” program.

### **CHIPPENDALE SAFETY LIGHTING AUDIT (S129266)**

10. By Councillor Scott

It is resolved that Council:

- (A) note, that according to the NSW Bureau of Crime Statistics and Research:
- (i) the rate of robbery in the suburb of Chippendale was 25% higher than that of the local government area (LGA) average of the City of Sydney in 2016;
  - (ii) the rate of robbery in the suburb of Chippendale was five and a half times that of the state average of NSW in 2016;
  - (iii) the rate of break and enter in the suburb of Chippendale was 13% higher than that of the LGA average of the City of Sydney in 2016;
  - (iv) the rate of break and enter in the suburb of Chippendale was 15% higher than that of the state average of NSW in 2016;
  - (v) the rate of theft from a dwelling in the suburb of Chippendale was over double that of the LGA average of the City of Sydney in 2016; and
  - (vi) the rate of theft from a dwelling in the suburb of Chippendale was over four times that of the state average of NSW in 2016; and
- (B) request the Chief Executive Officer to:
- (i) undertake a lighting and CCTV audit for the suburb of Chippendale with a view to improving safety and security; and
  - (ii) provide the findings of that audit by way of a CEO Update.

### **SAFETY AUDIT AND ASSESSMENT OF PUBLIC AND PRIVATE LANEWAYS IN THE CITY OF SYDNEY (S129267)**

11. By Councillor Vithoukas

It is resolved that:

- (A) Council note:
- (i) the global community has been rocked by recent terrorism events and the tragic Grenfell Tower fire in London where a large number of people lost their lives;

- (ii) in light of these events, cities around the world are reviewing their own activities, as well as investigating ways to keep people safe by mitigating and alleviating possible threats or risks;
  - (iii) while actions are being taken to investigate and recommend solutions for public places, there are many laneways throughout the City of Sydney local government area, and in particular in the CBD, that are subject to private ownership or they are owned by the City;
  - (iv) these laneways often surround large buildings which accommodate hundreds and, in many cases, thousands of businesses, workers and residents;
  - (v) while a number of these laneways have gates or bollards, there are many that are easily accessible by vehicles and thereby pose a security threat with people reporting that:
    - (a) gates that have signs stipulating they should be closed 24 hours a day regularly remain open;
    - (b) rubbish and waste is often dumped;
    - (c) laneways are fire egresses that do not appear to be compliant;
    - (d) some laneways are being used as non-compliant parking and loading docks; and
    - (e) ownership of laneways is not transparent or clear, so possible reporting of issues is not straightforward;
  - (vi) as the compliance authority, the City has a duty of care to ensure that landowners and occupiers observe any development application requirements to keep laneways clear, to keep gates closed and to keep fire egresses clear; and
  - (vii) in light of recent developments in other major capital cities, it is even more imperative that the City expedites an urgent audit and assessment of public and private laneways across the CBD; and
- (B) the Chief Executive Officer be requested to conduct an immediate audit and assessment of the laneways in the CBD to:
- (i) clarify ownership;
  - (ii) upon clarification of ownership, ensure that the relevant safety measures are in place;
  - (iii) where private ownership has been determined, conduct a threat assessment on the laneway and provide this information to owners;
  - (iv) advise owners of what safety methods could be applicable and compliant, such as gates or bollards;
  - (v) expedite any development applications for safety and security reasons; and

- (vi) where private ownership has been determined, consider whether owners are complying with any development application conditions that may afford the safety and security of the owners, tenants and the general community who occupy and visit the buildings surrounding the laneways.

### **THE CITY OF SYDNEY SMALL BUSINESS COMMUNITY (S129267)**

#### **12. By Councillor Vithoukas**

It is resolved that Council:

- (A) note:
  - (i) the small business community in the City of Sydney plays a vital and varied role as crucial participants across the retail, tourism, education, creative and digital, tech startups, finance and professional services sectors and more;
  - (ii) more than 80% of all businesses that make up the City of Sydney's small business community are defined as small business, employing over 100,000 people;
  - (iii) a quarter of the output of the City of Sydney's economy can be attributed to small business, at more than \$25 billion per year;
  - (iv) while the successes of small business owners often go unobserved and unreported, they nevertheless continue to contribute to the local economy, innovate, employ people and provide the city with diversity and vibrancy; and
  - (v) the continued advocacy of the City of Sydney remains crucial for the longevity and resilience of our small business community; and
- (B) reaffirm its stated aim, with particular reference to small businesses in the City of Sydney local government area, that it will:
  - (i) work to ensure all aspects of the economy are robust and that Sydney's sectors and businesses can thrive at all levels;
  - (ii) work to ensure that Sydney remains resilient as changes take place within our economy that are expected and unexpected, positive and negative; and
  - (iii) advocate to other levels of government for policy and regulatory reform and investment in infrastructure and services that will enhance the development of this global city.

### **BOARDING HOUSES DCP REVIEW (S129266)**

#### **13. By Councillor Scott**

It is resolved that Council:

- (A) note:
  - (i) the crisis in affordable rental housing in the City of Sydney local government area;

- (ii) the important role boarding houses have played in providing low-cost rental accommodation;
  - (iii) the resolution of Council entitled "Boarding Houses" of the March 2014 meeting of Council;
  - (iv) the City's Planning Proposal: Affordable Housing Review, approved by Council for public exhibition at the March 2017 meeting of Council; and
  - (v) Randwick Council's boarding houses survey;
- (B) request the Lord Mayor to advocate to the NSW Government for the urgent need to undertake a review of the State Environmental Planning Policy for Affordable Rental Housing; and
- (C) request the City of Sydney Chief Executive Officer to:
- (i) provide advice to Councillors about the need for an urgent review of the City of Sydney Boarding House Development Control Plan 2004 prior to any State Government Review, by way of a CEO update; and
  - (ii) include consideration of boarding houses in the forthcoming City of Sydney Housing Affordability Action Plan.