

Item 9

Report of the Transport, Heritage and Planning Committee - 11 October 2021

Item 9.1

Disclosures of Interest

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

Local Government and Planning Legislation Amendment (Political Donations) Act 2008

No disclosures were made by any members of the public at this meeting of the Transport, Heritage and Planning Committee.

Item 9.2

Post Exhibition - Planning Proposal - 30-62 Barcom Avenue, Darlinghurst - 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 18 October 2021.

Officer's Recommendation

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

It is resolved that:

- (A) Council note the requirements of the Gateway Determination issued by the Department of Planning, Industry and Environment to amend the contents of *Planning Proposal: 30-62 Barcom Avenue, Darlinghurst* prior to exhibition, as shown at Attachment D to the subject report;
- (B) Council note the matters raised in response to the public exhibition of *Planning Proposal: 30-62 Barcom Avenue, Darlinghurst* and *Draft Sydney Development Control Plan 2012 - 30-62 Barcom Avenue, Darlinghurst*, as shown at Attachment E to the subject report;
- (C) Council approve *Planning Proposal: 30-62 Barcom Avenue, Darlinghurst*, shown at Attachment A to the subject report and amended in response to submissions, to be made as a local environmental plan under Section 3.36 of the *Environmental Planning and Assessment Act 1979*;
- (D) Council approve *Draft Sydney Development Control Plan 2012 - 30-62 Barcom Avenue, Darlinghurst*, as shown at Attachment B to the subject report and amended in response to submissions, noting that the approved development control plan will come into effect on the date of publication of the subject local environmental plan; and
- (E) authority be delegated to the Chief Executive Officer to make minor variations to *Planning Proposal: 30-62 Barcom Avenue, Darlinghurst* and *Draft Sydney Development Control Plan 2012 - 30-62 Barcom Avenue, Darlinghurst* to correct any minor drafting errors prior to finalisation.

X018299

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 11 October 2021.

Speakers

Robert Mactier, Alasdair Johnston, Vicki Sharpe, Terry Forster and Ian Riley (Audant – on behalf of the applicant) addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.2.

The Transport, Heritage and Planning Committee recommends the following:

Item 9.3

Public Exhibition - Planning Proposal – Green Square Town Centre: 377-495 Botany Road and 960A Bourke Street, Zetland - Sydney Local Environmental Plan (Green Square Town Centre) 2013 and Green Square Town Centre Sydney Development Control Plan 2012 Amendment

It is resolved that:

- (A) Council approve Planning Proposal - Green Square Town Centre: 377 - 495 Botany Road and 960A Bourke Street, Zetland, shown at Attachment A to the subject report, for submission to the Department of Planning, Industry and Environment with a request for a Gateway Determination;
- (B) Council approve Planning Proposal - Green Square Town Centre: 377 - 495 Botany Road and 960A Bourke Street, Zetland, shown at Attachment A to the subject report 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, Industry and Environment to exercise the delegation of all functions under the relevant local plan making authority under Section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan and put into effect the Planning Proposal - Green Square Town Centre: 377 - 495 Botany Road and 960A Bourke Street, Zetland;
- (D) Council approve draft Development Control Plan - Green Square Town Centre: 377 - 495 Botany Road and 960A Bourke Street, Zetland, shown at Attachment B to the subject report, for public authority consultation and public exhibition together with the planning proposal; and
- (E) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal - Green Square Town Centre: 377 - 495 Botany Road and 960A Bourke Street, Zetland and draft Development Control Plan - Green Square Town Centre: 377 - 495 Botany Road and 960A Bourke Street, Zetland, to correct any drafting errors or to ensure consistency with the Gateway Determination.

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

X026151

Speakers

Tom Waters (Mirvac) and Daniel Howard (Ethos Urban) addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.3.

The Transport, Heritage and Planning Committee recommends the following:

Item 9.4

Traffic Treatment - Proposed Permanent Partial Road Closure - Spring Street, Sydney

It is resolved that Council approve the permanent closure of Spring Street for traffic entering from Pitt Street, as part of the Pitt Street North Walking and Cycling Improvements project.

(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.)

S122295.005

The Transport, Heritage and Planning Committee recommends the following:

Item 9.5

Approved Variations to Development Standards Reported to the Department of Planning, Industry and Environment

It is resolved that the subject report be received and noted.

(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.)

S040864

The Transport, Heritage and Planning Committee recommends the following:

Item 9.6

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 F of the subject report;
- (C) 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 as recommended by the City's Investigation Officer at 118 Flinders Street, Darlinghurst as detailed in Attachment B to the subject report;
- (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 as recommended by the City's Investigation Officer at 16-28 Foster Street, Surry Hills as detailed in Attachment C to the subject report;
- (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 as recommended by the City's Investigation Officer at 231 Oxford Street, Darlinghurst as detailed in Attachment D to the subject report;
- (F) 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 as recommended by the City's Investigation Officer at 83 Harbour Street, Haymarket as detailed in Attachment E to the subject report; and
- (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 as recommended by the City's Investigation Officer at 11 Smail Street, Ultimo as detailed in Attachment F to the subject report.

(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.)

S105001.002