

**Minutes of the Transport, Heritage, Environment and Planning Committee - 13 February 2023**

Members Lord Mayor - Councillor Clover Moore (Chair), Deputy Lord Mayor - Councillor Sylvie Ellsmore, Councillor HY William Chan (Deputy Chair), Councillor (Waskam) Emelda Davis, Councillor Lyndon Gannon, Councillor Shauna Jarrett, Councillor Robert Kok, Councillor Linda Scott, Councillor Jess Scully and Councillor Yvonne Weldon.

At the commencement of business at 3.10pm, those present were –

The Lord Mayor, Councillors Chan, Davis, Ellsmore, Gannon, Jarrett, Kok, Scott and Weldon.

**Apologies**

Councillor Scully extended her apologies for her inability to attend the meeting of the Transport, Heritage, Environment and Planning Committee.

Moved by Councillor Chan, seconded by the Chair (the Lord Mayor) –

That the apology of Councillor Scully be accepted and leave of absence from the meeting of the Transport, Heritage, Environment and Planning Committee be granted.

Carried unanimously.

**Adjournment**

At 3.31pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Gannon –

That the meeting of the Transport, Heritage, Environment and Planning Committee be adjourned for approximately 15 minutes.

Carried unanimously.

At the resumption of the meeting of the Transport, Heritage, Environment and Planning Committee at 3.47pm, all Councillors were present.

The meeting of the Transport, Heritage, Environment and Planning Committee concluded at 4.26pm.

**Item 1**

**Confirmation of Minutes**

Moved by Councillor Chan, seconded by the Chair (the Lord Mayor). –

That the minutes of the meeting of the Transport, Heritage, Environment and Planning Committee of Monday, 5 December 2022, as circulated to Councillors, be confirmed.

Carried unanimously.

## Item 2

### Statement of Ethical Obligations and Disclosures of Interest

Councillor Sylvie Ellsmore has disclosed a less than significant, non-pecuniary interest in Item 8.4 on the agenda, in that the item relates to the proposed upgrade of a small pocket park – the Douglas Street Playground. The park was established in 1975 by a group of local residents, which included Councillor Ellsmore’s partner’s parents – Julie and John Spies.

Councillor Ellsmore considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because the history of the park and her family’s connection is relevant, but not so relevant as to become a significant interest for which she would need to recuse herself from decision making on this item. It is a non-pecuniary interest because there is no financial or other gain or impact arising from the upgrade of the park, or recognition of its history.

No other Councillors disclosed any pecuniary or non-pecuniary interests in any matter on the agenda for this meeting of the Transport, Heritage, Environment and Planning Committee.

The Transport, Heritage, Environment and Planning Committee recommended the following:

## Item 3

### Project Scope - Glebe to Ultimo Walking and Cycling Improvements

It is resolved that Council:

- (A) approve the concept design for the Glebe to Ultimo Walking and Cycling Improvements as shown in Attachment B to the subject report for finalising detailed documentation and construction; and
- (B) note the estimated project costs as detailed in Confidential Attachment D to the subject report.

(Note – at the meeting of the Transport, Heritage, Environment and Planning Committee, this recommendation was moved by Councillor Chan, seconded by the Chair (the Lord Mayor), and carried on the following show of hands:

Ayes (8) The Chair (the Lord Mayor), Councillors Chan, Davis, Ellsmore, Gannon, Jarrett, Kok and Scott

Noes (1) Councillor Weldon.

Carried.)

X021146

### Speaker

Francis O’Neill (Bicycle NSW) addressed the meeting of the Transport, Heritage, Environment and Planning Committee on Item 3.

**Item 4**

**Project Scope - Douglas Street Park and Playground, Redfern**

It is resolved that Council:

- (A) endorse the scope of improvements to the playground at Douglas Street Playground, Redfern as described in the subject report and shown in the Draft Concept Plan at Attachment B to the subject report, for progression to relevant approvals, preparation of construction documentation, tender and construction; and
- (B) approve the additional funds required to deliver the project as outlined in Confidential Attachment D to the subject report.

(Note – at the meeting of the Transport, Heritage, Environment and Planning Committee, this recommendation was moved by Councillor Chan, seconded by the Chair (the Lord Mayor), and carried unanimously.)

X083852.002

**Item 5**

**Project Scope - Wattle Lane Park / McKee Street Reserve Upgrade**

It is resolved that Council:

- (A) endorse the scope of improvements to the playground and the community garden at McKee Street Reserve, Ultimo as described in the subject report and shown in the Revised Concept Plan as Attachment B to the subject report, for progression to relevant approvals, preparation of construction documentation, tender and construction; and
- (B) approve the additional funds required to deliver the project as outlined in Confidential Attachment D to the subject report.

(Note – at the meeting of the Transport, Heritage, Environment and Planning Committee, this recommendation was moved by Councillor Chan, seconded by the Chair (the Lord Mayor), and carried unanimously.)

X083832

**Item 6****Post Exhibition – Development Control Plan – Waterloo Estate (South) - Sydney Development Control Plan 2012 Amendment**

It is resolved that:

- (A) Council approve Draft Sydney Development Control Plan - Waterloo Estate (South), as shown at Attachment A to the subject report, as amended following public exhibition, noting it will come into effect on the date of publication of the subject local environmental plan; and
- (B) authority be delegated to the Chief Executive Officer to make minor amendments to Sydney Development Control Plan - Waterloo Estate (South) to correct any minor errors or omissions prior to finalisation.

(Note – at the meeting of the Transport, Heritage, Environment and Planning Committee, this recommendation was moved by Councillor Chan, seconded by Councillor Davis, and carried unanimously.)

X030481

**Item 7****Post Exhibition - Planning Proposal - Pitt and Hunter Streets, Sydney - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

It is resolved that:

- (A) Council note the matters raised in response to the public exhibition of Planning Proposal - 15-25 Hunter Street and 105-107 Pitt Street, Sydney, the draft Sydney Development Control Plan 2012 - 15-25 Hunter Street and 105-107 Pitt Street, Sydney amendment, and draft Voluntary Planning Agreement, as shown in Attachments D to the subject report;
- (B) Council approve Planning Proposal - 15-25 Hunter Street and 105-107 Pitt Street, Sydney, as amended in response to submissions following public exhibition and shown at Attachment B to the subject report, be sent to the Department of Planning and Environment to be made as a local environmental plan;
- (C) Council approve the draft Sydney Development Control Plan 2012 - 15-25 Hunter Street and 105-107 Pitt Street, Sydney, as amended in response to submissions following public exhibition and shown at Attachment C to the subject report, noting the approved Development Control Plan will come into effect on the date of publication of the subject Local Environmental Plan;
- (D) authority be delegated to the Chief Executive Officer to make any minor amendments to the Planning Proposal - 15-25 Hunter Street and 105-107 Pitt Street, Sydney and draft Sydney Development Control Plan - 15-25 Hunter Street and 105-107 Pitt Street, Sydney amendment to correct any minor errors, omissions or inconsistencies prior to finalisation; and
- (E) Council note the draft Voluntary Planning Agreement, as shown at Attachment D to the subject report will be executed under delegation of Council in accordance with the Environmental Planning and Assessment Act 1979.

(Note – at the meeting of the Transport, Heritage, Environment and Planning Committee, this recommendation was moved by Councillor Chan, seconded by the Chair (the Lord Mayor), and carried unanimously.)

X038757

**Speaker**

Jarrold White (Milligan Group) addressed the meeting of the Transport, Heritage, Environment and Planning Committee on Item 7.

**Item 8****Post Exhibition - Heritage Floor Space Amendment - Sydney Development Control Plan 2012 Amendment**

It is resolved that:

- (A) Council note the matters raised in response to the public exhibition of the Draft Development Control Plan – Heritage Floor Space Amendment, as shown in the Summary of Submissions at Attachment C to the subject report;
- (B) Council approve the Draft Development Control Plan - Heritage Floor Space Amendment as shown in Attachment A to the subject report; and
- (C) authority be delegated to the Chief Executive Officer to make any minor amendments to the Draft Development Control Plan – Heritage Floor Space Amendment to correct any minor errors or omissions prior to finalisation and publication.

(Note – at the meeting of the Transport, Heritage, Environment and Planning Committee, this recommendation was moved by Councillor Chan, seconded Councillor Jarrett and carried unanimously.)

X091559

**Item 9****Fire Safety Reports**

It is resolved that Council:

- (A) note the contents of the Fire Safety Report Summary Sheet, as shown at Attachment A to the subject report;
- (B) note the inspection reports by Fire and Rescue NSW, as shown at Attachments B to K of the subject report;
- (C) note the contents of Attachment B to the subject report and exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 2-4 Sterling Street, Camperdown;
- (D) note the contents of Attachment C to the subject report and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 1 Grantham Street, Potts Point at this time;
- (E) note the contents of Attachment D to the subject report and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 69-71 Parramatta Road, Camperdown at this time;
- (F) note the contents of Attachment E to the subject report and exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 72-76 Parramatta Road, Camperdown;

- (G) note the contents of Attachment F to the subject report and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 6-8 Alexandra Drive, Camperdown at this time;
- (H) note the contents of Attachment G to the subject report and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 75-81 Macdonald Street, Erskineville at this time;
- (I) note the contents of Attachment H to the subject report and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 7 Metters Street, Erskineville at this time;;
- (J) note the contents of Attachment I to the subject report and exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 15-17 Marsden Street, Camperdown;
- (K) note the contents of Attachment J to the subject report and exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 398 Pitt Street, Haymarket;
- (L) note the contents of Attachment K to the subject report and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 72 Macdonald Street, Erskineville at this time.

(Note – at the meeting of the Transport, Heritage, Environment and Planning Committee, this recommendation was moved by Councillor Chan, seconded Councillor Ellsmore), and carried unanimously.)

S105001.002