



WAVERLEY
COUNCIL

**MINUTES OF THE STRATEGIC PLANNING AND DEVELOPMENT COMMITTEE MEETING
HELD AT WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION ON
TUESDAY, 4 FEBRUARY 2020**

Present:

Councillor Steven Lewis (Chair)	Hunter Ward
Councillor Paula Masselos (Mayor)	Lawson Ward
Councillor Elaine Keenan (Deputy Mayor)	Lawson Ward
Councillor Angela Burrill	Lawson Ward
Councillor George Copeland	Waverley Ward
Councillor Tony Kay	Waverley Ward
Councillor Marjorie O'Neill	Waverley Ward
Councillor John Wakefield	Bondi Ward
Councillor Dominic Wy Kanak	Bondi Ward

Staff in attendance:

Ross McLeod	General Manager
George Bramis	Acting Director, Planning, Environment and Regulatory
John Clark	Director, Customer Service and Organisation Improvement
Emily Scott	Director, Community, Assets and Operations
Karen Mobbs	General Counsel
Darren Smith	Chief Financial Officer
Jane Worthy	Internal Ombudsman

At the commencement of proceedings at 7.30 pm, those present were as listed above, with the exception of Cr O'Neill, who arrived at 8.13 pm.

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The General Manager read the following Opening Prayer and Acknowledgement of Indigenous Heritage:

God, we pray for wisdom to govern with justice and equity. That we may see clearly and speak the truth and that we work together in harmony and mutual respect. May our actions demonstrate courage and leadership so that in all our works thy will be done. Amen.

Waverley Council respectfully acknowledges our Indigenous heritage and recognises the ongoing Aboriginal traditional custodianship of the land which forms our Local Government Area.

1. Apologies/Leaves of Absence

Apologies were received and accepted from Crs Betts, Goltsman and Nemesh.

2. Declarations of Pecuniary and Non-Pecuniary Interests

The Chair called for declarations of interest and none were received.

3. Addresses by Members of the Public

- 3.1 S Darroch – PD/5.5/20.02 – Notts Avenue Safety and Streetscape Upgrade – Update.
- 3.2 J Bryden (on behalf of the applicant, Hollywood Investments Pty Ltd) – PD/5.6/20.02 – Planning Proposal – 96-122 Ebley Street, Bondi Junction – Post-exhibition

4. Confirmation of Minutes

PD/4.1/20.02 Confirmation of Minutes - Strategic Planning and Development Committee Meeting - 3 December 2019 (SF19/327)

MOTION / DECISION

Mover: Cr Lewis
Seconder: Cr Masselos

That the minutes of the Strategic Planning and Development Committee Meeting held on 3 December 2019 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

Cr O'Neill was not present for the consideration and vote on this item.

5. Reports

PD/5.1/20.02 Waverley Local Strategic Planning Statement - Endorsement (SF20/812)

MOTION / DECISION

Mover: Cr Lewis

Seconder: Cr Keenan

That Council:

1. Endorses the Waverley Local Strategic Planning Statement 2020–2036 (LSPS) attached to this report for finalisation, subject to the following amendments:
 - (a) Page 14 of the LSPS, right column, add dot point: ‘Maintaining diversity of retail offerings to serve local needs.’
 - (b) Page 17 of the LSPS, right column, second dot point: delete the second sentence and replace with:

‘Proposals can satisfy these high standards by committing all development on the subject site to achieve a 5+ Green Star rating with the Green Building Council of Australia, or a Core Green Building Certification or Zero Carbon Certification with the Living Futures Institute of Australia, or equivalent.’
 - (c) Page 38 of the LSPS, right column, fourth paragraph regarding Principle H5: insert the word ‘protected’ after the word ‘enhanced’.
 - (d) Page 47 of the LSPS, point 1 under heading Actions: add at the end of the sentence ‘while maintaining diversity of retail offerings.’
2. Forwards the endorsed LSPS to the Greater Sydney Commission to complete the assurance process.
3. Delegates authority to the General Manager to take any further actions necessary to finalise and make the LSPS in accordance with clause 3.9 of the *Environmental Planning and Assessment Act 1979*.
4. Council commits to implementing and progressing the LSPS in ways that operate to involve and acknowledge that Aboriginal First Nation Peoples have a custodial ongoing spiritual, social, cultural, economic and traditional relationship to looking after country and people.

Division

For the Motion: Crs Burrill, Copeland, Kay, Keenan, Lewis, Masselos, O’Neill and Wakefield.

Against the Motion: Cr Wy Kanak.

PD/5.2/20.02 Waverley Development Control Plan 2012 (Amendment No. 7) - SEPP (Vegetation in Non-rural Areas) 2017 - Adoption (SF20/107)**MOTION / UNANIMOUS DECISION**

Mover: Cr Lewis

Seconder: Cr Copeland

That Council adopts the Waverley Development Control Plan 2012 (Amendment No. 7) attached to this report in accordance with section 21 of the *Environmental Planning and Assessment Regulation 2000*, to take effect on 2 March 2020, subject to adding the following sentence in Part B3 Landscaping and Biodiversity, 3.2 Biodiversity, second paragraph before the sentence beginning with 'Since European Settlement...':

'Aboriginal First Nation Peoples have a custodial ongoing spiritual, social, cultural, economic and traditional relationship to the sunshine wattle and the Eastern Suburbs banksia scrub, as well as to all native flora and fauna.'

Division

For the Motion: Crs Burrill, Copeland, Kay, Keenan, Lewis, Masselos, O'Neill, Wakefield and Wy Kanak.

Against the Motion: Nil.

PD/5.3/20.02 Street Pedestrianisation - Street Play Policy (SF20/775)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos

Seconder: Cr Keenan

That Council:

1. Adopts the Street Play Policy attached to this report to cater for small community events up to 100 persons, subject to the Street Play Policy being updated to not preclude small play group events that are smaller than 30 persons.
2. Covers the insurance costs through existing budgets for the remainder of the 2019–20 (current) financial year as a grace period, in order to incentivise uptake and assess future insurance requirements.
3. Receives a further report with any recommended changes to the policy and an assessment of street play events conducted, once initial pilot events have occurred.

PD/5.4/20.02 Undergrounding Power - Council Contributions (SF20/774)**MOTION / UNANIMOUS DECISION**

Mover: Cr Lewis

Seconder: Cr Wy Kanak

That Council:

1. Does not support funding the extension to the undergrounding of power at Bronte Beach Village between 495 and 499 Bronte Road.
2. Endorses the following position on the undergrounding of power:

- (a) Undergrounding is not the responsibility of Council.
- (b) Where Council undertakes village centre upgrades or major capital works projects that require multi-function poles, Council will underground power to facilitate this.
- (c) Council will condition developments through the development application process to underground along major routes and in commercial areas.
- (d) If residents wish to underground in residential areas, they must undertake the project through an accredited service provider as mandated by Ausgrid. Council's involvement will be in approving street lighting changes and reviewing road opening applications.
- (e) Council's contribution to these projects will be limited to restoration costs of footpaths, kerb and gutter, nature strips and road surfaces where deemed that the condition of the existing assets is condition 3 or worse.
- (f) Council will co-ordinate restorations with undergrounding works.

PD/5.5/20.02 Notts Avenue Safety and Streetscape Upgrade - Update (A18/0525)

MOTION / UNANIMOUS DECISION

Mover: Cr Wakefield
Seconder: Cr Wy Kanak

That Council:

1. Receives and notes this update on the Notts Avenue Safety and Streetscape Upgrade project.
2. Notes the outcomes of the community consultation completed in June 2019.
3. Endorses the updated Notts Avenue Safety and Streetscape Upgrade design attached to this report, including the proposed vehicle-rated balustrade on the cliff's edge on Notts Avenue as an additional safety measure, noting that the intersection will allow right-hand turns from Campbell Parade into Notts Avenue.
4. Notes that the proposed design will be reported to the Waverley Traffic Committee on 27 February 2020 for consideration, with meeting minutes to be reported to Council on 17 March 2020 for adoption.
5. Progresses to a tender for construction services.
6. Informs the community on the final design endorsed by Council, noting the original 'left in, left out' proposal (banning of right-hand turns) at the Notts Avenue and Campbell Parade intersection has been removed from the scope of this project.

Cr O'Neill was not present for the consideration and vote on this item.

S Darroch addressed the meeting.

PD/5.6/20.02 Planning Proposal - 96-122 Ebley Street, Bondi Junction - Post-exhibition (PP-1/2016)**MOTION / UNANIMOUS DECISION**

Mover: Cr Lewis
Seconder: Cr Wakefield

That Council:

1. Notes the matters raised in the submissions made on the Planning Proposal at 96–122 Ebley Street, Bondi Junction.
2. Supports the planning proposal lodged by CityPlan Services to amend the Waverley Local Environment Plan 2012 (WLEP) in respect of 96–122 Ebley Street, Bondi Junction.
3. Supports making the amendments to the WLEP 2012 outlined in the planning proposal in conjunction with Parliamentary Counsel under the delegation received from the Department of Planning, Industry and Environment.
4. Notifies property owners of Council’s decision.

Division

For the Motion: Crs Burrill, Copeland, Kay, Keenan, Lewis, Masselos, Wakefield and Wy Kanak.

Against the Motion: Nil.

Cr O’Neill was not present for the consideration and vote on this item.

J Bryden (on behalf of the applicant, Hollywood Investments Pty Ltd) addressed the meeting.

PD/5.7/20.02 Reverse Vending Machine at Bondi Beach (A17/0647)**MOTION / DECISION**

Mover: Cr Wakefield
Seconder: Cr Lewis

That Council:

1. Extends its contract with the NSW Government representative Tomra-Cleanaway until 30 April 2020 when the Bondi Pavilion Restoration Project commences.
2. Following the removal of the Reverse Vending Machine (RVM), continues to support the ‘Return and Earn’ State Government initiative through promotion of RVM and other collection options provided by Tomra-Cleanaway.

PD/5.8/20.02 Boot Factory Adaptive Reuse Project - Update (A19/0074)**MOTION / UNANIMOUS DECISION**

Mover: Cr Masselos
Seconder: Cr Keenan

That Council:

1. Receives and notes this update on the Boot Factory Adaptive Reuse project.

2. Endorses the design for the Boot Factory Adaptive Reuse project attached to this report, noting that the design involves restoration of the original building in line with the conservation strategy for the building and the Council resolution of 7 May 2019.
3. Continues with detailed design and progresses to a tender for a head contractor following DA approval, noting that issuing the request for tender is subject to Council endorsement of the draft 2020–21 Capital Works Program and Long Term Financial Plan.

Division

For the Motion: Crs Burrill, Copeland, Kay, Keenan, Lewis, Masselos, O’Neill, Wakefield and Wy Kanak.

Against the Motion: Nil.

6. Urgent Business

There were no items of urgent business.

7. Meeting Closure

THE MEETING CLOSED AT 8.59 PM.

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SIGNED AND CONFIRMED
CHAIR
3 MARCH 2020