

Item 10

Report of the Transport, Heritage and Planning Committee - 22 July 2024

Item 10.1

Confirmation of Minutes

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

That the Minutes of the meeting of the Transport, Heritage and Planning Committee of Monday 17 June 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

Item 10.2**Statement of Ethical Obligations and Disclosures of Interest**

Councillor Linda Scott made the following disclosures:

- a significant, non-pecuniary interest in Item 10.4 on the agenda, in that she is a member and the Chair of Care Super. Care Super has held Lendlease and Dexus holdings in property holdings, and as a member and the Chair she is on the same terms and conditions as all other members who joined at the time she did and as always she brings her own mind to Council decisions in her role as a Councillor.
- a significant, non-pecuniary interest in Item 10.5 on the agenda, in that she is a member and the Chair of Care Super. Care Super has held Lendlease and Dexus holdings in property holdings, and as a member and the Chair she is on the same terms and conditions as all other members who joined at the time she did and as always she brings her own mind to Council decisions in her role as a Councillor.

Councillor Scott stated that she would step away from the meeting for these items and will not vote on them, out of an abundance of caution.

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.

The Transport, Heritage and Planning Committee recommends the following:

Item 10.3

Public Exhibition - Planning Proposal - 47-51 Riley Street, Woolloomooloo - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

It is resolved that:

- (A) Council approve Planning Proposal - 47-51 Riley Street, Woolloomooloo, as shown at Attachment A to the subject report, to be submitted to the Minister for Planning and Public Spaces with a request for Gateway Determination;
- (B) Council approve Planning Proposal - 47-51 Riley Street, Woolloomooloo, as 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 Minister for Planning and Public Spaces 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 and to put into effect Planning Proposal - 47-51 Riley Street, Woolloomooloo;
- (D) Council approve the Draft Sydney Development Control Plan 2012 - 47-51 Riley Street, Woolloomooloo, 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 variations to Planning Proposal - 47-51 Riley Street, Woolloomooloo, to correct any drafting errors or to ensure consistency with the Gateway Determination; and
- (F) authority be delegated to the Chief Executive Officer to make any variations to Draft Sydney Development Control Plan 2012 - 47-51 Riley Street, Woolloomooloo, 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 item was moved by Councillor Chan, seconded by Councillor Gannon, and carried unanimously.)

X087762

The Transport, Heritage and Planning Committee recommends the following:

Item 10.4

Public Exhibition - Planning Proposal - 1-25 O'Connell Street and 8-16 Spring Street, Sydney - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

It is resolved that:

- (A) Council approve Planning Proposal – 1-25 O'Connell Street and 8-16 Spring Street, Sydney, as shown at Attachment A to the subject report, to be submitted to the Minister for Planning and Public Spaces with a request for Gateway Determination;
- (B) Council approve Planning Proposal – 1-25 O'Connell Street and 8-16 Spring Street, Sydney as 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 Minister for Planning and Public Spaces 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 and to put into effect Planning Proposal – 1-25 O'Connell Street and 8-16 Spring Street, Sydney;
- (D) Council approve the Draft Sydney Development Control Plan 2012 – 1-25 O'Connell Street and 8-16 Spring Street, Sydney Amendment, 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 variations to Planning Proposal – 1-25 O'Connell Street and 8-16 Spring Street, Sydney, to correct any drafting errors or to ensure consistency with the Gateway Determination;
- (F) authority be delegated to the Chief Executive Officer to make any minor variations to Draft Sydney Development Control Plan 2012 – 1-25 O'Connell Street and 8-16 Spring Street, Sydney Amendment to correct any drafting errors or ensure it is consistent with the Planning Proposal following the Gateway Determination; and
- (G) authority be delegated to the Chief Executive Officer to prepare and exhibit a draft planning agreement in accordance with the letter of offer dated 15 July 2024 at Attachment C to the subject report, and the requirements of the Environmental Planning and Assessment Act 1979, and to be exhibited in accordance with the Act.

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

X089436

Speaker

Micah Shulz (Lendlease) addressed the meeting of the Transport, Heritage and Planning Committee on Item 10.4.

The Transport, Heritage and Planning Committee recommends the following:

Item 10.5

Public Exhibition - Planning Proposal - 56-60 Pitt Street and 3 Spring Street, Sydney - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

It is resolved that:

- (A) Council approve Planning Proposal – 56-60 Pitt Street and 3 Spring Street, Sydney as shown at Attachment A to the subject report, to be submitted to the Minister for Planning and Public Spaces with a request for Gateway Determination;
- (B) Council approve Planning Proposal – 56-60 Pitt Street and 3 Spring Street, as 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 Minister for Planning and Public Spaces 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 and to put into effect Planning Proposal – 56-60 Pitt Street and 3 Spring Street, Sydney;
- (D) Council approve the Draft Sydney Development Control Plan 2012 – 56-60 Pitt Street and 3 Spring Street, Sydney, 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 variations to Planning Proposal – 56-60 Pitt Street and 3 Spring Street, Sydney, to correct any drafting errors or to ensure consistency with the Gateway Determination;
- (F) authority be delegated to the Chief Executive Officer to make any variations to Draft Sydney Development Control Plan 2012 – 56-60 Pitt Street and 3 Spring Street, Sydney, to correct any drafting errors or ensure it is consistent with the Planning Proposal following the Gateway Determination; and
- (G) Council note the Chief Executive Officer will prepare a draft planning agreement in accordance with the letter of offer dated 4 July 2024 at Attachment C to the subject report, and the requirements of the Environmental Planning and Assessment Act 1979, to be exhibited in accordance with the Act.

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

X103370

Speaker

Alex Cooper (Dexus) addressed the meeting of the Transport, Heritage and Planning Committee on Item 10.5.

The Transport, Heritage and Planning Committee recommends the following:

Item 10.6

Fire Safety Reports

It is resolved that:

- (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 G to the subject report;
- (C) note the contents of Attachment B and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 41-45 Bourke Road, Alexandria at this time;
- (D) note the contents of Attachment C and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 663 and 665-669 Elizabeth Street, Waterloo at this time;
- (E) note the contents of Attachment D and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 249 George Street, Waterloo at this time;
- (F) note the contents of Attachment E and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 149 Cope Street, Waterloo at this time;
- (G) note the contents of Attachment F and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 4 Ward Avenue, Elizabeth Bay at this time; and
- (H) note the contents of Attachment G and exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 2-26 Wattle Crescent, Pyrmont.

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

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