

Minutes of Ordinary Council Meeting 25 July 2017**Meeting commenced at 6.33 pm****Present:**

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| Richard Pearson | Administrator |
| Rik Hart | Interim General Manager |
| Peter Gainsford | Deputy General Manager Assets and Environment |
| Michael Tzimoulas | Deputy General Manager Chief Financial and Administration Officer |
| John Warburton | Deputy General Manager Community and Engagement |
| Tanya Whitmarsh | Group Manager Governance |
| Simon Manoski | Group Manager Strategic Planning |
| Wal Petschler | Group Manager Roads, Traffic and Stormwater |
| David Paton | Manager Roads Access |
| Kendall Banfield | Manager WestConnex Unit |
| Gill Dawson | Manager Strategy and Policy |
| Harjeet Atwal | Manager Planning Operations |
| Ryan Hawken | Coordinator Asset Planning |
| Ian Naylor | Manager Civic and Executive Support (Minute Taker) |

Public Speakers: see last page of these minutes.**1. Acknowledgement of Country by Chairperson**

"I acknowledge the Gadigal and Wangal people of the Eora nation on whose country we are meeting today, and their elders past and present."

2. Notice of Live Streaming of Council Meeting

The Administrator advised that the Council meeting was being streamed live on Council's website and members of the public must ensure their speech to the Council is respectful and use appropriate language.

DISCLOSURES OF INTERESTS: Nil.**CONFIRMATION OF MINUTES**

The Administrator determined that the Minutes of the Council Meeting held on Tuesday, 27 June 2017 be confirmed.

C0717 Item 1 Administrator's Condolence Motion: The Late Mr Rae Jones former Mayor Ashfield

The Administrator determined that Council:

1. Express its condolences to the family of Mr Rae Jones, his wife Helen, children Karey, Alyse and Bevan and grandchildren Caleb, Caspian and Sascha; and
2. In consultation with the Jones family, investigate options to remember Rae. This could include a bench or seat in a local park, a tree or other suitable memorial.

C0717 Item 2 Administrator's Condolence Motion: The Late Mr Peter Bonsall-Boone (Bon)

The Administrator determined that Council:-

1. Acknowledges Mr Peter Bonsall-Boone's (Bon's) many years of community service; and
2. In consultation with Bon's partner, investigate options to remember Bon.

C0717 Item 3 Administrator's Condolence Motion: The Late Edward (Ted) Floyd

The Administrator determined that Council:-

1. Acknowledges the significant contributions made by Ted Floyd; and
2. In consultation with the Mr Floyd's family, investigate options to remember Ted. This could include a bench or seat in a local park, a tree or other suitable memorial.

C0717 Item 4 Implementation Advisory Group Meeting held on 6 July 2017

The Administrator determined that:

1. The Minutes of the IAG meeting held on 6 July 2017 be noted; and
2. The Minutes of the LRAC Meeting held on 11 July 2017 be noted.

C0717 Item 5 WestConnex Update Report: Draft submission on M4-M5 Link Concept Design, Local Area Traffic Improvement Strategy & Extension of Funding for Community Organiser Position**RECOMMENDATION**

The Administrator determined that Council:

1. Receives and notes this report;
2. Makes a submission on the *M4-M5 Link Concept Design*; and
3. Extends the current 12-month round of funding for the WestConnex Community

Organiser position by four weeks.

C0717 Item 6 Evaluation and proposed outcomes of trial off leash areas at Johnson Park, Morton Park and Petersham Park.

The Administrator determined that:

1. The report be received and noted;
2. The trial dog off leash areas at Johnson Park, Dulwich Hill; Morton Park, Lewisham; and Petersham Park, Petersham be made permanent;
3. The time restrictions at Johnson and Petersham Parks are aligned consistently allowing off leash use from 6am to 9am and 5pm to 8pm during daylight saving and 4pm to 7pm during non-daylight saving;
4. That appropriate works including signage and relevant infrastructure are undertaken in the 2017/18 program of upgrades to dog off leash areas;
5. The design considerations outlined in this report are considered in upcoming capital works programs and in the development of the upcoming Plan of Management and Master Plan for Dulwich Hill Parklands;
6. All residents who have provided feedback during the trial and evaluation process are notified of Council's decision; and
7. Council allows the suspension of dog off leash areas for the purposes of holding Council run community events wherever applicable in the Council area.

C0717 Item 7 120c Old Canterbury Road Summer Hill - Planning Proposal

The Administrator determined that:

1. The Planning Proposal be amended to Council's satisfaction addressing the recommendations outlined in this report, including a Maximum Height of Building equating to 6 storeys relative to Old Canterbury Road and a reduced Maximum Floor Space Ratio;
2. Council authorises the Interim General Manager to be Council's delegate and use "the Authority" for the processing of the Planning Proposal as outlined in this report;
3. On satisfactory completion of Resolution 1 and 2, the Planning Proposal be referred pursuant to Section 56 of the *Environmental Planning and Assessment Act 1979* (the Act) seeking a Gateway Determination and for Council to be the Relevant Planning Authority, and requesting the studies identified in the report be produced;
4. Council develop a site specific Draft Development Control Plan as outlined in this report and exhibit it concurrently with the Planning Proposal; and
5. Upon receipt of the Gateway Determination the Planning Proposal and Draft

DCP be put on public exhibition pursuant to the *Environmental Planning and Assessment Act 1979* (the Act).

6. Council write to the NSW Roads and Maritime Service and request that an area wide traffic network analysis be prepared for the McGill Street precinct and surrounds to determine local area traffic management opportunities that may be implemented to mitigate and better manage traffic impacts in this locality.

C0717 Item 8 Planning Proposal: 58-76 Stanmore Road, 2-20 Tupper Street and 3-9 Alma Avenue, Stanmore

The Administrator determined that Council:

1. Support the planning proposal request for 58-76 Stanmore Road, 2-20 Tupper Street and 3-9 Alma Avenue, Stanmore to rezone the land to facilitate the redevelopment of the site to include a new club premises, commercial floor space, a public plaza and residential accommodation with associated basement car parking subject to the following amendments:
 - (a) The Land Zoning for Site C being amended to R3 Medium Density Residential;
 - (b) Inclusion of MLEP 2011 Schedule 1 additional permitted use of a 'residential flat building' as part of a mixed use development;
 - (c) Maximum height of building controls and number of storeys to be applied across the site as detailed in this report;
 - (d) Floor space ratio controls to be developed for each site should the proposal obtain Gateway approval.
2. Request the applicant to update the planning proposal report and associated documentation to ensure consistency between all documents;
3. Forward the planning proposal to the Minister for Planning for a Gateway determination in accordance with Section 56 of the *Environmental Planning & Assessment Act 1979*;
4. Request that Council be delegated plan making functions in relation to the planning proposal;
5. Resolve to develop site specific planning controls to apply to the future development at 58-76 Stanmore Road, 2-20 Tupper Street and 3-9 Alma Avenue, Stanmore for inclusion in MDCP 2011 Part 9.9 (Newington Precinct 9) consistent with the advice contained within this report and that the site specific controls be publicly exhibited concurrently with the planning proposal; and
6. Consider the Voluntary Planning Agreement (VPA) offer in accordance with Council's interim VPA Policy.

ADJOURNMENT

The Administrator adjourned the meeting at 8.55pm for a 5minute recess.

RESUMPTION

The Administrator resumed the Meeting at 9.00pm.

C0717 Item 9 Overview: Planning Proposal for Uniting Care Site at 15-17 Marion Street, Leichhardt

The Administrator determined that Council:

1. Receive and note this report and attachments;
2. Resolve to support the revised Planning Proposal as outlined in this Report.
3. Resolve to forward the revised Planning Proposal to the Minister for Planning and Environment for a Gateway Determination in accordance with Section 56 of the Environmental Planning and Assessment Act 1979;
4. Delegate the preparation of a revised draft Development Control Plan (DCP) that will reflect the revised Planning Proposal to the General Manager;
5. Upon receipt of the Gateway Determination, the Planning Proposal should be put on public exhibition to meet the requirements of the Environmental Planning and Assessment Act 1979. The revised draft DCP should be exhibited concurrently and public authorities be consulted in accordance with the Gateway Determination; and
6. That a post exhibition report be prepared for Council consideration.

C0717 Item 10 Planning Proposal and Draft Development Control Plan - 168 Norton Street Leichhardt: Community Consultation Outcomes

The Administrator determined that Council:

1. Complete the drafting of a voluntary planning agreement in consultation with the Proponent and exhibit the Agreement in accordance with the Environmental Planning & Assessment Act 1979;
2. Subject to Resolution 1, amend the *Leichhardt Local Environmental Plan 2013* at 168 Norton Street as detailed in the exhibited Planning Proposal;
3. Liaise with the Parliamentary Counsel's Office and the Department of Planning and Environment to draft and finalise the LEP amendment;
4. Following the completion of the above, request the Department of Planning and Environment to notify the Plan; and
5. Delegate the adoption of the revised draft Development Control Plan for 168 Norton Street as detailed in this report to the General Manager.

C0717 Item 11 2-6 Cavill Avenue Ashfield - Planning Proposal

The Administrator determined that Council:

1. Support the Planning Proposal subject to amendments outlined in the report;
2. Forward the Planning Proposal to the Minister of Planning for a Gateway Determination in accordance with Section 56 of the Environmental Planning and Assessment Act, and seek that Council use its delegated plan making functions to be the Relevant Planning Authority for the processing of the Planning Proposal;

3. Authorise the Interim General Manager to be Council's delegate and "the Authorisation" to be the Relevant Planning Authority for the processing of the Planning Proposal; and
4. Develop a site specific Draft Development Control Plan as outlined in the report once the Gateway approval is received and exhibit the Draft DCP concurrently with the Planning Proposal.

C0717 Item 12 Planning Proposal No. DA201600376 at 466-480 New Canterbury Road and 26-38 Hercules Street, Dulwich Hill

The Administrator determined that Council:

1. Defers consideration of the Planning Proposal until the final Sydenham to Bankstown Corridor Urban Renewal Strategy is adopted;
2. Conveys this position to the Department of Planning and Environment for its consideration in relation to any Pre-Gateway review application lodged by the Proponent.

C0717 Item 13 101-103 Lilyfield Road Planning Proposal Report

The Administrator determined that Council:

1. Receive and note this report;
2. Complete the drafting of a voluntary planning agreement in consultation with the Proponent and exhibit the Agreement in accordance with the Environmental Planning & Assessment Act 1979;
3. Subject to resolution 2 above, request that an amendment to Leichhardt Local Environmental Plan 2013 be drafted by Parliamentary Counsel in support of this Planning Proposal that seeks an FSR of 1:1 and 'restaurants or cafes' and 'takeaway food and drink uses' up to 50sqm on the ground floor as additional permitted uses on the land; and
4. Include a height of building control that states the maximum height of the development is 5 storeys or RL 35.73 to the top of the lift overruns.

The Administration declared that, as no member of the public had indicated they wished to speak to Items 14, 15, 17, 19 and 20, in accordance with Clause 6.02 of the Code of Meeting Practice, he moved and declared that 14, 15, 17, 19 and 20 in the Open Council Section of the Business Paper be dealt with en bloc. He further determined to adopt the recommendations contained in the reports for Items 14, 15, 17, 19 and 20.

C0717 Item 14 Post Exhibition Report Draft Marrickville Local Environmental Plan 2011 (Amendment No. 13) - 34 Belmore Street, Enmore

The Administrator determined that:

1. The report be received and noted; and
2. Council forwards the draft amendment to MLEP 2011 to the Department of Planning & Environment seeking final approval and gazettal.

C0717 Item 15 Amendments to Inner West DCP 2016

The Administrator determined that Council:

1. Council support the amendments to the “Comprehensive Inner West DCP 2016 Ashbury, Ashfield, Croydon, Croydon Park, Haberfield, Hurlstone Park and Summer Hill” as indicated in this report and found in Attachment 1 for public exhibition;
2. Council place the Draft amendments and supporting documents on public exhibition in accordance with the requirements of the Act and Environmental Planning and Assessment Regulation 2000 (the Regulation);
3. The Interim General Manager be authorised to make any minor amendments to the Draft DCP content as required for its exhibition that do not result in any significant policy changes; and
4. A post exhibition report be submitted for Council's consideration.

C0717 Item 16 Marrickville Development Control Plan 2011 - Amendment to Part 2.22 Flood Management

The Administrator determined that Council:

1. Receive and note the report;
2. Adopt the updated Flood Planning Area Map in ATTACHMENT 1 and the updated Flood Liable Land Map in ATTACHMENT 2; and
3. Resolve to publicly exhibit draft Marrickville Development Control Plan 2011 (Amendment No. 7) to amend Part 2.22 – Flood Management to incorporate the updated Flood Planning Area Map in ATTACHMENT 1 and the updated Flood Liable Land Map in ATTACHMENT 2.

C0717 Item 17 Local Traffic Committee Meeting held on 6 July 2017

The Administrator determined that the Minutes of the Local Traffic Committee Meeting held on 6 July 2017 be received and the recommendations be adopted.

C0717 Item 18 Draft Councillor Expenses and Facilities Policy - Public Exhibition Period to 25 July 2017

The Administrator determined that Council adopt the amended Councillor Expenses and Facilities Policy distributed in the Supplementary Agenda and publish the policy on its website.

C0717 Item 19 Flood Management Advisory Committee Meeting held on 22 June 2017

The Administrator determined that the minutes of the Inner West Council Flood Management Advisory Committee held on 22 June 2017 be received and the recommendations be adopted.

C0717 Item 20 Inner West Council Investments as at 30 June 2017

The Administrator determined that the report be received and noted.

C0717 Item 21 39 Smith Street Summer Hill - Planning Proposal

The Administrator determined that:

- 1. Council note this report and response to submissions;**
- 2. Council authorises the Interim General Manager to finalise the Planning Proposal as outlined in this report;**
- 3. The Planning Proposal be referred pursuant to Section 59 of the *Environmental Planning and Assessment Act 1979* (the Act) to the NSW Parliamentary Counsel Office to seek an Opinion that the Plan may be made; and**
- 4. Upon receipt of a Parliamentary Counsel Opinion, Council request the Department of Planning and Environment to make the Plan.**

Meeting closed at 10.46pm.

PUBLIC SPEAKERS:

| Item # | Speaker | Suburb |
|-----------------|---|--|
| Item 1: | Helen Hughes Mark Drury, LRAC Alex Lofts, LRAC Caroline Stott, LRAC Ted Cassidy, LRAC Lucille McKenna, LRAC | Summer Hill Croydon Summer Hill Ashfield Haberfield Summer Hill |
| Item 2: | John Stamolis, LRAC | Balmain |
| Item 3: | Robyn Floyd Larry Hand Marghanita da Cruz Julie Passas, LRAC Vera Ann Hannaford, LRAC John Jobling, LRAC | Mount Druitt Birchgrove Leichhardt Ashfield Leichhardt Rozelle |
| Item 4: | Chris Woods, LRAC Mark Drury, LRAC Julie Passas, LRAC Rochelle Porteous | Marrickville Croydon Ashfield Balmain |
| Item 5: | Marghanita da Cruz John Lozano Louise Steer Catherine Gemmell John Stamolis, LRAC James Gilronan Rochelle Porteous Victor Macri, LRAC Richard Dudley Smith Adrienne Shilling | Leichhardt Haberfield Stanmore Leichhardt Balmain Dulwich Hill Balmain Belmore Annandale Leichhardt |
| Item 7: | Conrad Johnston James Gilronan Rick Timperi | Balmain Dulwich Hill Croydon |
| Item 8: | Steve Kennedy Roula Christodoulides Jeff Mead Louise Steer James Gilronan Spiro Costantino | Annandale Stanmore Miranda Stanmore Dulwich Hill Stanmore |
| Item 9: | Juliet Grant Adrian Ciano | Sydney Sydney |
| Item 10: | Juliet Grant Adrian Ciano Garth Faine | Sydney Sydney Leichhardt |
| Item 11: | Mark Drury, LRAC | Croydon |

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| Item 12: | Mark Drury, LRAC Adam Flohm Andrew Darroch Chrisanthi Giotis Peter Manning Mark Skelsey James Gilronan Mary O'Sullivan | Croydon Woollahra Potts Point Dulwich Hill Dulwich Hill Dulwich Hill Dulwich Hill Dulwich Hill |
| Item 13: | Josh Owens Rebecca Wamsteker Tony Thomas | North Sydney Lilyfield Lilyfield |
| Item 16: | Penny Murray Shelly Bice | Dulwich Hill Dulwich Hill |
| Item 18: | John Stamolis, LRAC Victor Macri, LRAC | Balmain Belmore |