



EXTRAORDINARY COUNCIL MEETING

A meeting of WAVERLEY COUNCIL will be held by video conference/at Waverley Council Chambers,
Cnr Paul Street and Bondi Road, Bondi Junction at:

7.00 PM, TUESDAY 1 DECEMBER 2020

A handwritten signature in grey ink, appearing to read 'R. B. McLeod', is positioned above the printed name.

Ross McLeod
General Manager

Waverley Council
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Live Streaming of Meetings

This meeting is streamed live via the internet and an audio-visual recording of the meeting will be publicly available on Council's website.

By attending this meeting, you consent to your image and/or voice being live streamed and publicly available.

AGENDA

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The General Manager will read the following Opening Prayer:

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.

The Mayor will read the following Acknowledgement of Indigenous Heritage:

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

2. Declarations of Pecuniary and Non-Pecuniary Interests

3. Addresses by Members of the Public

4. Notices of Motions

CM/4.1/20.12E RESCISSION MOTION - CM/8.1/20.11 - Planning Proposal - Bondi Junction
Strategic Centre - Protecting and Promoting Non-Residential Floor Space -
Post-exhibition4

5. Meeting Closure

NOTICE OF MOTION CM/4.1/20.12E



Subject: RESCISSION MOTION - CM/8.1/20.11 - Planning Proposal -
Bondi Junction Strategic Centre - Protecting and
Promoting Non-Residential Floor Space - Post-exhibition

TRIM No: PP-3/2019

Submitted by: Councillor Lewis
Councillor Masselos
Councillor Keenan

MOTION:

That resolution CM/8.1/20.11 – Planning Proposal – Bondi Junction Strategic Centre – Protecting and Promoting Non-Residential Floor Space – Post-exhibition, passed at the Council meeting on 17 November 2020, be rescinded.

Background

This matter was last considered by Council at its meeting on 17 November 2020. Subsequent to the meeting, Crs Lewis, Masselos and Keenan submitted a notice of motion to rescind the resolution and foreshadowed the following motion:

FORESHADOWED MOTION:

That Council:

1. Notes the matters raised in the submissions on the planning proposal to protect commercial floor space capacity in the Bondi Junction Strategic Centre.
2. Supports the planning proposal with the amendment that a change of use from existing serviced apartments to residential accommodation will not be impacted by the Additional Local Provision.
3. Supports making the amendments to the Waverley Local Environmental Plan 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 those people who made a submission of Council's decision.
5. Undertakes a review of the longer-term implications of office demand in Bondi Junction within three years after the end of the COVID-19 crisis to understand market adjustment and emerging trends.
6. Notes that the Additional Local Provision does not prohibit the operation of home occupations, home business, home industry or any business use lawfully tied to a building -
7. Notes the unique circumstances that 29 Newland St, Bondi junction present as a largely residential building with minimal commercial offerings and therefore exempts the site from the provision of the Additional Local Provision.

BELOW IS A MINUTE EXTRACT FROM THE COUNCIL MEETING HELD ON 17 NOVEMBER 2020:

CM/8.1/20.11 RESCISSION MOTION - PD/5.4/20.11 - Planning Proposal - Bondi Junction Strategic Centre - Protecting and Promoting Non-Residential Floor Space - Post-exhibition (PP-3/2019)

Subsequent to the meeting, a notice of motion to rescind this resolution was lodged with the General Manager. The rescission motion will be considered at a meeting to be advised.

Cr Wakefield declared a pecuniary interest in this item and informed the meeting that he is the owner of a premises in Harley Place. Cr Wakefield was not present at, or in sight of, the meeting for the consideration and vote on the foreshadowed motion.

MOTION

Mover: Cr Betts
Seconder: Cr Burrill

That resolution PD/5.4/20.11 – Planning Proposal – Bondi Junction Strategic Centre – Protecting and Promoting Non-Residential Floor Space – Post-exhibition, passed at the Strategic Planning and Development Committee meeting on 3 November 2020, be rescinded.

FORESHADOWED MOTION

Mover: Cr Betts
Seconder: Cr Burrill

That Council:

1. Defers this item until the February 2021 Council meeting in order for officers to receive updated statistics on office vacancies in the affected zone and to provide an updated report on affected properties.
2. Notes the unique circumstances that 29 Newland Street, Bondi Junction, presents as a largely residential building with minimum commercial offerings and therefore exempts the site from the additional local provisions.
3. Notes that 251 Oxford Street, Harley Place, has a unique composition as it includes two levels of parking floors, two levels of retail floors, five commercial floors and four residential floors and is 100% strata and should therefore be exempted from the additional local provisions.

THE RESCISSION MOTION WAS PUT AND DECLARED CARRIED.

Division

For the Motion: Crs Betts, Burrill, Copeland, Goltsman, Kay and Nemesh.

Against the Motion: Crs Keenan, Lewis, Masselos, Wakefield and Wy Kanak.

THE FORESHADOWED MOTION NOW BECAME THE MOTION.

THE MOTION WAS THEN PUT AND DECLARED CARRIED.

DECISION:

That Council

1. Defers this item until the February 2021 Council meeting in order for officers to receive updated statistics on office vacancies in the affected zone and to provide an updated report on affected properties.

2. Notes the unique circumstances that 29 Newland Street, Bondi Junction, presents as a largely residential building with minimum commercial offerings and therefore exempts the site from the additional local provisions.
3. Notes that 251 Oxford Street, Harley Place, has a unique composition as it includes two levels of parking floors, two levels of retail floors, five commercial floors and four residential floors and is 100% strata and should therefore be exempted from the additional local provisions.