

**Item 9****Report of the Transport, Heritage and Planning Committee - 12 August 2019****Item 9.1****Disclosures of Interest**

Councillor Linda Scott made the following disclosures:

- a significant, non-pecuniary interest in Item 9.5 on the agenda, as an individual who has made a submission opposing this proposal has made a non-reportable donation to Councillor Scott. Councillor Scott stated that she would not be participating in the vote on this item.
- a less than significant, non-pecuniary interest in item 9.10 on the agenda, as a resident of one of the buildings made a non-reportable donation to Councillor Scott. Councillor Scott stated that she has not discussed this matter with the resident.

Councillor Christine Forster made the following disclosures:

- a less than significant, non-pecuniary interest in Item 9.3 on the agenda, as the submitter Giovanni Cirillo is a friend of Councillor Forster's.
- a pecuniary interest in Item 9.10 on the agenda, as Councillor Forster and her wife Virginia Flitcroft are the owners of flat number 43 at 17 Wylde Street, Potts Point. Councillor Forster stated that she would not be participating in the vote on this item.

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

**Item 9.2****Public Exhibition - Draft Local Strategic Planning Statement and Draft Housing Strategy**

The Transport, Heritage and Planning Committee decided that consideration of this matter shall be deferred to the meeting of Council on 19 August 2019.

**Officer's Recommendation**

The officer's recommendation to the Transport, Heritage and Planning Committee was as follows -

It is resolved that:

- (A) Council support and approve *City Plan 2036: Draft City of Sydney Local Strategic Planning Statement* at Attachments A1-A6, incorporating any amendments made by the Chief Executive Officer under resolution (C), for public exhibition for 42 days;
- (B) Council approve *Housing for All: Draft City of Sydney Local Housing Strategy* at Attachment B, incorporating any amendments made by the Chief Executive Officer under resolution (C), for public exhibition for 42 days; and
- (C) authority be delegated to the Chief Executive Officer to make amendments to *City Plan 2036: Draft City of Sydney Local Strategic Planning Statement*, *Housing for All: Draft City of Sydney Local Strategy*, *Housing for All: Draft City of Sydney Local Housing Strategy - Technical Paper* and *City of Sydney Capacity Study* prior to public exhibition for correcting errors, updating graphics and editing, provided the intent of the priorities and actions is not changed.

**Officer's Report**

The officer's report on this matter can be found at Item 2 on the agenda of the meeting of the Transport, Heritage and Planning Committee on 12 August 2019.

**Speaker**

Ms Jeanette Brokman addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.2.

X019011

The Committee recommends the following:-

### **Item 9.3**

#### **Public Exhibition - Planning Proposal - 1-11 Oxford Street Paddington – Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

It is resolved that:

- (A) Council approve Planning Proposal: 1-11 Oxford Street, Paddington shown at Attachments A1-A3 to the subject report, for submission to the Department of Planning, Infrastructure and Environment with a request for Gateway Determination;
- (B) Council approve Planning Proposal: 1-11 Oxford Street, Paddington shown at Attachments A1-A3 for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council seek authority from the Department of Planning, Infrastructure and Environment to exercise the delegation of all the functions under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan to put into effect Planning Proposal: 1-11 Oxford Street, Paddington;
- (D) Council approve the draft Sydney Development Control Plan 2012 - 1-11 Oxford Street, Paddington, shown at Attachment B to the subject report for public authority consultation and public exhibition concurrent with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal: 1-11 Oxford Street, Paddington, following receipt of the Gateway Determination; and
- (F) authority be delegated to the Chief Executive Officer to make any minor variations to Draft Sydney Development Control Plan 2012 - 1-11 Oxford Street, Paddington, to correct any drafting errors or to ensure it is consistent with the Planning Proposal following the Gateway Determination.

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

#### **Speakers**

Mr Giovanni Cirillo and Mr Tim Greer addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.3.

X021737

**Item 9.4****Public Exhibition - Planning Proposal - 4-22 Wentworth Avenue, Surry Hills - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

The Transport, Heritage and Planning Committee decided that consideration of this matter shall be deferred to the meeting of Council on 19 August 2019.

**Officer's Recommendation**

The officer's recommendation to the Transport, Heritage and Planning Committee was as follows -

It is resolved that:

- (A) Council approve Planning Proposal – 4-22 Wentworth Avenue, Surry Hills, shown at Attachments A1-A4 to the subject report, for submission to the Department of Planning, Infrastructure and Environment with a request for a Gateway Determination;
- (B) Council approve the Planning Proposal – 4-22 Wentworth Avenue, Surry Hills, shown at Attachments A1-A4 for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council seek authority from the Department of Planning, Infrastructure and Environment to exercise the delegation of all functions under the relevant local plan making authority of all the functions under Section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan to put into effect Planning Proposal – 4-22 Wentworth Avenue, Surry Hills;
- (D) Council approve Draft Sydney Development Control Plan 2012 – 4-22 Wentworth Avenue, Surry Hills shown at Attachment B to the subject report for public authority consultation and public exhibition together with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal – 4-22 Wentworth Avenue, Surry Hills, following receipt of the Gateway Determination, and
- (F) authority be delegated to the Chief Executive Officer to make any minor variations to Draft Sydney Development Control Plan 2012 – 4-22 Wentworth Avenue, Surry Hills, to correct any drafting errors or to ensure it is consistent with the Planning Proposal following the Gateway Determination.

**Officer's Report**

The officer's report on this matter can be found at Item 4 on the agenda of the meeting of the Transport, Heritage and Planning Committee on 12 August 2019.

**Speaker**

Mr Daniel McNamara addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.4.

X018846

The Committee recommends the following:-

### **Item 9.5**

#### **Post Exhibition - Planning Proposal - 12-22 and 24 Rothschild Avenue, Rosebery - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

It is resolved that Council:

- (A) note the matters raised in response to the public exhibition of Planning Proposal - 12-22 and 24 Rothschild Avenue, Rosebery and Draft Sydney Development Control Plan 2012 - 12-22 and 24 Rothschild Avenue, Rosebery as shown at Attachment F to the subject report;
- (B) approve Planning Proposal 12-22 and 24 Rothschild Avenue, Rosebery as shown at Attachment A to the subject report, to be made as a local environmental plan;
- (C) approve the Draft Sydney Development Control Plan - 12-22 and 24 Rothschild Avenue, Rosebery, shown at Attachment B 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; and
- (D) delegate authority to the Chief Executive Officer to make any minor variations to Planning Proposal - 12-22 and 24 Rothschild Avenue, Rosebery and Draft Sydney Development Control Plan 2012 - 12-22 and 24 Rothschild Avenue Rosebery, to correct any minor errors prior to the finalisation of the local environmental plan and development control plan.

(Note - At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Forster, and carried unanimously.)

X009371

The Committee recommends the following:-

### **Item 9.6**

#### **Post Exhibition - Planning Proposal - 225-279 Broadway, Glebe - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

It is resolved that:

- (A) Council note matters raised in response to the public exhibition of Planning Proposal - 225-279 Broadway, Glebe and draft Development Control Plan for 225-279 Broadway, Glebe, as detailed in this report;
- (B) Council approve Planning Proposal - 225-279 Broadway, Glebe as shown in Attachments A1-A4, to be made as a local environmental plan under S3.36 of the Environmental Planning and Assessment Act 1979;
- (C) Council approve the draft Development Control Plan: 225-279 Broadway, Glebe, as shown at Attachment B, noting that it will come into effect on the date of publication of the subject local environmental plan, in accordance with Clause 21 of the Environmental Planning and Assessment Regulation 2000; and
- (D) authority be delegated to the Chief Executive Officer to make minor amendments to the Planning Proposal 225-279 Broadway, Glebe and draft Development Control Plan for 225-279 Broadway, Glebe to correct any minor errors or omissions prior to finalisation.

(Note - At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Kok, and carried unanimously.)

#### **Speaker**

Ms Jeanette Brokman addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.6.

X001999

The Committee recommends the following:-

### **Item 9.7**

#### **Post Exhibition - Local Approvals Policy and Code of Practice for Hoisting and Construction Activities in Public Places**

It is resolved that:

- (A) Council note the submissions and feedback received through the public exhibition process (Attachment D);
- (B) the proposed Local Approvals Policy for Hoisting and Construction Activities in Public Places (Attachment A) and the proposed Code of Practice for Hoisting and Construction Activities in Public Places (Attachment B) be approved, incorporating minor non-substantial amendments (Attachment C), for adoption under Section 161(1)(a) of the Local Government Act 1993;
- (C) authority be delegated to the Chief Executive Officer to make minor editorial adjustments to the Code of Practice in order to correct any drafting errors prior to formal notice being given of the adoption and commencement of the Local Approvals Policy and Code of Practice as required by Section 166 of the Local Government Act 1993;
- (D) persons who made submissions (Attachment D) be notified of the adoption of the draft Local Approvals Policy and draft Code of Practice;
- (E) authority be delegated to the Chief Executive Officer to make and approve minor housekeeping and editorial amendments to the adopted Code of Practice as may be required from time to time after commencement of the proposed Local Approvals Policy and the Code of Practice; and
- (F) public notice be given of the adoption of the Local Approvals Policy and Code of Practice in accordance with Section 166 of the Local Government Act 1993 with the notice being published in a local newspaper and include a date of commencement of the Policy and Code, as determined by the Chief Executive Officer.

(Note - At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Scott, and carried unanimously.)

S129097

The Committee recommends the following:-

**Item 9.8**

**Post Exhibition - Amendment to the Mobile Food Vending Vehicles Local Approvals Policy**

It is resolved that Council adopt the draft Mobile Food Vending Vehicles Local Approvals Policy, as shown at Attachment A to the subject report.

(Note - At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Scott, and carried unanimously.)

S111707.027



The Committee recommends the following:-

### **Item 9.9**

#### **Traffic Treatment - One-Way Shared Zone - Darlington Lane, Darlington**

It is resolved that Council approve a one-way eastbound restriction with exemption for bicycle riders in Darlington Lane, Darlington, between Golden Grove and Codrington Streets.

(Note - At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Kok, and carried unanimously.)

S047162

The Committee recommends the following:-

## Item 9.10

### 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 in Attachments B to K of the subject report;
- (C) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies at 4A,4B and 4D Huntley Street, Alexandria as detailed in Attachment B;
- (D) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 38 York Street, Sydney, as detailed in Attachment C;
- (E) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 17 Wylde Street, Potts Point, as detailed in Attachment D;
- (F) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies at 40-40D Darlinghurst Road, Potts Point as detailed in Attachment E;
- (G) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 56 Clarence Street, Sydney, as detailed in Attachment F;
- (H) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 7-9 Wilmot Street, Sydney, as detailed in Attachment G;
- (I) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies at 116 Lang Road, Moore Park, as detailed in Attachment H;
- (J) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies at 300 George Street, Sydney, as detailed in Attachment I;
- (K) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 46 Dowling Street, Woolloomooloo, as detailed in Attachment J; and

- (L) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 600-612 George Street, Sydney, as detailed in Attachment K.

(Note - At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Scully, and carried unanimously.)

S105001.002