

Resolution of Central Sydney Planning Committee

22 July 2021

Item 4

Development Application: 18-32A Darlinghurst Road, Potts Point - D/2020/916

Moved by the Chair (the Lord Mayor), seconded by Ms Galvin -

It is resolved that:

- (A) the variation requested to height of buildings development standard in accordance with Clause 4.6 'Exceptions to development standards' of the Sydney Local Environmental Plan 2012 be upheld; and
- (B) pursuant to Section 4.16(3) of the Environmental Planning and Assessment Act 1979, a deferred commencement consent be granted to Development Application No. D/2020/916 subject to the conditions set out in Attachment A to the subject report.

Reasons for Decision

The application was approved for the following reasons:

- (A) The development complies with the objectives of the B2 Local Centre zone pursuant to the Sydney Local Environment Plan 2012.
- (B) The development is consistent with the permitted floor space ratio pursuant to clauses 4.4 and 6.21 of Sydney Local Environmental Plan 2012.
- (C) Based upon the material available to the Committee at the time of determining this application, the Committee is satisfied that:
 - (i) the applicant's written request has adequately addressed the matters required under clause 4.6(3) of the Sydney LEP 2012, that compliance with the height of buildings development standard is unreasonable or unnecessary and that there are sufficient planning grounds to justify contravening clause 4.3 of the Sydney LEP 2012; and
 - (ii) the proposal is in the public interest because it is consistent with the objectives of the B2 Local Centre zone and the height of buildings development standard.

- (D) The development demonstrates design excellence pursuant to clause 6.21 of Sydney Local Environmental Plan 2012.
- (E) The development is generally consistent with the Design Quality Principles and the objectives of the Apartment Design Guide as per the State Environmental Planning Policy No 65 - Design Quality of Residential Apartment Development.
- (F) The development is consistent with the objectives of the Sydney Development Control Plan 2012.

Carried unanimously.

D/2020/916