

## Resolution of Council

**16 May 2022**

### **Item 13.8**

#### **Rosebery Eligibility Low Rise Medium Density Housing Code**

Moved by Councillor Scott, seconded by Councillor Chan –

It is resolved that:

- (A) Council note the NSW Low Rise Housing Diversity Code came into effect on 1 July 2020;
- (B) Council note, the City has:
  - (i) consulted extensively with residents in the R2 zone in Rosebery about the impact of the Low Rise Housing Diversity Code; and
  - (ii) with the support of Local Government NSW, successfully sought to exempt the Rosebery Special Character Area identified in Sydney Local Environmental Plan 2012 be exempted from the Low Rise Housing Diversity Code, from the commencement of the code until 1 July 2019; from 1 July 2019 until 31 October 2019; and from 31 October 2019 until 1 July 2020;
- (C) Council note:
  - (i) the Lord Mayor wrote to the former Minister for Planning and Public Spaces, requesting the Rosebery Special Character Area identified in Sydney Local Environmental Plan 2012 be exempted from the Low Rise Housing Diversity Code, as resolved by Council on 20 July 2020, and that this request was granted for a period of two years and expires on 31 December 2022; and
  - (ii) the Lord Mayor wrote to the Minister for Planning, again requesting the Rosebery Special Character Area identified in Sydney Local Environmental Plan 2012 be exempted permanently from the Low Rise Housing Diversity Code, on 27 April 2022, however she has not yet received a response;

- (D) if the Minister does not agree to permanently exempt the Rosebery Special Character Area from the Low Rise Housing Diversity Code by 30 June 2022, the Lord Mayor be requested to again write urgently to the Minister for Planning to seek a meeting; and
- (E) the Chief Executive Officer be requested to provide an update to Councillors via the CEO Update on the Minister's response and decision.

The motion, as varied by consent, was carried unanimously.

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