



WAVERLEY
COUNCIL

OPERATIONS COMMITTEE MEETING

A meeting of the OPERATIONS COMMITTEE will be held at the Waverley Council Chambers,
Cnr Paul Street and Bondi Road, Bondi Junction at:

7.00PM, TUESDAY 2 AUGUST 2016

Peter Brown
General Manager

Waverley Council
PO Box 9
Bondi Junction NSW 1355
DX 12006 Bondi Junction
Tel. 9083 8000
E-mail: info@waverley.nsw.gov.au

Delegations of the Waverley Operations Committee

On 10 December 2013, Waverley Council delegated to the Waverley Operations Committee the authority to determine any matter **other than**:

1. Those activities designated under S377(1) of the Local Government Act which are as follows:
 - (a) The appointment of a general manager,
 - (b) The making of a rate,
 - (c) A determination under section 549 as to the levying of a rate,
 - (d) The making of a charge,
 - (e) The fixing of a fee,
 - (f) The borrowing of money,
 - (g) The voting of money for expenditure on its works, services or operations,
 - (h) The compulsory acquisition, purchase, sale, exchange or surrender of any land or other property (but not including the sale of items of plant or equipment),
 - (i) The acceptance of tenders which are required under this Act to be invited by the council,
 - (j) The adoption of an operational plan under section 405,
 - (k) The adoption of a financial statement included in an annual financial report,
 - (l) A decision to classify or reclassify public land under Division 1 of Part 2 of Chapter 6 of the Act,
 - (m) The fixing of an amount or rate for the carrying out by the council of work on private land,
 - (n) The decision to carry out work on private land for an amount that is less than the amount or rate fixed by the council for the carrying out of any such work,
 - (o) The review of a determination made by the council, and not by a delegate of the council, of an application for approval or an application that may be reviewed under section 82A of the Environmental Planning and Assessment Act 1979,
 - (p) The power of the council to authorise the use of reasonable force for the purpose of gaining entry to premises under section 194,
 - (q) A decision under section 356 to contribute money or otherwise grant financial assistance to persons,
 - (r) A decision under section 234 to grant leave of absence to the holder of a civic office,
 - (s) The making of an application, or the giving of a notice, to the Governor or Minister,
 - (t) This power of delegation,
 - (u) Any function under this or any other Act that is expressly required to be exercised by resolution of the council.
2. The adoption of a Community Strategic Plan, Resourcing Strategy and Delivery Program as defined under Sections 402, 403, and 404 of the Local Government Act.
3. The determination of urgent matters raised in the Committee without prior notice.

Committee decisions will be made by majority vote of the quorum present.

The Committee's Minutes will be confirmed at the following committee meeting in line with the provisions of Clause 266 of the Local Government Regulation 2005 which are:

- (1) *Each committee of a council must ensure that full and accurate minutes of the proceedings of its meetings are kept.*
- (2) *As soon as the minutes of an earlier meeting of a committee of the council have been confirmed at a later meeting of the committee, the person presiding at the later meeting must sign the minutes of the earlier meeting.*

AGENDA

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The Chair will 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

2. Declarations of Pecuniary and Non-Pecuniary Interests

3. Addresses to Council by Members of the Public

4. Confirmation of Minutes

OC/4.1/16.08 Confirmation of Minutes - Operations Committee Meeting - 5 July 20162

5. Reports

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OC/5.2/16.08 Enclosed dog area in Waverley Park.....29

OC/5.3/16.08 Status of Outstanding Notices of Motions and Mayoral Minutes adopted by Council.....36

6. Meeting Closure

**CONFIRMATION OF MINUTES
OC/4.1/16.08**

Subject: Confirmation of Minutes - Operations Committee Meeting
- 5 July 2016

TRIM No.: SF16/414

Author: Al Johnston, Governance Officer

RECOMMENDATION:

That the Minutes of the Operations Committee Meeting held on 5 July 2016 be received and noted, and that such minutes be confirmed as a true record of the proceedings of that meeting.

Introduction/Background

The minutes of the Operations Committee meeting must be submitted to Operations Committee for confirmation, in accordance with Section 375 of the Local Government Act 1993.

Attachments:

1. Operations Committee Meeting Minutes - 5 July 2016



**MINUTES OF THE OPERATIONS COMMITTEE MEETING
HELD AT THE WAVERLEY COUNCIL CHAMBERS, CNR PAUL STREET AND BONDI ROAD, BONDI JUNCTION
ON TUESDAY, 5 JULY 2016**

Present:

Councillor Andrew Cusack (Chair)	Lawson Ward
Councillor Tony Kay (Deputy Mayor)	Waverley Ward
Councillor Angela Burrill	Lawson Ward
Councillor Joy Clayton	Bondi Ward
Councillor Leon Goltsman	Hunter Ward
Councillor Miriam Guttman-Jones	Hunter Ward
Councillor Paula Masselos	Lawson Ward
Councillor Bill Mouroukas	Waverley Ward
Councillor John Wakefield	Bondi Ward
Councillor Dominic Wy Kanak	Bondi Ward

Staff in attendance:

Peter Brown	General Manager
Cathy Henderson	Director, Waverley Life
Peter Monks	Director, Waverley Futures
Emily Scott	Director, Waverley Renewal
Jane Worthy	Manager, Internal Ombudsman's Office

At the commencement of proceedings at 7.00PM those present were as listed above with the exception of Crs Wy Kanak and Cr Wakefield who arrived at 7.03PM and 7.06PM respectively.

PRAYER AND ACKNOWLEDGEMENT OF INDIGENOUS HERITAGE

The Chair 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 Cr Betts and Cr Strewe.

2. Declarations of Pecuniary and Non-Pecuniary Interests

The Chair called for declarations of interests and the following were received:

- 2.1 Cr Wy Kanak declared a less than significant, non-pecuniary interest in item OC/5.4/16.07 – Petition – Residential Preferential Parking in Watson Street, Bondi. Cr Wy Kanak informed the meeting that he knows some of the petitioners.
- 2.2 Cr Wy Kanak declared a less than significant, non-pecuniary interest in item OC/5.6/16.07 – Petition – Parking in Tasman Street, Bondi. Cr Wy Kanak informed the meeting that he knows some of the petitioners.

3. Addresses to Council by Members of the Public

There were no addresses to Council by members of the public.

4. Confirmation of Minutes

Due to the Operations Committee Meeting of 7 June 2016 being cancelled there were no Minutes for confirmation.

5. Reports

**OC/5.1/16.07 Waverley Local Environmental Plan 2012 - Housekeeping Amendment
(A15/0397)**

MOTION / DECISION

Mover: Cr Kay
Seconder: Cr Burrill

That Council:

1. Adopts the revised Planning Proposal to amend the Waverley Local Environment Plan 2012 attached to this report, subject to the following amendment:
 - (a) Change the last few words of the second bullet point under paragraph (f) 'Amend objectives of B1 Neighbourhood Centre zone' (page 15 of the Council agenda; page 7 of the Revised Planning Proposal) from "transport and traffic generation" to "transport, traffic generation and on-street parking".
2. Forwards the revised Planning Proposal to the NSW Department of Planning and Environment to draft the legal instrument and finalise the LEP.
3. Officers, in discussion with the NSW Department of Planning, give consideration to the insertion of an item in the glossary defining the meaning of 'desired future character'.

Division

For the Motion: Crs Burrill, Clayton, Cusack, Goltsman, Guttman-Jones, Kay, Masselos, Mouroukas and Wakefield.

Against the Motion: Cr Wy Kanak.

OC/5.2/16.07 Equal Employment Opportunity Management Plan (A15/0200)**MOTION / UNANIMOUS DECISION**

Mover: Cr Goltsman

Seconder: Cr Mouroukas

That Council adopts the draft Equal Employment Opportunity (EEO) Management Plan 2016-2018 attached to this report.

OC/5.3/16.07 Transition Project Unit Status Report (A16/0054)**MOTION**

Mover: Cr Kay

Seconder: Cr Mouroukas

That Council receives and notes this report.

AMENDMENT

Mover: Cr Wy Kanak

Seconder: Cr Masselos

That the Motion be adopted subject to the future work of the Transition Project Unit including community consultation on the dual naming of the Eastern Beaches Council to include an Aboriginal name.

THE AMENDMENT WAS PUT AND DECLARED LOST.

Division

For the Amendment: Crs Masselos, Wakefield and Wy Kanak.

Against the Amendment: Crs Burrill, Clayton, Cusack, Goltsman, Guttman-Jones, Kay and Mouroukas.

THE SUBSTANTIVE MOTION WAS THEN PUT AND DECLARED CARRIED.

Division

For the Substantive Motion: Crs Burrill, Clayton, Cusack, Goltsman, Kay and Mouroukas.

Against the Substantive Motion: Crs Guttman-Jones, Masselos, Wakefield and Wy Kanak.

OC/5.4/16.07 Petition - Residential Preferential Parking in Watson Street, Bondi (A03/2581)

Cr Wy Kanak declared a less than significant, non-pecuniary interest in this item. Cr Wy Kanak informed the meeting that he knows some of the petitioners.

MOTION / DECISION

Mover: Cr Mouroukas
Seconder: Cr Kay

That the petition requesting residential preferential parking in Watson Street, Bondi, be forwarded to the Executive Manager, Creating Waverley for consideration.

THE MOTION WAS PUT AND DECLARED CARRIED ON A SHOW OF HANDS 6/4.

OC/5.5/16.07 Petition - Parking Restrictions in Santa Marina Avenue, Waverley (A03/2581)

MOTION / DECISION

Mover: Cr Burrill
Seconder: Cr Kay

That the petition requesting that Resident Parking Scheme restrictions in Santa Marina Avenue, Waverley, be revised to 1 hour parking 6am -10pm Monday to Sunday, be received and noted and forwarded to the Executive Manager, Creating Waverley, for appropriate action.

OC/5.6/16.07 Petition - Parking in Tasman Street, Bondi (A03/2581)

Cr Wy Kanak declared a less than significant, non-pecuniary interest in this item. Cr Wy Kanak informed the meeting that he knows some of the petitioners.

MOTION / UNANIMOUS DECISION

Mover: Cr Mouroukas
Seconder: Cr Kay

That the petition requesting Council to improve and increase parking in Tasman Street, Bondi be received and noted and forwarded to the Executive Manager, Creating Waverley, for appropriate action.

6. Meeting Closure

THE MEETING CLOSED AT 7.53PM.

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SIGNED AND CONFIRMED
MAYOR
2 AUGUST 2016

REPORT

OC/5.1/16.08



Subject: Waverley Development Control Plan - Amendment No. 5

TRIM No.: A15/0395

Author: Rebecca Jacobs, Strategic Planner

Director: Peter Monks, Director Waverley Futures

RECOMMENDATION:

That Council adopts the Draft Waverley Development Control Plan 2012 (Amendment No. 5) in accordance with Section 21 of the Environmental Planning and Assessment Regulation 2000.

1. Executive Summary

The purpose of this report is to:

- a) Outline feedback received during exhibition of the Draft DCP Amendment No. 5
- b) Outline the key changes that have been made post-exhibition as part of the Draft Waverley Development Control Plan 2012 (Amendment No. 5); and
- c) Obtain Council resolution to adopt the Draft Waverley Development Control Plan 2012 (Amendment No. 5), as attached at Attachment 1.

2. Introduction/Background

A Development Control Plan (DCP) contains detailed planning and design guidelines for specific uses or areas and is intended to complement the development standards contained in Local Environmental Plans (LEPs). DCPs cannot contradict objectives or the development standards set out in LEPs.

The Draft Development Control Plan 2012 (Amendment No. 5) (Draft WDCP 2012) comprises the annual housekeeping amendment to the Waverley Development Control Plan 2012.

3. Relevant Council Resolutions

Council or Committee Meeting and Date	Minute No.	Decision
Waverley Development Control Plan Amendment No.5 3 May 2016	OC/5.1/16.05	That Council exhibit the Draft Waverley Development Control Plan 2012 (Amendment No. 5) for a period of 28 days, in accordance with Clause 74C of the <i>Environmental Planning and Assessment Act 1979</i> (EP&AA 1979) and Clause 18 of the <i>Environmental Planning and Assessment Regulation 2000</i> (Regulation 2000) subject to the following changes prior to public exhibition: <ol style="list-style-type: none"> 1. Various amendments: <ol style="list-style-type: none"> i. Section B8.4 Control (b) to read: Properties which have

		<p>two frontages should have only one vehicular crossing to minimise pedestrian conflict.</p> <p>ii. Section C1.1 Introduction, delete bullet point “Local Village Centres – Part E3”</p> <p>iii. Section C1.5 Introduction, officers to introduce wording that clarifies that this part does not apply to granny flats.</p> <p>iv. Section C1.8 Control (a), delete the sentence “As an exception bedroom windows are permitted to face neighbouring bedroom windows.”</p> <p>v. Section C1.9 Controls (b) and (c), delete “north-facing” to read:</p> <p>(b) All forms of lower density residential accommodation are to be designed so as to provide for a minimum of 3 hours direct sunlight to windows of living areas and principal private open space areas, when measured between 9am and 3pm during winter solstice (June 21).</p> <p>(c) All forms of lower density residential accommodation are not to reduce the amount of direct sunlight to solar collectors or the principal private open space of adjoining properties to less than 3 hours to windows of living areas and principal private open space areas, when measured between 9am and 3pm during winter solstice (June 21).</p> <p>vi. Section C1.11.3 Control (f) be amended to read:</p> <p>(f) Vehicle access is not to remove existing street planting without consent and replacement of street planting with two trees of like mature species or Council approved alternate species.</p> <p>vii. Section C2.8 Objective (d) be amended to read:</p> <p>(d) To ensure alterations and additions maintain the original architectural character of existing residential flat buildings.</p> <p>viii. Section C2.9, retain and re-name the diagram previously titled “Figure 28 Minimum attic dimensions”.</p> <p>ix. Section D3.3.1 Control (b) change maximum trading hours for B3 Commercial Core Zone and B4 Mixed Use Zone in Table 2 as follows: delete (a) and (b) and replace with “7:00am-10:00pm, 7 days a week”</p> <p>x. Section E1.4.1, insert new control after (d) to read:</p> <p>(e) Developments with large public spaces such as arcades and through site links are to incorporate public art within the development (refer to Section B11).</p> <p>xi. Amend Section E1.4.1 Control (b)(viii) to read:</p> <p>(viii) Be open for public use for at least between the hours of 7:00am and 7:10:00pm daily.</p> <p>xii. The examples of furniture in Annexure D32 ‘Examples of furniture styles’ on page 230 of the DCP be reviewed to ensure that all examples are safe for public use.</p> <p>2. Add a new section regarding Universal Housing Design into</p>
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		<p>Part B7:</p> <p>7.3 Universal Housing Design</p> <p>Universal housing design refers to dwellings that are able to meet the changing needs of people of different ages and abilities over time. A dwelling of universal design incorporates elements that are 'designed in' from the beginning, thus not requiring subsequent modification or adaptation through the lifecycle of occupants.</p> <p>Universal housing design is different to adaptable housing which is governed by Australian Standard AS 4299-1995 Adaptable Housing and is specifically designed to allow for the future adaptation of a dwelling to accommodate the occupant's changing needs over time.</p> <p>This section is intended to be read together with the Apartment Design Guide, which requires the inclusion of universal design features, and the Livable Housing Design Guidelines produced by Livable Housing Australia.</p> <p>Objectives</p> <ul style="list-style-type: none"> (a) To increase the supply of universal housing. (b) To ensure a suitable proportion of dwellings include universal design features to accommodate the changing needs of occupants over their lifetimes. (c) To promote sustainable development by extending the usability of a dwelling to meet 'whole of life' needs of the community. <p>Controls</p> <ul style="list-style-type: none"> (a) A minimum of 20% of units in a new development are to incorporate the following Liveable Housing Design Guideline's silver level universal design features: <ul style="list-style-type: none"> (i) A safe and continuous and step free path of travel from the street entrance and/or parking area to a dwelling entrance that is level. (ii) At least one level entrance into the dwelling. (iii) Internal doors and corridor widths that facilitate comfortable and unimpeded movement between spaces. (iv) A toilet on the ground (or entry) level that provides easy access. (v) A bathroom that contains a hobless (step-free) shower recess. (vi) Reinforced walls around the toilet, shower and bath to support the safe installation of grab rails at a later date. (vii) A continuous handrail on one side of any stairway where there is a rise of more than one metre. (viii) Stairways are designed to reduce the likelihood of injury and also enable future adaptation. (b) Where proposed, all universally designed dwellings
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		<p>must be clearly identified on the submitted DA plans. Note: Current Section 7.3 Unjustifiable Hardship becomes Section 7.4. 3.</p> <p>3. In Section C2.24 Building Services, insert new objective to read: (b) To minimise visual impact by encouraging building services to be located in the basement of buildings.</p> <p>4. Part D3 be amended to ensure premises that have the primary function of the sale and/or consumption of alcohol will not be granted footpath seating licences. In this respect: (a) The foreword to Part D3, Section 3.1 be amended to include the following: <i>A footpath seating licence will not be issued in association with a pub or premises where the primary purpose is the service and/or consumption of alcohol, ie a hoteliers license or small bar license.</i> (b) The objectives to Part D3, Section 3.1 A include a new objective (c) to read as follows: <i>To ensure that footpath dining is provided to premises where the primary purpose is the consumption of food.</i> (c) The controls to Part D3, Section 3.1 A include a new control (o) to read as follows: <i>Footpath seating licences will not be granted to a pub or premises where the primary purpose is the service and/or consumption of alcohol, ie a premises with a hoteliers licence or small bar licence or the like.</i></p>
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4. Discussion

5.1 Consultation

5.1.1 Public Exhibition

The Draft WDCP 2012 was placed on public exhibition for 28 days from 11 May 2016 to 7 June 2016. Councillors and staff were consulted throughout the exhibition period. In addition, all precinct committees were notified of the exhibition and invited to comment on the draft document. An advertisement was placed in the Wentworth Courier and all relevant documentation was available at the Customer Service Centre and Waverley Library. All of the information was also placed on the Waverley "Have Your Say" website.

5.1.2 Submissions

Six submissions were received in total: one public submission and five submissions from within Waverley Council. The details of each submission, and the proposed response are contained in Attachment 2.

Following public exhibition, the submissions have been considered by the Strategic Planning team and some changes have been made post exhibition. For the purposes of completing this round of amendments the post exhibition changes are only minor in nature and do not warrant re-exhibition. The post-exhibition changes have been made to the WDCP 2012 (refer to blue text in Attachment 1), which is provided at Attachment 1 to this report for adoption.

5.2 Key policy changes

The following provides a summary of the key proposed policy changes to the Draft WDCP 2012 as a result of submissions received and further internal consultation conducted. A detailed list of all proposed changes to the Draft WDCP 2012 is contained in Attachment 3 - List of all proposed changes to the Draft Development Control Plan 2012 (Amendment No. 5).

- Amended Part B General Provisions 8.1.1(f) so parking requirements in Bondi Junction can be reduced or removed if no driveway crossover is permitted to the site.
- New diagrams (Figures 2 and 19) have been inserted to Part C Residential Development demonstrate how to measure building height on a sloping site.
- Amended C1 1.9 controls (b) and (c) so there should be a minimum of minimum of 3 hours direct sunlight to living areas and principal private open space areas, when measured between 9am and 3pm during winter solstice (June 21) Calculation of sunlight should not be limited to windows only, as direct sunlight may also be obtained through doors and skylights.
- Where a street tree is removed to allow for a driveway crossover, and there is only space for one replacement tree on the street, the second replacement tree should go on the subject site.
- Amended Part D Commercial Development 1.3(a) to allow pre-works and clean up to occur one hour outside of trading hours in every zone, provided no trading occurs within that time.
- Amended Part D Commercial Development 1.3 to clarify the terminology and process relating to extended trading hours.
- The maximum footpath seating hours at D Commercial Development 3.3.1 have been amended to finish at 9:30pm on Sundays to ensure they align with the DCP control for closing of footpath seating 30 minutes prior to the main trading hours for premises
- The maximum footpath seating hours at D Commercial Development 3.3.1 have been amended so they begin from 8am on Sundays in residential zones, to preserve the amenity of nearby residents.
- The clarity of controls in Part E1 Bondi Junction Centre 1.4 for through site links and arcades has been amended.
- The definition of predominant building line has been amended so the building line is determined by the predominant setback of the adjoining properties on the same side of the road.

5.3 Future amendments

There were matters raised through submissions and discussions during the post-exhibition drafting process, which are not able to be included as part of this DCP review. These matters require further investigation and exhibition of proposed amendments before they can be adopted. These include:

- Moving Parts A2 Development Application Requirements and A3 Advertising and Notification from the DCP into a separate document to remove process and protocols from the DCP.
- Inserting new controls to limit the amount of excavation for dwellings houses, to limit the impact on the natural landscape and prevent spaces being used unlawfully and with poor amenity.
- An in-depth review of Part C2 Multi Unit and Multi Dwelling Housing to remove duplication and ensure consistency with the State Government adopted State Environmental Planning Policy 65 - Design Quality of Residential Apartment Development and associated Apartment Design Guide.
- Re-examining trading hours with respect to the adopted vision for Bondi Junction Heartbeat of the East and any future vision for the B3 and B4 zones (particularly Bondi Junction and Bondi Beach areas).
- Testing of appropriate street wall heights on a site by site basis in Bondi Junction to resolve urban design and streetscape issues that occur when a two-storey street wall meets a six-storey street wall.
- Requiring new developments on primary Streets in Bondi Junction and in local village centres to share vehicle access points in order to minimise vehicle crossovers.

5. Relationship to Waverley Together 3 & Delivery Program 2013-17

The relationship to *Waverley Together 3* and *Delivery Program 2013-17* is as follows:

- Direction: L5 Buildings are well-designed, safe and accessible and the new is balanced with the old.
- Strategy: L5a Ensure planning building controls for new buildings and building upgrades deliver high quality urban design that is safe and accessible, in which heritage and open space is recognised, respected and protected..
- Deliverable: Development Control Plan (DCP) updated annually .

6. Financial impact statement/Timeframe/Consultation

Existing Shaping Waverley budget covers DCP printing costs.

7. Conclusion

Matters raised by ongoing consultation with relevant Council officers, Councillors and the community have been appropriately considered in the review of the Waverley DCP 2012. The Draft Waverley DCP 2012 (Amendment No. 5) is consistent with legislation, Council's policies, plans and strategies.

8. Attachments:

1. Waverley Development Control Plan 2012 (Draft Amendment No 5) (under separate cover)
2. Comments received during public exhibition period and responses
3. Summary of amendments made as part of Waverley Development Control Plan 2012 (Draft Amendment No 5)

Public Exhibition of Waverley Development Control Plan 2012 (Amendment No. 5)

Comments received during exhibition period (11 May – 7 June)

Written submissions

#	Name and Date	Detail of Submission	Response
1	Graeme McKimm 12/05/2016 Online submission	<p>Part E1 1.26.1 Control (c) should be deleted. The effect is that height of buildings that do not create additional shadow are a prohibited structure. This is impractical. The control plan as presently drafted effectively stops all renewal of existing buildings in the Mall thus preserving the slum appearance of the area generally.</p> <p>The maintenance of this provision ensures that no urban renewal will occur in the centre of the Junction as this directive cannot be complied with to construct an economically viable building. The existence of these structures has already ensured that the revised and upgraded arcade access to the interchange is now not going to occur.</p>	The solar access plane referred was instituted to protect and maintain solar access to the Oxford Street Mall, arguably Bondi Junction's most prominent public open space. The DCP control reinforces the solar access plane established in the Waverley LEP though both clause 4.3 Height of Buildings and Clause 6.7 Solar access to public spaces in Bondi Junction. The DCP controls limiting building heights in the Oxford Street mall cannot be amended to be inconsistent with the LEP clauses establishing the solar access plane. In addition, aside from the need for the DCP to be consistent with the LEP, it would not be in the public interest to reduce solar access to the Oxford Street Mall as a tool to enable development in the private domain.
2	Shaping Waverley (Urban Design and Heritage) 30/05/2016 Email	<p>Part B11 Public Art Reword as follows: <i>The inclusion of quality public and visual art within developments in Waverley contributes to the community's connection with their place and enhances their experience of the public and private domain.</i></p> <p><i>This part applies to new developments and major alterations and additions.</i></p> <p><i>Control (a) Developments are to incorporate public art in highly visible areas within the development</i></p> <p>Part E1 Introduction The paragraph before the contents page should read as follows: <i>Part E is to be read in conjunction with SEPP 65 - Design Quality of Residential Flat Development, the associated Apartment Design Guide and all Type Specific...</i></p> <p>Figure 4 is missing new laneways identified in the West Oxford Street report. Are they meant to be on this figure or another one?</p> <p>Figure 11 - Add future arcades (shown on Figure 4)</p> <p>Part E1 1.7 Add new control (e) to arcades requiring both sides of the arcade to be activated and at least 60% of the length.</p> <p>Part E1 1.8 Figure 13 requires detailed review as part of the next revision. The point where two and six storey street walls join has been difficult to resolve (on individual DAs). Testing of appropriate street wall heights on a site by site basis is required. Analysis should occur in conjunction with building envelopes, FSR and height testing.</p> <p>Part E1 1.9 Control (c) Delete control. Very confusing. Include further controls from the Apartment Design Guide. Especially those ensuring internal amenity (i.e. offsetting windows)</p> <p>Part E1.26.2 Figures 32-34. Inverse grey colour. Grey should be on building not sky.</p>	<p>The introduction has been amended as recommended.</p> <p>Control (a) has been amended as recommended.</p> <p>The introduction has been amended to reference SEPP 65 and the Apartment Design Guide.</p> <p>After discussions with urban design and Heritage, it was identified there are no missing laneways, and no amendment is required.</p> <p>A reference has been made in the text to reference Figure 4.</p> <p>Control (d) has been amended to require a realistic 60% active frontage for arcades.</p> <p>Noted. This will be considered in a future review of the DCP.</p> <p>Control (c) has been deleted, as recommended. Setbacks and separation distances are used for different purposes, and where there is conflict, a merit assessment should take place.</p>

		<p>Part E1 1.26.4 Delete controls for lanes. There are none in the area. Ensure controls are incorporated into the general Bondi Junction provisions</p> <p>Part E1 1.26.6 Figure 36 is unreadable when printed in black and white</p> <p>Part E1 1.26.7 Revise objectives to include the following: <i>Pedestrian amenity and active frontages should be prioritised over any other vehicle access.</i> Delete words "where practicable" from controls.</p> <p>Move controls (c) and (d) to Part B8 and amend so they apply to all developments on Primary Streets in Bondi junction and Village Centres, as identified in Part E3.</p> <p>North point and key should be consistent across all figures.</p>	<p>Both Figures 32 and 34 have been amended so the buildings are grey and the sky is white.</p> <p>The controls for lanes have been deleted. Certain provisions from 1.26.4 relating to lanes have been integrated into Section 1.4.1 to increase clarity of controls relating to through site links.</p> <p>Due to time restrictions, and most people reading the DCP on computer where it is in colour, Figure 36 has not been amended. This matter has been identified for a future review.</p> <p>Objective (a) has been amended as recommended.</p> <p>Controls (c) and (d) have been amended as recommended.</p> <p>This is an amendment which cannot be made post-exhibition without exhibiting the draft DCP again. This will be raised in a future review of the DCP.</p> <p>Due to time restrictions, formatting inconsistencies which do not affect the meaning or interpretation of figures were not corrected. These matters have been identified for a future review.</p>
3	<p>Building Waverley (Development Assessment)</p> <p>10/06/2016 Email</p>	<p>Part A Building Waverley prefers for the DCP to be clear and concise in articulating development controls rather than describing development assessment processes, procedures and protocols (these are better located outside a DCP, such as in a DA Guide or the like).</p> <p>Part B2 Energy and Waste Conservation Section 2.3 of Part B2 of the DCP should include specific controls for and a clear definition of green roofs and green walls or vertical gardens.</p> <p>A standard condition of consent provides specific requirements for greens roofs, particularly in relation to preferred plant species and their maturity height. The condition is extracted as follows: <i>The green roof shall comprise plants selected from the 'Grasses/Sedges' and 'Climbers/Groundcovers' tables in the Planting List in Annexure B2-1 of Part B of Waverley Development Control Plan 2012. The plants shall have a maximum maturity height of 200mm above the roof level.</i></p> <p><i>The green roof is a non-trafficable area and must be irrigated and generally maintainable without requiring frequent access. The irrigation system/process is to be nominated on a landscape plan as part of the Construction Certificate documentation. A balustrade at the perimeter is not, and will not be, permitted to address any safety or other implications from accessing the area for infrequent maintenance purposes.</i></p> <p><i>Direct access to the area (eg a gate or door from the same level, or a fixed stair from the level below) must not be incorporated into the design in order to discourage frequent use.</i></p> <p>The level of details covered by the condition should be included in the current set of controls to effectively guide the public to design appropriate green roofs and walls, particularly in relation to preferred plant species referred to in Annexure B2-1 of Part B of the DCP.</p>	<p>Moving Parts A2 and A3 from the DCP into a separate document to remove process and protocols from the DCP is beyond the scope of changes which can be made post-exhibition. This has been noted for investigation in a future amendment.</p> <p>An amended definition of green roofs and green walls has been inserted into the Definitions section of the DCP.</p> <p>Section 2.3 has been amended to include many of the recommended controls.</p> <p>Some recommended controls were deemed inappropriate for Section 2.3, and better suited to documentation requirements. A new row has been added to the table at Section A2 2.2 Documentation Requirements to include a requirement for a Green Roof/Wall Design Statement. This Green Roof/Wall Design Statement requires detailed consideration of design and construction elements of the green roof/wall be submitted with the development application.</p>

Further, the controls should be extended to comprehensively highlight the composition, function and maintenance aspects of a green roof and wall. These specific aspects are set out as follows:

- Plant species – to guide the public on which plants to select from the preferred planting lists in Annexure B2-1 of Part B of the DCP, consideration should be given to sun access and other environmental conditions on plants on roofs.
- Water and irrigation – consideration should be given to how plants will be watered. Sub - surface drip-irrigators are recommended as they direct moisture to plant roots. Irrigation from rainwater harvesting, or from treated grey or black water should be encouraged.
- Leak detection and waterproofing – consideration should be given to the strength of a waterproofing membrane through the following method:
 - Flood testing
 - Electrical field vector mapping (EFVM)
 - Destructive testing.
- Weight – the anticipated load for a green roof should be quantified by a structural engineer.
- Wind - the overall design of the green roof should minimise wind uplift. Furniture, shade structures and planters need to be designed to withstand windy conditions.

The following matters that have not been already been covered by current and drafted controls should be highlighted to provide certainty to the public on the expected level of detail for the design, composition, function and maintenance of green roofs and walls:

- Evidence the green roof or wall has been assessed as part of the structural certification for the building.
- Evidence the green roof or green wall has been assessed as part of the waterproofing certification for the building.
- A cross-sectional diagram that details all the components of the green roof or green wall
- The location of existing and proposed structures
- Drainage, irrigation and waterproofing, and overflow provisions
- Earthworks and mounding and retaining walls and planter boxes (if applicable)
- The proposed growing medium, with soil types and depth
- The location, species and numbers of plants likely to be used
- Safety features such as balustrades and maintenance hooks (if applicable)
- The parts of the green roof that are accessible and inaccessible
- How a green wall is attached or fastened to the wall.

Further articulating the controls and the level of detail expected will better inform the public on the cost and effort for providing green roofs and walls at the outset of the design of development and prior to submitting a development application.

Part B9 Heritage

Control (a) under section 9.15 of Part B9 is not worded correctly. "...as identified in WLEP 2012" should be at the end of the sentence of the control. Further, there is no need for sub-controls (i.e.(i) and (ii)) if sub-control (ii) is being deleted from control (a).

The middle column describing the definition of category is confusing and should be deleted.

Part B11 Public Art

Part B11 should include clear and tangible triggers or factors that calls for public art to be provided for development, for example a minimum capital investment value of the development.

A control should be included to state what proportion of the capital investment value of the development should be devoted to providing public art, for example 1% of total costs.

The Waverley LEP 2012, clause 5.10(2) states that development consent is required both for work affecting an Aboriginal object and for disturbing or excavating an Aboriginal place of heritage significance. The LEP definition of an Aboriginal place of heritage significance includes sites which may not be shown on the Heritage Map. To reflect that, control (a) will remain as proposed.

Columns one and two have been combined to increase clarity.

Consultation with the Waverley Curator and Visual Arts Coordinator does not support Building Waverley's recommendations. The Curator and Visual Arts Coordinator has taken learnings from City of Sydney's Public Art program, which does not have a minimum capital investment value trigger. Rather, the design of

<p>Adjectives such as 'large' that are included in control (a) are subjective and do not provide certainty on whether or not public art should be provided. Therefore the term 'large' should be defined.</p> <p>Reference to 'Waverley' in the objectives should be deleted and should instead refer to 'local government area' to address any future Council merge.</p> <p>Part C1 Introduction The last sentence of the first paragraph of the introductory blurb of section 1.1 of Part C1 relating to non-compliances with height and/or FSR standards in the LEP is unnecessary as this would be dealt with by clause 4.6 of the LEP. It should be deleted.</p> <p>Part C1 1.2 Objective (f) under section 1.2 of Part C1 is not clear enough to articulate its intent. The term 'alignment' should be replaced by 'predominant building line'. Further, control (c) should be reworded as follows: <i>"The alignment siting of dwellings on corner lots should take reference from the alignment setbacks of dwellings on adjacent sites."</i></p> <p>Part C1 1.5 The deletion of controls (d), (e) and (g) and introduction of control (c) under section 1.5 of Part C1 in relation to detached dual occupancy development has implications on the application and integrity of the laneway development controls in section 1.14 of Part C1 given that a secondary building of a detached dual occupancy development must front a secondary street or laneway. This effectively encourages any laneway development to solely rely on the detached dual occupancy development controls in lieu of the laneway development controls in section 1.14 of Part C1. If this were the case, the absence of a height control for any secondary building of a detached dual occupancy development would result in a built form greater than that anticipated by the laneway development controls, which could result in undesirable impacts on surrounding properties and the streetscape.</p> <p>If the new controls for detached dual occupancy development are to be adopted, then a height control similar to that for laneway development should be included for a secondary building of a detached dual occupancy development.</p> <p>The definition of dual occupancy is unnecessary as it is already defined in Waverley LEP 2012 and briefly mentioned at the beginning of Part C1.</p> <p>Part C1 1.8 Control (b) under section 1.8 of Part C1 should be reworded to say that external stairs may not be acceptable instead of outright discouraging them.</p> <p>Control (e)(iv) under section 1.8 of Part C1 which refers to green roofs is unnecessary as this is already covered in section 2.3 of Part B2. It should be deleted.</p> <p>Control (d)(i) under section 1.8 of Part C1 should be reworded to replace the word 'adjacent' with 'contiguous' following on from a recent Court appeal in relation to a roof terrace in Dover Heights.</p> <p>Part C1 1.9</p>	<p>the development (i.e. whether it has a public space or highly visible area) determines whether public art is appropriate.</p> <p>Agreed, based on consultation with the Urban Design and Heritage Team, the term "large" has been removed.</p> <p>If Waverley is amalgamated with other Councils, the proclamation will likely ensure that existing DCPs continue to apply to the area to which they previously applied. Therefore, the Waverley DCP will continue to apply to the Waverley area, and no change is considered necessary.</p> <p>The draft sentence has been removed.</p> <p>The amendments have been changed, as proposed.</p> <p>A new control has been added to clarify that detached dual occupancies facing a laneway must also conform to the laneway controls in Section 1.14.</p> <p>After consultation with Building Waverley it was agreed that the existing controls in Part C1 are sufficient and no new controls are required for detached dual occupancies facing a second street.</p> <p>The definition of dual occupancy has been removed to reduce duplication.</p> <p>This comment has been noted. For both privacy and aesthetic reasons, external staircases are not encouraged in the DCP. The DCP can be varied when and where external stairs are deemed acceptable, based on a merit assessment.</p> <p>Control (e)(iv) has been removed to reduce duplication.</p> <p>Control (d)(i) has been re-worded as recommended.</p>
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	<p>Control (a) under section 1.9 of Part C1 should be reworded and mention at the outset of the control that where a development varies relevant built form controls and are proven to cause impacts then a reduction of direct sunlight may be unacceptable.</p> <p>The wording of control (c) under section 1.9 of Part C1 is unclear and the control should be reworded as follows: <i>"All forms of lower density residential accommodation are not to should not reduce the amount of direct sunlight to solar collectors, or the principal private open space of adjoining properties and windows of living areas to less than 3 hours to at least 50% of the ground plane of living areas and principal private open space areas, when measured between 9am and 3pm during winter solstice (June 21)."</i></p> <p>Control (d) is worded as an objective rather than a control. It should therefore be an objective.</p> <p>Part C1 1.10 Control (d) under section 1.10 of Part C1 should be reworded as follows: <i>"Where views are enjoyed by a neighbouring property across a proposed terrace, balcony or deck, it is accepted that privacy is of lesser value than the mutual retention of views from these properties and a privacy screen may not be appropriate to be erected is to be excluded."</i></p> <p>Control (e) under section 1.10 of Part C1 should be deleted as the view sharing planning principle is not a matter for consideration under section 79C(1) of the Act and is applied to guide the merit assessment of view loss impacts. The planning principle should therefore not act as a development control, particularly given that it may be subject to change by the Land and Environment Court.</p> <p>Part C1 1.11 The addition of "two trees" should be removed from control (f) under section 1.11.3 of Part C1 as it is unlikely one street tree could be replaced with two replacement trees if a driveway crossover is being added. The control should say that replacement street trees should accord with Council's Street Tree Policy.</p> <p>Part C1 1.12 Control (c) added to section 1.12 of Part C1 is more advisory than a development control. It should be deleted.</p> <p>Part C1 1.14 Control (b) under section 1.14.1 of Part C1 should not be amended as proposed.</p> <p>Part C2 Introduction Reference to SEPP 65 at the outset of Part C2 is supported.</p> <p>The introduction of Part C2 should also refer to the Apartment Design Guide (ADG), which sets out specific design guides/controls that would cover the majority of matters under Part C2.</p>	<p>Control (a) has been reworded as recommended.</p> <p>After consultation with Building Waverley and Urban Design and Heritage, the exhibited draft controls (b) and (c) are supported. It is agreed that using "50% of the ground plane" is not an appropriate control for the following reasons:</p> <ol style="list-style-type: none"> 1. Shadow diagrams demonstrate where shadows fall on ground, buildings and windows. Architects creating shadow diagrams do not have access to the inside of neighbouring properties to determine the amount of sunlight falling on the floor. 2. The internal layout of a building will be highly influential on how much sunlight falls on the ground plane of living areas. Properties looking to develop should not be penalised for the poor layout of neighbouring buildings. <p>In order to ensure the solar access controls (b) and (c) are measurable and equitable, the term "50% of the ground plane" should be removed from the DCP. In order to take into account direct sunlight through both windows and doors, the term "to windows" should be removed from controls (b) and (c).</p> <p>Control (d) is a general control, not an objective, and will remain as a control.</p> <p>Control (d) has been amended.</p> <p>Control (e) has been removed from Part C1, and also removed from control 2.17(f) in Part C2. A reference to the Planning Principle has been added into the introduction to Section 2.17.</p> <p>After consultation with both Building Waverley and Council's Strategic Tree Officer, control (f) has been amended to require two trees in front of the subject site, where practicable. Where not practicable, the second replacement tree should be placed on the site itself.</p> <p>Control (c) has been deleted, as it replicates the introduction to Part B2.3.</p> <p>After consultation with Building Waverley, it is agreed that control (b) should be amended as proposed.</p> <p>Support for the amendment is noted.</p> <p>The Apartment Design Guide has been added to the introduction, as recommended.</p>
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	<p>As a general note, the controls contained in Part C2 that are also covered in the ADG should be consistent otherwise controls that are contrary to the ADG should be removed to avoid confusion and discrepancies. Building Waverley request a more thorough review of this section to avoid discrepancies between the DCP and the ADG.</p> <p>Part C2 2.2 References to the Planning Agreement Policy should be brief and the Policy should not be described as a way of addressing non-compliance with a development standard under Waverley LEP 2012. A planning agreement in isolation cannot justify varying a development standard as a variation would be subject to a merit assessment guided by the provisions of clause 4.6 of Waverley LEP 2012. A very brief reference to the Policy could be included in the introduction of Part C2 in order to discourage variations of development standards. The wording of the reference to the Policy could be as follows: <i>"The Waverley Council Planning Agreement Policy 2014 applies to any development application seeking to vary a development standard under Waverley LEP 2012."</i></p> <p>Deletion of control (b) is supported given that clause 4.6 of the LEP deals with any variation to a FSR development standard.</p> <p>Controls should be added to require any entry to mixed use/ residential flat building to be located at the front of the building and to avoid side entries and associated walkways along the side of boundaries that may increase amenity impacts on adjoining properties and reduce casual surveillance.</p> <p>Part C2 2.3 Moving and consolidating the attic controls to section 2.9 is supported.</p> <p>Figure 17 (How to measure height for a flat roof building) contains error as wall height and overall building height (except if there is a lift overrun) should be the same for a flat roof building.</p> <p>There should be a separate diagram to demonstrate how building height and wall height are measured for a sloping site.</p> <p>Part C2 2.5 Support amendment of control (a) under section 2.5.2 of Part C2 as the rear building setback control provides a qualitative assessment on rear building line rather than just a prescriptive, numerical one.</p> <p>The rear building line should be calculated separately on each level.</p> <p>Support changes to the wording of controls (c) and (d) under section 2.5.2 of Part C2 to clarify how the minimum side setback controls apply in the R3 zone.</p> <p>Objective (f) and control (e) under section 2.5.2 of Part C2 is inappropriate for residential flat buildings given it specifically mentions 'dwellings'. A residential flat building on a corner site would be subject of the side, rear and street setbacks set out under Part C2 .Therefore objective (f) and control (e) should be deleted.</p> <p>Control (i) under section 2.5.2 of Part C2 is unclear and is not a control rather an advisory note.</p> <p>Figure 19 does not accurately visualise the street and rear setback controls and should be deleted.</p> <p>Part C2 2.14 Reference to 'landscaped roof terrace' in control (d)(i) under section 2.14 of Part C2 should be deleted.</p>	<p>Noted. This is beyond the scope of this review, and will be considered in a future amendment.</p> <p>The reference to the Planning Agreement Policy has been amended, as recommended.</p> <p>Support for the amendment is noted.</p> <p>Section 2.18 control (a) already requires entrances to be clearly visible form the street. As such, no further control is required.</p> <p>Support for the amendment is noted.</p> <p>The diagram has been amended to only show the maximum wall height control for flat roof buildings.</p> <p>An additional diagram has been added to both Part C1 and C2 demonstrating how building height and wall height are measured for a sloping site.</p> <p>Support for the amendment is noted.</p> <p>Control (b) has been amended so the predominant rear building line is calculated separately on each level.</p> <p>Support for the amendment is noted.</p> <p>Objective (f) and control (e) have been deleted as the existing controls are sufficient to provide for suitable siting of multi dwelling housing developments.</p> <p>In Part C2, Control (i) under Section 2.5.2 has been moved to the introduction of Section 2.5.</p> <p>Figure 19 has been deleted, as recommended.</p> <p>Amended control (d) to remove examples of communal open space.</p>
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<p>Part C2 2.9 (Previously 2.21) Support consolidating attic and roof design controls into one section.</p> <p>The blurb of section 2.9 of Part C2 suggests that attics are those that are exclusively contained in a pitched roof section of a building and that anything else would be considered an 'additional storey'.</p> <p>The amended controls under section 2.9 of Part C1 appear to discourage part additional storeys for buildings that do not comprise pitched roof forms. However, Figure 23 provides a cross-section of an attic or additional storey for a flat roof building and is therefore contrary to the amended controls.</p> <p>There should be a separate set of controls for attics or in-roof additions to pitched roof buildings and part additional storeys, such as those in the form of a mansard roof, for flat roof buildings.</p> <p>Part C2 2.24 Building service cannot always be located in the basement as they require ventilation. Objective (b) under section 2.24 of Part C2 should be reworded to include "where practicable".</p> <p>Part D1 1.1.3 The wording of control (g) under section 1.1.3 of Part D1 should be amended as follows: <i>Licensed premises and premises applying for extended trading hours are to provide a Plan of Management which protects to address the amenity of neighbouring residents and businesses.</i></p> <p>The control is repetitive and very similar with controls for hours of operation. Perhaps the control could be consolidated into section 1.3 of Part D1.</p> <p>Part D1 1.3.1 Control (d) under section 1.3.1 of Part D1 is not explicit as to whether or not new premises would be eligible for extended trading hours. If new premises are not eligible at the outset then control (d) should specify a timeframe for when these premises are eligible for extended trading hours.</p> <p>The term 'trial period' should be changed to 'fixed period' with a specified timeframe for extended trading hours (i.e. 12 months) following on from recent Court appeals regarding extended trading hours.</p> <p>Advice notes should be included in this section 1.3.1 to state that:</p> <ul style="list-style-type: none"> extended trading hours may be granted beyond the fixed term, subject to a reviewable condition; and should the operator of a premises change then the premises would be bound by the base trading hours. <p>Part D3 3.1 Control (o) under section 3.1 of Part D3 is an advisory note and is not a control. It is also mentioned in the introduction of Part D3.</p> <p>D3 3.3.1 Control (b) under section 3.3.1 of Part D3 in relation to hours of operation for footpath seating does not address applications seeking to renew permits for hours that are outside of the maximum trading hours specified in the control. Control (b) should be reworded to accommodate renewal applications and advise that renewal applications are likely to be reduced to comply (if they currently trade beyond).</p>	<p>Support for the amendment is noted.</p> <p>The last sentence of the introduction to Section 2.9 has been removed. This ensures Section 2.9 applies to genuine attics, without suggesting additions to flat-roof buildings are must be whole-floor additions.</p> <p>Figure 23 is not relevant to Section 2.9 and has been removed.</p> <p>It has been determined that the controls in Part C2 are sufficient to provide for whole or part-storey additions to flat roof buildings. No further amendment is deemed necessary.</p> <p>Objective (b) has been amended as recommended.</p> <p>Control (g) has been amended as recommended.</p> <p>The recommendation has been investigated, and it is determined the control is different to any existing controls, and should remain in section 1.1.3 Amenity.</p> <p>Control (d) has been amended to specify a premises must operate for a minimum of 6 months before applying for extended trading hours</p> <p>Based on the submission and further consultation with Building Waverley, amendments have been made to Section D1 1.3.</p> <p>To remove duplication, control (o) remains and the proposed sentence in the introduction has been removed.</p> <p>Control (b) has been reworded as recommended.</p>
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		<p>Also wording of this objective (b) should not use 'prohibited' and alternate wording should be used, such as "not to occur outside the...".</p> <p>Consideration should be given to the following maximum trading hours for footpath seating:</p> <ul style="list-style-type: none"> Commercial zones: 7.00am – 10pm Mon – Sat, 8.00am – 9.30pm Sunday Residential zones: 7.00am – 9.00pm Mon – Sat, 8.00am – 9.00pm Sunday. <p>The reason being is to improve amenity on Sunday mornings for neighbours, and on Sunday nights, align with closing of premises 30 minutes prior of the main trading hours for premises.</p> <p>Part E1 1.26.7 There is a discrepancy between Figure 37 in Part E1 that shows no new vehicles crossings on northern side of Spring Street and control (b) under section 1.26.7, which says crossings are not permitted on Spring Street between Bronte Road and Newland Street.</p> <p>Part F1 The wording of control (c) under section 1.1 of Part F1 should be amended to include 'communal' as follows: <i>"A combined communal kitchen and dining area should have a minimum area of 15m² with an additional 1m² per room in a development that contains 12 or more bedrooms."</i></p> <p>Controls (l) and (m) under section 1.1 of Part F1 are unclear in terms of whether private open space should be for the common areas of the boarding house or for each individual room. Should the private open space be an extension of the communal living areas?</p> <p>Definitions Predominant building line is not preferred to be defined as it should be determined on merit. However, should predominant building line be defined, its definition could be worded as follows: <i>"The predominant building setbacks of adjoining properties within the visual catchment of the subject site."</i></p> <p>The definition of green roof could be simplified as follows: <i>"A green roof is a non-trafficable roof of a building that is partially or completely covered with vegetation and a growing medium, planted over a waterproofing membrane. It may also include additional layers such as a root barrier and drainage and irrigation systems. Green roofs are non- trafficable spaces that should only be accessed for maintenance purposes."</i></p>	<p>The maximum trading hours for footpath seating have been amended to:</p> <ul style="list-style-type: none"> B3 & B4 zones: Mon – Sat 7.00am – 10pm, Sunday 7.00am – 9.30pm R2, R3 and B1 zones: Mon – Sat 7.00am – 9.00pm, Sunday 8.00am – 9.00pm. <p>It is deemed that allowing footpath seating from 7am on Sunday morning in B3 and B4 zones would be consistent with the objectives of the zones. In B3 and B4 zones, the footpath seating hours have been restricted to 9:30pm on Sunday evenings, to align with the DCP control for closing of footpath seating 30 minutes prior of the main trading hours for premises.</p> <p>The proposed control (b) is a duplication of the controls in Part E1.4. The proposed control has been deleted.</p> <p>Control (c) has been amended as recommended.</p> <p>Private open space is a term used in the SEPP, and therefore does not require clarification. The controls have been amended to increase clarity.</p> <p>Predominant building line definition has been amended to provide more flexibility.</p> <p>Definition has been amended to: is a roof that is designed to promote the growth of various forms of vegetation and includes a vegetated layer, growing medium, drainage layer and a waterproof membrane. The roof is either partially or completely covered by vegetation, and is a non-trafficable space that is only accessed for maintenance purposes.</p>
4	<p>Enriching Waverley (Curator and visual arts coordinator)</p> <p>02/06/2016 Email</p>	<p>Support for the proposed amendments relating to public art.</p>	<p>Support for the amendments is noted.</p>
5	<p>Caring Waverley (Manager Children's Services)</p>	<p>Support for the proposed amendments relating to child care centres.</p>	<p>Support for the amendments is noted.</p>

	07/06/2016 Email		
6	20/06/2016 Email	<p>Part B6 6.2 Flooding Where a development is located within a ponding area identified by current and any future flood studies, Automatic Flood Gates maybe required.</p> <ul style="list-style-type: none"> • Automatic Flood Gates are to be provided to protect underground parking areas from stormwater inundation. Level of the Automatic Flood Gates are to be installed with a free board of 300mm above the ponding level of the 100 year ARI storm, as per the current flood study. • Finished Floor Level (FFL) is to set in accordance with Section 4.5 of Waverley Council’s Water Management Technical Manual. • The property owner, Building Corporation/Agent is responsible for undertaking maintenance checks every 12 months to ensure that the Automatic Flood Gates are in working correctly. • Before an Occupation Certificate is issued, a copy of the Certificate of Title is to be provided with a Positive Covenant attached stating that <i>“The property owner, Building Corporation/Agent is responsible for undertaking maintenance checks every 12 months to ensure that the Automatic Flood Gates are in working correctly.”</i> • Automatic Flood Gates are not intended for habitable areas. The Finished Floor Level (FFL) for habitable areas are to be set with a free board of 300mm above the ponding level of the 100 year ARI storm. 	Amendments have been made to Part A2 and Section B6 6.2 to reflect the submission and further consultation with Technical Services.

ATTACHMENT 3 - Summary of amendments in draft DCP 2012 (Amendment No. 5)

Issue	Change made	Reference
1. Assorted minor corrections <ul style="list-style-type: none"> Grammatical and formatting mistakes Amendments lack clarity 	<ul style="list-style-type: none"> Assorted minor changes to layout, formatting and wording to increase clarity 	Various
PART A – PRELIMINARY INFORMATION		
2. Development Application Requirements <ul style="list-style-type: none"> Requirements for sites in flood prone areas unclear Additional requirements for green roofs and walls are needed 	<ul style="list-style-type: none"> Inserted new requirement for sites in flood prone areas to provide a Risk Assessment and Management Plan Inserted new requirement for a Green Roof/Wall Design Statement including detailed design and construction elements 	Part A2 2.2 Pages 13-14
PART B – GENERAL PROVISIONS		
3. Green Roofs and Walls <ul style="list-style-type: none"> Controls should be more comprehensive 	<ul style="list-style-type: none"> New controls inserted and existing controls in Section 2.3 modified to clarify requirements 	Part B2 2.3 Pages 28-29
4. Flooding <ul style="list-style-type: none"> Applicability of automatic flood gate systems unclear 	<ul style="list-style-type: none"> Amended controls to clarify when automatic flood gate systems are required 	Part B6 6.2 Page 48
5. Car parking rates <ul style="list-style-type: none"> Parking requirements for sites on pedestrian-fronted streets should reference Part E1 1.4.2 As per Part E1, parking requirements may be removed if no new driveway crossover can be constructed 	<ul style="list-style-type: none"> Amended control (f) to reference parking requirements in Part E1 1.4.2 Amended control (f) so parking requirements can be reduced or removed 	Part B8 Table 2, 8.1 Page 57
6. Aboriginal Sites <ul style="list-style-type: none"> Clarify obligations and procedures for development applications on sites where there is, or likely is, aboriginal cultural heritage items. 	<ul style="list-style-type: none"> Made amendments to 9.15 text and Figure 21 	Part B9 9.15 Pages 89-90
7. Public Art <ul style="list-style-type: none"> Public art controls need clarification 	<ul style="list-style-type: none"> Amended introduction and control (a) to clarify when public art must be provided 	B11 Public Art Page 105

ATTACHMENT 3 - Summary of amendments in draft DCP 2012 (Amendment No. 5)

Issue	Change made	Reference
PART C – RESIDENTIAL DEVELOPMENT		
8. Height <ul style="list-style-type: none"> The Planning Agreement Policy does not apply to dwelling houses, and thus the reference to it should be removed A diagram is required which demonstrates how to measure height on sloping land 	<ul style="list-style-type: none"> The reference to the Planning Agreement Policy has been removed from the introduction to Section 1.1. A new diagram has been inserted 	C1 1.1.1 Page 123-125
9. Setbacks <ul style="list-style-type: none"> The rear building line should be calculated separately on each level. Need to clarify how to define front, side and rear setbacks for lots on corners 	<ul style="list-style-type: none"> Control (b) has been amended so the predominant rear building line is calculated separately on each level Amended new objective (f) and control (c) to govern alignment of dwellings on corner lots to clarify meaning 	C1 1.2.1 Page 126-127
10. Excavation <ul style="list-style-type: none"> Additional objectives required to limit cut and fill, and ensure internal spaces have good amenity 	<ul style="list-style-type: none"> Added new objectives (b) and (c) and amended control (a) 	C1 1.3 Page 129
11. Dual occupancy <ul style="list-style-type: none"> Definition is not required as the Standard Instrument definitions are referred to in the introduction to Part C1 Detached dual occupancies facing a lane must comply with the laneway development controls 	<ul style="list-style-type: none"> The Standard instrument definition has been removed from the introduction Added in a new control to reference the laneway development controls 	C1 1.5 Page 131
12. Solar access <ul style="list-style-type: none"> Direct sunlight to living areas should be maximised. Sunlight should not be limited to windows only 	<ul style="list-style-type: none"> Amended controls (b) and (c) so direct sunlight to living areas can come from any method – window, doors etc. 	C1 1.9 Page 142
13. Views <ul style="list-style-type: none"> Wording should be amended to increase clarity 	<ul style="list-style-type: none"> Control (d) has been amended Control (e) has been removed from Part C1 	C1 1.10 Page 143

ATTACHMENT 3 - Summary of amendments in draft DCP 2012 (Amendment No. 5)

Issue	Change made	Reference
<ul style="list-style-type: none"> The relationship between privacy screens and views is unclear The view sharing planning principle is not a matter for consideration under s79C(1) of the act 		
14. Design of car parking <ul style="list-style-type: none"> Where there is only space for one replacement street tree, the second replacement tree should go on the subject site. 	<ul style="list-style-type: none"> Amended control C1.11.3(f) 	C1 1.11.3 Page 148
15. Green roofs as landscaping <ul style="list-style-type: none"> Control (c) is a repeat of Part B2.3 	<ul style="list-style-type: none"> Control (c) has been deleted 	C1 1.12 Page 150
PART C2 – MULTI UNIT AND MULTI DWELLING HOUSING		
16. Relationship with SEPP 65 <ul style="list-style-type: none"> Refer to the Apartment Design Guide in the introduction to Part C2 	<ul style="list-style-type: none"> Added reference and web link to the Apartment Design Guide 	C2 Page 159
17. Planning Agreement Policy <ul style="list-style-type: none"> Clarify role and applicability of Planning Agreement Policy 	<ul style="list-style-type: none"> Amended clause in introduction to both C2.2 and C2.3 	Part C2 2.2 and 2.3 Pages 167 and 169
18. Building and wall height <ul style="list-style-type: none"> The LEP maximum building height should be removed from the height for flat roof buildings diagram A diagram is required which demonstrates how to measure height on sloping land 	<ul style="list-style-type: none"> The flat roof building height diagram has been amended A new diagram has been inserted 	Part C2 2.3 Pages 162-163
19. Setbacks <ul style="list-style-type: none"> The rear building line should be calculated separately on each level. Objective (f) and control (e) are unnecessary as the existing controls are sufficient to provide for suitable siting of multi dwelling housing developments 	<ul style="list-style-type: none"> Control (a) has been amended so the predominant rear building line is calculated separately on each level. Objective (f) and control (e) have been deleted. 	C2 2.5.2 Pages 175-177

ATTACHMENT 3 - Summary of amendments in draft DCP 2012 (Amendment No. 5)

Issue	Change made	Reference
20. Attics <ul style="list-style-type: none"> Introduction suggests any addition not within an attic is a whole-floor addition Section 2.9 now only applies to pitched-roof attics 	<ul style="list-style-type: none"> The last sentence of the introduction to Section 2.9 has been removed. Figure 23 has been removed 	C2 2.9 Pages 181-182
21. Communal open space <ul style="list-style-type: none"> Roof terraces should not be encouraged in all areas 	<ul style="list-style-type: none"> Amended control (d) to remove examples of communal open space 	Part C2 2.14 (Previously 2.15) Page 187
22. Views <ul style="list-style-type: none"> The view sharing planning principle is not a matter for consideration under s79C(1) of the act 	<ul style="list-style-type: none"> Control (e) has been removed from control 2.17(f) in Part C2. A reference to the Planning Principle has been added into the introduction to Section 2.17. 	Part C2 2.17 Pages 193-194
23. Plant/roof services requirements <ul style="list-style-type: none"> Services cannot always be located in basements as they require ventilation 	<ul style="list-style-type: none"> Amended objective (b) to include the words 'where practicable' 	Part C2 2.24 Page 203
PART D – COMMERCIAL DEVELOPMENT		
24. Amenity <ul style="list-style-type: none"> The wording of control (g) should replace "which protects" with "to address" 	<ul style="list-style-type: none"> Amended control (g) 	Part D1 1.1.3 Page 206
25. Hours of operation <ul style="list-style-type: none"> Premises in all zones should be able to do pre-works and clean up outside of trading hours The time period a new premises must operate for before applying for extended hours should be clarified. Length of time premises has been operating for should be an assessment criteria for extended hours. The terminology and process relating to extended trading hours should be clarified 	<ul style="list-style-type: none"> Amended control (a) to allow pre-works and clean up in every zone, provided no trading occurs within that time The proposed control (d) has been amended to specify a period of 6 months A new control has been added to (e) The terminology and process relating to extended trading hours has been amended and re-ordered to increase clarity of controls 	Part D1 1.3 Pages 208-210

ATTACHMENT 3 - Summary of amendments in draft DCP 2012 (Amendment No. 5)

Issue	Change made	Reference
26. Footpath seating for bars <ul style="list-style-type: none"> The proposed new sentence to the introduction of Part D3 duplicates control (o). 	<ul style="list-style-type: none"> To remove duplication, control (o) remains and the proposed sentence in the introduction has been removed. 	Part D3 3.1 Page 220
27. Footpath seating trading hours <ul style="list-style-type: none"> Control (b) does not address applications seeking to renew permits for hours that are outside of the maximum trading hours specified in the control Control (b) should not use the term "is prohibited" The maximum footpath seating hours should finish at 9:30pm on Sundays to align with the DCP control for closing of footpath seating 30 minutes prior of the main trading hours for premises In residential zones, footpath seating should not start until 8am on Sundays to protect the amenity of residents 	<ul style="list-style-type: none"> Control (b) has been reworded to apply to both new and renewal footpath seating applications Control (b) has been amended to use the words "not to occur" In B3 and B4 zones, the footpath seating hours have been restricted to 9:30pm on Sunday evenings The hours for footpath seating have been changed to 8am on Sundays in residential zones 	Part D3 3.3.1 Pages 224-225
PART E – SITE SPECIFIC DEVELOPMENT		
28. Reference to the Apartment Design Guide <ul style="list-style-type: none"> The introduction to Part E should refer to the Apartment Design Guide 	<ul style="list-style-type: none"> A reference to the Apartment Design Guide has been inserted. 	Part E1 Contents Page i
29. Arcades and through site links <ul style="list-style-type: none"> Comprehensive controls for arcades and through site links are required 	<ul style="list-style-type: none"> Controls from the Oxford Street Mall provisions have been moved and amended to so they apply to all of Bondi Junction 	Part E1 1.4.1 and 1.26.5 Page 244-245
30. Active frontages <ul style="list-style-type: none"> Control (d) is not realistic or consistent with other controls for arcades. The line running to the east of Bronte road was a 	<ul style="list-style-type: none"> Control (d) has been amended to require a realistic 80% active frontage for arcades. Figure 11 has been amended to remove the incorrect line 	Part E1 1.7, Figure 11 (Previously Figure 8) Page 257-259

ATTACHMENT 3 - Summary of amendments in draft DCP 2012 (Amendment No. 5)

Issue	Change made	Reference
drafting error and should not be there	running parallel to and east of Bronte Road	
31. Street alignment <ul style="list-style-type: none"> Eastern side of Denison Street between Oxford Street and Spring Street should have a 2/3 storey block edge form. 	<ul style="list-style-type: none"> Figure 13 has been amended 	Part E1 Figure 13 (Previously Figure 10), 1.8 Page 261
32. Separation distance <ul style="list-style-type: none"> Control (c) is confusing, and redundant. Setbacks and separation distances are used for different purposes, and where there is conflict, a merit assessment should take place 	<ul style="list-style-type: none"> Control (c) has been deleted 	Part E 1.9 Page 265
33. Awnings <ul style="list-style-type: none"> The awnings figure requires a key. The dotted-line is a drafting error and should not be on the diagram 	<ul style="list-style-type: none"> Figure 30 has been amended 	Part E 1.18 Pages 288-289
34. Oxford Street Mall street frontage types <ul style="list-style-type: none"> Diagrams for street frontage types A and C should be amended so the sky is white and the buildings are grey 	<ul style="list-style-type: none"> The colouring of figures 32 and 34 have been amended 	Part E 1.26.2 Pages 308-310
35. Pedestrian amenity – lanes <ul style="list-style-type: none"> There are no lanes in the Oxford Street Mall area and therefore the provisions should be removed 	<ul style="list-style-type: none"> The controls for lanes have been deleted. Certain provisions from 1.26.4 relating to lanes have been integrated into Section 1.4.1 to increase clarity of controls relating to through site links 	Part E1 1.26.3 and 1.4.1 Page 312
36. Vehicle footpath crossings <ul style="list-style-type: none"> The proposed control (b) duplicated controls in section 1.4 on vehicular crossings. Objective (a) should be re-worded to prioritise pedestrian movements 	<ul style="list-style-type: none"> The proposed control (b) has been removed Objective (a) has been amended to prioritise pedestrian movements 	Part E1 1.26.7 (Previously 1.27) Page 316
37. Row Street Diagram <ul style="list-style-type: none"> The ramp inside the arcade should be removed as the 	<ul style="list-style-type: none"> The ramp has been removed from Figure 40 	Part E1 Figure 40, 1.26.11 Page 321-322

ATTACHMENT 3 - Summary of amendments in draft DCP 2012 (Amendment No. 5)

Issue	Change made	Reference
future method of access is unknown		
38. Macpherson Street built form <ul style="list-style-type: none"> • Figure 65 incorrectly shows the built form exceeding the LEP height limit 	<ul style="list-style-type: none"> • The LEP height limit line has been removed to correct the drafting error 	Part E3 Figure 65 (Previously 67) Page 400-401
PART F – DEVELOPMENT SPECIFIC		
39. Boarding House Requirements <ul style="list-style-type: none"> • Control (c) should be amended to include the term 'communal' • Should the private open space be an extension of the communal living areas? 	<ul style="list-style-type: none"> • Control (c) has been amended • The controls for private open space have been amended to increase clarity 	Part F1 Introduction and section 1.1 Pages 405-406
Definitions		
40. Definitions <ul style="list-style-type: none"> • predominant building line • green roof and green wall • solar collectors 	<ul style="list-style-type: none"> • Amended definition of predominant building line • Amended definitions of green roof and green wall • Amended definition of solar collectors to limit windows to windows of habitable rooms only 	Definitions Pages 420, 424, 426

REPORT
OC/5.2/16.08

Subject: Enclosed dog area in Waverley Park

TRIM No.: A14/0555

Author: Tessa Pentony, Recreation Planner

Director: Cathy Henderson, Director Waverley Life

RECOMMENDATION:

That Council does not install an enclosed dog run in Waverley Park.

1. Executive Summary

The March Operations Committee Meeting 2015 resolved that an option for an enclosed (fenced) 'dog run' be investigated for Waverley Park.

Waverley Park is a popular hub for community participation across a range of active and passive recreation pursuits.

A dedicated dog off leash area was endorsed by Council in Waverley Park early 2015.

Council Officers investigated options for an enclosed dog-run within Waverley Park as an additional dog off leash offering. An enclosed dog-run would be a fenced off leash area exclusively used for dog exercise.

Due to the dense populated area, there is significant pressure on Waverley Council to manage the available open space and ensure it addresses the varying needs of its community.

There are eight dog off leash areas across Waverley Local Government Area (LGA,) in addition to Queens Park off leash area managed by Centennial Parklands. Dog off leash areas are sections of a park or reserve that dogs are allowed to exercise off leash, but are not fully enclosed or exclusive for dog exercise.

Findings from Council Officers do not support installing an enclosed dog-run at Waverley Park

2. Introduction/Background

Dog exercise areas at Waverley Park has been in review since 2011, when Council endorsed community consultation on proposed new off leash areas. Previously an off leash area existed on the south side of the reservoir slope off Goldie Ave at the park. The Waverley Park and Pavilion Plan of Management 2012-2022 acknowledged that dog owners had requested more space, particularly as the practice in the previous area could not be continued with the planned developments for active recreation courts. The Plan of Management (POM) identified the area around the top of the reservoir, and this area was suggested as part of the community consultation at the time.

A trial on a proposed dog off leash area at Waverley Park ran from May 2012 and was endorsed March 2015. While a majority of the feedback from community during the trial supported the proposed off leash area, there were concerns regarding accessibility, lack of shade, weed issues, and drainage after wet

weather. Some feedback, including a petition received by Council, suggested additional space to be included as dog off leash areas. These spaces were reviewed, but deemed unsuitable at the time due to dog prohibited zones, current conflicting activity or habitat, and future planned work at the Park.

Waverley Park is undergoing upgrades as part of the implementation of the Waverley POM approved in 2012. Recently this includes an amenity building in the southwest corner of the park, a new bocce court, upgrades to playing fields, refurbished and new cricket nets, and a project has just started on installing three new active recreation courts.

Design and construction of a new toddlers playground with access for wheelchair users is also part of the POM, and the Waverley Park playground is identified in the Play Strategy to be expanded within the next 5 years. There is also investigation to upgrade the smaller playing field situated alongside the new synthetic grass field.

The flora and fauna of Waverley Park is highly valued by the community for many reasons, including providing shade and shelter, habitat for wildlife, soil restoration, natural beauty and sense of place. Parks staff continue to enhance the habitat area with additional planting on the hill slope and other areas. It was noted in the Waverley Park POM that separation of these areas (particularly habitat areas and dog exercise) through careful management is required to maintain the integrity of the land uses.

The March 2015 Operations Committee resolved that Council Officers look to implement improvements to the adopted dog off leash area at Waverley Park, including Bindi weed management, improved lighting, potential hand rail, and water stations. Many of the requests will be addressed during park improvement plans, such as a Public Domain Lighting Plan or the current Waverley Signage Strategy. Additionally, on-going Park Operations will aim to address Bindi management and drainage of the area. This report focuses on the motion to investigate an enclosed dog-run at Waverley Park as an additional dog exercise area.

3. Relevant Council Resolutions

Council or Committee Meeting and Date	Minute No.	Decision
Operations Committee Meeting 3 March 2015	OC/5.9/15.03	<p>That Council:</p> <ol style="list-style-type: none"> 1. Approves the dog exercise zones at Waverley Park shown in Attachment 2, including the dog off leash zone, dog on leash zones, and dog prohibited zones. 2. Requests Council officers to investigate and implement improvements to the dog off leash exercise area at Waverley Park including: <ol style="list-style-type: none"> a) Bindi weed management. b) Additional drainage. c) Seating. d) Improved lighting. e) A potential hand rail on the path leading up to the dog exercise area from the Paul Street end. f) Water stations for people and dogs. g) Shade. h) Additional dog bag dispensers 3. Prepares a Waverley Park dog exercise signage plan for consultation with Waverley Ward councillors

		<p>prior to implementation.</p> <p>4. Investigates further off-leash dog exercise areas within Waverley Park, to include fenced 'dog runs' for different sized dogs (small and large), with a report to come back to Council</p>
Operations Committee 5 August 2014	OCRD.19/14	<p>That the Committee:</p> <p>3. Continues to review trial dog exercise arrangements at Waverley Park, and reports back to Council at the end of 2014.</p>
Council Meeting 21 May 2013	1305.12.10	<p>That:</p> <p>1. Council receive and note this report. 2. Council Officers continue to monitor the three off-leash trial areas at Hugh Bamford Reserve, Dickson Park and Waverley Park, with a report to be submitted to Council at the end of the 12 month trial in November 2013.</p>
Council Meeting 15 May 2012	1205.13.2.1	<p>That Council:</p> <p>1. Receive and note this report. 2. Note the community feedback as summarised in this report and as per the table attached to this report. 3. Endorse implementation of designated off-leash dog exercise areas as proposed in Hugh Bamford Reserve, Dickson Park and Waverley Park, with a review to be conducted after 12 months. 5. Endorse a community education strategy involving appropriate signage and information dissemination, including ranger interactions with dog owners.</p>

4. Discussion

Dog-runs are enclosed fenced off areas that allow owners to let their dogs exercise off-leash without concerns on nearby roads, transport or conflicting activity. Often they are designed with two areas to cater for different size dogs, and have a two-gate entry system to create an enclosed space at all times. The area is exclusively used for dog exercise. Dog-runs have been established around the world as a means of introducing space for exercising and socialising dogs in a secure environment. Enclosed dog-runs are a relatively new concept in Australia, although they have been operating for over 30 years in the United States.

There is little information and research on the planning, design and management of enclosed dog-runs in Australia that considers both dog and human needs, and incorporates an understanding of dog behaviour. The Dog and Cat Management Board in South Australia recently developed a review and planning document for enclosed dog parks (dog-runs) *Unleashed: A Guide to Successful Dog Parks* (2013). The Board works closely with key partner organisations and State Government to improve dog and cat management and is the only statutory board of its kind in Australia. The document was designed to assist councils in creating well-designed, well-used and enjoyable enclosed dog-runs and it was used as a reference throughout the review of a potential site at Waverley Park.

The document suggested the following considerations as part of the planning process:

1. Demand- Is there a demand for a dog-run
2. Design - Size and Shape of dog-run required for the demand
3. Available Location
4. Access- Parking and Accessibility
5. Budget – Costs

Demand:

Previous consultation on dog walking at Waverley Park had some residents requesting additional space, an area under lights, and a more accessible dog off leash area. Since adoption of the dog off leash area at Waverley Park in early 2015, Council Officers have received very little feedback from the community and have witnessed large volumes of dog walkers accessing and enjoying the adopted off leash area.

Although it was against regulations, many people previously used the Waverley Playing Fields as dog off leash areas. This space is no longer accessible, due to a fence around the new field and synthetic grass. There was an assumption that these people would request and expect an alternative area, however Council Officers have not received this feedback.

An online petition for dog-run for Sydney Eastern Suburbs started in February 2016 on the *change.org* platform addressed to Randwick and Waverley Councils. There are 123 supporters to date for this petition, however accurate number of local responses is unknown.

Aside from the area at Bronte Gully, all of the remaining seven dog off leash areas within the LGA are accessible and in close proximity to a car park. None of the parks would have appropriate lighting.

Design

The following considerations are required in regards to designing a dog-run; signs, materials used, seating, waste disposal, drinking water, shade, gate, fencing, activity zones and layout. A dog-run at Waverley Park will be restricted on available space, compromising the opportunity to design a desirable facility, particularly in regards to separate sections for big and small dogs.

Design features should take into consideration the demands and requests from the community, the space available, and the budget.

The online petition requesting an enclosed dog-run gives an indication of expectations for a facilities within the area;

- A separate dog-run for big dogs (over 10kgs) and for small dogs (under 10kgs).
- Double-gated safety vestibule and fences all around
- Fresh running water to be generally available for pets inside the Dog Run
- Hard surfaces to have drainage
- Benches and rubbish bins and shelter provided for dog owners/handlers
- Include special play features for dogs (sand pit, water features)
- Regular cleaning schedule

Available location

Due to the limited space available and high use of conflicting activities across the park, there is little space deemed appropriate for a dog-run facility at Waverley Park. Stakeholder feedback, including feedback from relevant Council staff, led to two locations being identified as possible sites to be reviewed. These areas are mapped and outlined in Attachment 1.

The first location was a section in the north east area of Waverley Park, right at the park entrance. There was approximately 865m² identified as a potential area. While a relatively large space, the review found concerns with the close proximity to residential properties and the oval. The area is also currently being

used for passive recreation, and the existing infrastructure and trees would need to be considered within the design.

The second location selected was a channel running the length of the small sided games field along Birrell Street. This space did not impact as many residential properties and is currently used by dog walkers as a pathway through the Park. Concerns were raised with its proximity to the small field (predominantly used by children) and the impact it would have on the other existing users of the area (spectators and parents of participants on playing field). In addition, there is a significant tree within the area resulting in restrictions for fencing and infrastructure design. This space was also small, with approximately 375m² available.

The current off leash area at Waverley Park is over 7000m².

Access and Parking

Both locations reviewed are easily accessible from street parking (though limited), and would suit elderly or less mobile people if they were accessing from the road nearby. Additional investment would be required for pathways to the entrance of the dog-runs, and potentially within the enclosure.

It is expected that an addition of an enclosed dog-run at Waverley Park would put additional pressure on parking in the area. University of South Australia Research conducted for *Unleashed: A Guide to Successful Dog Parks* found 68% of park users in the Adelaide region drove to enclosed dog parks.

Budget

Basic requirements to deliver and enclosed dog run include appropriate fencing and gates, access to water, basic landscape works and seating. Council officers estimate the costs of a simple and potentially temporary facility starting at approximately \$20,000.

A more desirable dog-run with consideration to lighting, play features, suitable access pathways, hard surfaces within the facilities, and a maintenance and cleaning schedule, would attract higher costs.

5. Relationship to Waverley Together 3 & Delivery Program 2013-17

The relationship to *Waverley Together 3* and *Delivery Program 2013-17* is as follows:

Direction: C1 Waverley's cultural heritage and diversity is recognised, protected and respected.

Strategy: C1a Support programs that celebrate and strengthen our multiculturalism and indigenous culture and cultivate a sense of community appreciation of our cultural heritage and diversity..

Deliverable: Planning for a Diverse and Tolerant Community.

6. Financial impact statement/Timeframe/Consultation

Financial Impact

There is no allocation for a dog-run within the current budget. The potential cost for a suitable dog-run could be quite substantial when considering elements such as fencing and gate requirements, access pathways, access to water and seating. Approximate costings for a basic design were calculated in the region of \$20,000.

Timeframe

It is not proposed to install a dog run.

Consultation

Council officers have received little feedback asking for this facility or additional off leash areas since the dog off leash area at Waverley Park was been adopted. Council officers do not believe the suggested areas are suitable to take to community for further consultation.

7. Conclusion

A dedicated dog off leash area was endorsed by Council in Waverley Park early 2015. Since adoption there has been very little feedback regarding additional dog walking areas, and no strong evidence of demand for an enclosed dog-run at the Park.

Investigation has indicated that with the limited available space within Waverley Park, any potential facility would compromise on desirable dog-run features such as separate spaces for big and small dogs, and large spaces for dog to exercise within an enclosure. A dog-run facility would also impact on existing recreation activity in the park.

A basic design dog-run facility would require a significant budget and maintenance schedule, with additional funding required for speciality dog equipment and hard surface pathing.

Council officers do not recommend progressing with plans to include a dog-run at Waverley Park.

8. Attachments:

1. Locations reviewed for dog run Waverley Park

Attachment One

Two Locations reviewed as potential dog runs areas at Waverley Park

Location One

North East Corner of Waverley Park

Total space approx. 865m²

Pros	Cons
Space could suit larger dogs	Near residential properties and sports field
No official use for the area currently except passive recreation and enjoyment	Currently used for passive recreation and enjoyment
Accessible from street parking	Expected additional pressure on street parking
	Existing trees and infrastructure to work around



Location Two

Southern Boarder of Playing Field #3

Total space approx. 375m²

Pros	Cons
Not near many residential properties	Limited space
Currently used as a passage through park for dog walkers	Would influence the area available for other members of the community to access around the park (spectators of sport, parents etc)
Accessible from street parking	Potentially additional pressure on street parking
Shade	Proximity to significant tree
	Proximity to small sided (typically children) dedicated sports field



REPORT
OC/5.3/16.08

Subject: Status of Outstanding Notices of Motions and Mayoral Minutes adopted by Council

TRIM No.: A02/0649

Author: Al Johnston, Governance Officer

Director: Peter Brown, General Manager

RECOMMENDATION:

That Council receives and notes this report on the status of Outstanding Notices of Motions and Mayoral Minutes adopted by Council from July 2008 to December 2014.

1. Executive Summary

The purpose of this report is to update Council on the current status of outstanding notices of motions and mayoral minutes adopted by Council from July 2008 to December 2014.

The status of outstanding notices of motions and mayoral minutes report was last considered by the Operations Committee at its meeting in November 2015. The report has since been circulated to each program area Director for status updates. The updated status report is appended to this report for Council's consideration.

It is recommended that the report be received and noted.

2. Introduction/Background

The report considered by the Operations Committee in November 2015 addressed Council's resolution of September 2014 (see the table in section 3 below). This report is an update of the outstanding motions contained in that report.

In accordance with Council's resolution of July 2016 a further status report will be presented to Council at its August 2016 meeting.

The outstanding motions have been sorted into Program Areas, and identified as 'finalised', 'action in progress' or 'no action to date'. 'Finalised' means all actions have been completed or no further progress can be made to execute the motion. 'Action in progress' means further work or action is still required to finalise the motion, and 'no action to date' means no work or action has commenced.

Once a resolution identified as 'finalised' has been reported to Council it will be removed from the next status report.

3. Relevant Council Resolutions

Council or Committee Meeting and Date	Minute No.	Decision
Council Meeting July 2016	CM/9.3/16.07	<ol style="list-style-type: none"> 1. Status reports be compiled detailing all the Council motions of the last 4 years requiring action and/or follow up. 2. These reports be presented incrementally at the next and subsequent Council meetings for discussion. 3. These reports also be distributed to Councillors (or former Councillors, should amalgamation proceed in the interim) under separate email prior to the Council meeting. 4. The list of outstanding motions be placed on a Council agenda for the administrator's consideration.
Operations Committee Meeting November 2015	OC/5.3/15.11	Council receives and notes this report on the status of Notices of Motions and Mayoral Minutes adopted by Council from July 2008 to December 2014.
Council Meeting September 2014	NM.45/14	<p>That the General Manager:</p> <ol style="list-style-type: none"> 1. Reviews Council's June 2011 report of outstanding Notices of Motions and Mayoral Minutes, plus those resolved since that time, to determine which: <ul style="list-style-type: none"> • Are outstanding with no action to date, • Have had some action initiated but are not completed; and • Have been actioned and completed. 2. Presents a report to Council on the above review, with Motions being grouped by context, where possible. 3. Implements a system of tracking resolutions via the use of InfoCouncil to ensure they are acted upon in a timely manner. 4. Reports on a six monthly basis on the status of Motions.

4. Discussion

Nil.

5. Relationship to Waverley Together 3 & Delivery Program 2013-17

The relationship to *Waverley Together 3* and *Delivery Program 2013-17* is as follows:

Direction: G1 Inspiring community leadership is achieved through decision making processes that are open, transparent, corruption resistant and based on sound integrated planning..

Strategy: G1b Promote and embed good governance and corruption prevention practices in operational activities..

Deliverable: Internal audit function supported.

6. Financial impact statement/Timeframe/Consultation

Financial impact statement

There has been no additional cost to Council in preparing this report.

Timeframe

This report covers the period July 2008-December 2014. The next updated action tracking report is due to be submitted to Council in September 2016.

Consultation

The status updates and comments on the resolutions in this report have been provided by program area directors.

7. Conclusion

This report provides the status of Outstanding Notices of Motions and Mayoral Minutes adopted by Council from July 2008 to December 2014. It is recommended that Council receives and notes the report.

8. Attachments:

1. Outstanding Notices of Motions and Mayoral Minutes adopted by Council 2008-2014



STATUS OF OUTSTANDING NOTICES OF MOTIONS AND MAYORAL MINUTES ADOPTED BY COUNCIL JULY 2008 TO DECEMBER 2014

Following is a list of notices of motions and mayoral minutes adopted by Council from July 2008 to December 2014 that have not yet been actioned and finalised.

The status of each resolution has been provided by the responsible Director, and is categorised as 'Finalised', 'Action in progress' or 'No action to date'.

Finalised	All actions have been completed or no further progress can be made to execute the resolution
Action in progress	Further work or action is still required to finalise the motion.
No action to date	No work or action has commenced.

The resolutions are sorted by Program Area and colour coded according to the following scheme:

Waverley Corporate
Waverley Futures
Waverley Life
Waverley Renewal

STATUS OF OUTSTANDING NOTICES OF MOTIONS AND MAYORAL MINUTES FROM COUNCIL MEETINGS 2008-2014

Date of Motion	Summary of Decision	Responsible Officer	Comment
March 2014	<p>Second Sydney Airport at Badgery's Creek (A05/1341)</p> <p>Council agree that the creation and placement of a second Sydney Airport at Badgery's Creek may improve noise sharing in Waverley for residents of Waverley and a report be presented to Councillors detailing the aircraft noise issues in our municipality, as soon as possible.</p>	Director, Waverley Life	<p>Status: No action to date</p> <p>Report yet to be prepared.</p>
October 2008	<p>Upgrade of Public Amenity Blocks at our Beaches (A02/0334)</p> <ul style="list-style-type: none"> <input type="checkbox"/> Council upgrade all public amenity blocks on all beaches to a reasonable standard in accordance with their condition, priority and funding requirements, with particular emphasis on those in special need at North Bondi, South Bondi and South Bronte. <input type="checkbox"/> Before any upgrade work is performed, a report be prepared for the Finance, Ethics & Strategic Planning Committee that provides a condition assessment summary of the existing buildings, estimated cost and preferred timing for any proposed internal and/or external works, and recommends how to integrate the works into the Capital Works program in accordance with priority, timing and funding relationships to other items within the budget. <input type="checkbox"/> The Tamarama Kiosk project group be consulted as to how a redesigned façade of the Tamarama amenities block could be integrated into the Tamarama Kiosk project, if the preferred Option 3 is eventually selected, and the outcome of this consultation included in the report. 	Director, Waverley Life Director, Waverley Renewal	<p>Status: Action in progress</p> <p>Finalised - Tamarama Kiosk, South Bondi, Marks Park completed</p> <p>Near handover - North Bondi</p> <p>Capital Expenditure next year - South and North Bronte</p> <p>Note: toilet upgrades planned in Bondi Pavilion as part of the Upgrade & Conservation Project. New toilet facilities planned as part of Bondi Plan of Management.</p> <p>Bondi Pavilion toilet upgrades apart of the project construction starts 2017.</p>
February 2010	<p>Tamarama Gully – Deposited Plan (A05/1644)</p> <ul style="list-style-type: none"> <input type="checkbox"/> Council moves without delay to complete registration of its title to the lands in Tamarama Gully acquired in 1963 (conveyance 	Director, Waverley Life	<p>Status: Action in progress</p> <p>It is understood this was to be delayed pending resolution of court proceedings. Detailed legal</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	number 576 book 2662) and reports to Council prior to lodgement of the Plan of Survey with the Registrar General, and notes that a survey of the land in question will be required.		analysis has occurred since 2010 in relation to the Bailey claim, Council's lands and the Fletcher Estate.
April 2010	<p>"Scores on Doors" Food Safety and Hygiene Rating Scheme (A02/0653)</p> <ul style="list-style-type: none"> <input type="checkbox"/> Council commend the Primary Industries Minister, Steve Whan for introducing a trial "Scores on Doors" food safety and hygiene rating scheme for restaurants cafes and fast food outlets in NSW. <input type="checkbox"/> Council write to the Food Authority responding to the EOI requesting that Waverley Council be one of the 12 Councils to take part in the trial scheme to commence on 1 July 2010 on the condition that resourcing and costs of the trial are borne by the State Government. <input type="checkbox"/> A report be prepared on the potential to make the scheme permanent in Waverley and the cost and resourcing implications involved. 	Director, Waverley Life	<p>Status: Action in progress</p> <p>Letter sent to the Primary Industries Minister. Council participated in the Scores on Doors trial scheme.</p> <p>This is currently under consideration and will be considered as part of the development of the Healthy & Safe Waverley Strategy.</p> <p>To discuss at a later stage.</p>
April 2011	<p>Resumption of 362 Birrell Street, Tamarama (A05/2046-02)</p> <p>That Council directs the General Manager to immediately initiate the necessary steps to compulsorily resume the rear (northern) lot of 362 Birrell Street, Tamarama (identified as lot 2 in the Plan of Subdivision of Lot A. DP 379266 prepared by Gregory Jon Frith Surveyor, dated 19 February 2009) in accordance with the provisions of the Local Government Act and complying with the requirements of the Just Terms Compensation Act.</p>	Director Waverley Life	<p>Status: Finalised</p> <p>Council confirmed its intention to purchase rear lot of 362 Birrell Street in August 2011 and this was finalised late 2011.</p>
November 2011	<p>Cultural Assets Protocol (A05/0416)</p> <p>1. A protocol is established for the treatment, placement and/or hanging of works of value donated to Waverley Council including being entered into an assets register or the Artworks Inventory, and a design is agreed upon for name plates.</p>	Director, Waverley Life	<p>Status: Action in progress</p> <p>Currently in the process of adopting the accessioning and deaccessioning policy, following this a report will be required to request budget for a collections management system including funds for a certified art valuer.</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	<p>2. Council requests the General Manager to have small name plates made for the works/paintings that were given to Waverley Council at the Centenary Celebrations. The name plates are to include the name of the painting, the name of the artist, the year it was painted, the names of the donors and the occasion on which they were given. These name plates are to be attached to the relevant painting in some way, perhaps a small chain.</p> <p>3. Council's Cultural Development Officer develops a procedure for the placement and movement or relocation of any artworks that are in Council's possession.</p>		<p>Once this has been completed the collections can be included in a management data system.</p>
<p>February 2012</p>	<p>Civic Recognition of Mr Arthur 'Artie' Beetson AO (A02/0424)</p> <p>1. Council liaise with the Eastern Suburbs Leagues Football Club and Community to facilitate civic recognition of Mr Arthur 'Artie' Beetson AO as an iconic Aboriginal / sportsman.</p> <p>2. Investigate opportunities for including Civic Recognition of Mr Beetson in Waverley's sporting / Community venues.</p> <p>Support and facilitate elements of the Federal Senate's Motion, such as the establishment of the Arthur Beetson Scholarship for young Indigenous Australians.</p>	<p>Director, Waverley Life</p>	<p>Status: Finalised</p> <p>It is understood that following investigation by officers, no formal action was taken for civic recognition.</p> <p>Subsequent to Mr Beetson's death, his sons established the Artie Beetson Foundation which as part of its programs fosters scholarships for young Indigenous Australians.</p>
<p>June 2014</p>	<p>Norman Andrews House – Clarification from the Uniting Church (A03/0403-03)</p> <p>That Council:</p> <p>1. Affirms its commitment to the provision of the Norman Andrews House homelessness support service at Bondi Beach, in partnership with the Uniting Church.</p> <p>2. Requests an officer's report be provided to Council on how best to continue the homelessness support service including a revised</p>	<p>Director, Waverley Life</p>	<p>Status: Action in progress</p> <p>Since mid-2014 Norman Andrews House has undergone a significant governance review by the Uniting Church (as part of the Chapel by the Sea mission). Council officers were regularly consulted as part of this process. This review resulted in a decision to bring the service under the jurisdiction of the Uniting Church's Wayside Chapel (a much larger community services organisation with extensive volunteer base based in Kings Cross).</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	deed of agreement and any budget changes required.		A new draft deed of agreement and proposed lease arrangement has been submitted for legal advice and will be finalised in the near future.
October 2014	<p>Healthy Ageing and Residential Aged Care (A03/0005)</p> <p>That Council:</p> <ol style="list-style-type: none"> 1. Requests the following information be provided in a report to the Operations Committee: <ol style="list-style-type: none"> a) Residential care facilities, including nursing homes, operating in Waverley and an estimated supply of places; b) Planned future residential care facilities; c) Demographic data about seniors in Waverley and any estimate of demand; d) Comments about whether there is a sufficient supply of residential aged care to meet future Waverley resident needs according to trends in demand, noting the recent loss of proposed aged care in Waverley at the former Benevolent Society site, Ocean Street, Bondi; e) The relevant objectives and actions within existing Waverley Council plans which support ageing in place for older residents and their participation in an inclusive and liveable community; f) In-home and community services provided to older residents in Waverley; 	Director, Waverley Life	<p>Status: Finalised</p> <p>Report was finalised after consultation with the Minister for Ageing and with input from stakeholders. Councillor workshop was held in November 2015. The 'Living Local Staying Connected' forum held on 4 March 2016 was very well received by participants. It showcased innovative housing design options for people as they age, bringing together architects, planners, developers and government representatives. Forum outcomes will facilitate further discussions, research and partnerships around actions that support ageing in place.</p>

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Date of Motion	Summary of Decision	Responsible Officer	Comment
	<p>g) Any updated information, where available, from relevant Federal and State departments about NSW and Sydney planning for residential aged care and ageing in place, and how it impacts Waverley;</p> <p>h) Recommendations for any short-term and long-term actions that Waverley should take.</p> <p>2. Sends a draft of the report to the NSW State Minister for Ageing John Ajaka and the Waverley Community & Seniors Centre Association to provide an opportunity for comment.</p> <p>3. Requests a Councillor workshop about the above information prior to the Operations Committee meeting.</p> <p>4. Subject to outcomes and recommendations in the report, organises a Forum in 2015 that focuses on healthy ageing, inclusion, liveability, ageing in place, and residential aged care for the Waverley community.</p>		
<p>March 2011</p>	<p>Improving On Street Parking for Carers of Disabled Persons and Frail Older People</p> <p><input type="checkbox"/> The Mayor write to the NSW State Minister for Roads requesting that an investigation be undertaken into identifying a state wide solution to allow on-street parking for carers which is close to where the cared for person lives. The investigation should focus on inner city areas in metered and time restricted zones, where residential preferred parking schemes have been implemented, and where parking occupancy is high.</p> <p><input type="checkbox"/> Council note a carer generally needs a private vehicle to provide care and assistance to a home based, cared for person. Carers</p>	<p>Director, Waverley Life</p>	<p>Status: Finalised</p> <p>May 2016</p> <p>An organisational carer's permit fee has been included in Council's draft Pricing Policy, Fees & Charges for 2011-12 in the event that the permit is introduced.</p> <p>Council officers have contacted City of Sydney in regards to permits for carers.</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	<p>include:</p> <ul style="list-style-type: none"> (a) Home care workers. (b) Full time live-in carers. (c) Visiting family members and friends. <ul style="list-style-type: none"> <input type="checkbox"/> Council further note that officers are investigating the possible introduction of an Organisational Carer's Permit. <input type="checkbox"/> Council's Technical Services Division contact a selection of councils, including the City of Sydney, Randwick, Woollahra, Botany, Strathfield and some inner west councils, to identify if they have similar issues in their local government areas, what they are doing about it, and to request that they lobby the NSW State Minister for Roads. <input type="checkbox"/> SSROC be contacted to request that they support such an initiative. <input type="checkbox"/> The matter also be referred to Council's Access Committee. <input type="checkbox"/> After six months a brief report be prepared for Council consideration. 		<p>July 2016</p> <p>Carer's permits have been introduced and rolled out in either 2012 or 2013. The price was reviewed and "frozen" as part of the Parking Price Review and Customer First continues to work with Caring Waverley to promote these permits.</p>

STATUS OF OUTSTANDING NOTICES OF MOTIONS AND MAYORAL MINUTES FROM COUNCIL MEETINGS 2008-2014

Date of Motion	Summary of Decision	Responsible Officer	Comment
October 2011	<p>Governance Issues (A06/0724)</p> <ol style="list-style-type: none"> Council replace the current Opening Prayer with a Statement of Affirmation which places an emphasis on Councillors committing to the good governance of Waverley. The Affirmation be recited by the Chair at Council and Committee Meetings undertaking that all Councillors commit themselves to discharging their duties conscientiously and to the best of their ability with honesty and integrity as stewards acting on behalf of the Waverley community. The wording of that Statement be: "We, the Elected Members and staff of Waverley Council undertake to act with honesty and integrity, and conduct ourselves in a way that engenders trust and confidence in the decisions we make on behalf of the Waverley community. Waverley Council respectfully acknowledges our indigenous heritage and recognises the ongoing Aboriginal traditional custodianship of the land which forms our Local Government Area". A report be prepared by the Divisional Manager, Governance & Integrated Planning on the establishment of a detailed Governance Strategy and a separate Governance Charter for Waverley Council. 	General Manager	<p>Status: Action in progress</p> <p>Superseded by current opening prayer.</p> <p>Superseded by Council decision not to have an Affirmation.</p> <p>See above.</p> <p>Action in progress but delayed due to staff shortage.</p>
February 2012	<p>Council Information Technology Strategy Enhancements (A06/1995)</p> <ol style="list-style-type: none"> Council officers, as a part of their current review of Information Technology Systems and the development of an Information 	General Manager	<p>Status: Action in progress</p> <p>Open source software products are now investigated as part of every application sourcing project.</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	<p>Technology Strategy, investigate:</p> <ul style="list-style-type: none"> (a). The potential for the use of free and open source software products. (b). Creative commons licensing of Council's online content resources. (c). The potential for the use of cloud computing resources for servers and storage. (d). Possible broadband data streaming services. (e). National Broadband Network appropriateness and readiness. <p>2. The matters being investigated in Clauses 1(a) to 1(e) be subject to appropriate levels of risk assessment.</p> <p>3. Once completed, Council officers submit the Information Technology Strategy to Council.</p>		<p>Licencing of Council online content is scheduled for review and enhancement in the 16/17 financial year.</p> <p>Waverley Digital has implemented Gigabit optic fibre services to two of Sydney's main data centres. This provides secure connectivity to Cloud solution providers such as Amazon Web Services (AWS) and Microsoft Azure.</p> <p>Council currently utilises 2x100Mbit internet services alongside 2Gbit of connectivity to cloud services (see item c).</p> <p>Digital Waverley has no plans at this time re the NBN with our existing 10Gbit Optic Fibre backbone and internet links providing these services with significant additional bandwidth available.</p> <p>A draft Digital Strategy is expected to be presented to Council in September 2016.</p>
<p>June 2012</p>	<p>Audit implementation (A09/0284)</p> <ul style="list-style-type: none"> 1. The General Manager develops an Audit Implementation Plan to ensure that Audit Committee findings and recommendations are effectively translated into Council operations. 2. The Audit Implementation Plan specifically addresses effective implementation of audit by including the following: <ul style="list-style-type: none"> (a). Responsibilities for audit and governance in Waverley Together 3 Strategic plan. (b). Responsibilities for audit in Council operations and staff 	<p>General Manager</p>	<p>Status: Action in progress</p> <p>The development of an Audit Implementation Plan is under discussion.</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	<p>performance management.</p> <p>(c). Any required staff training.</p> <p>(d). Any IT infrastructure upgrading necessary.</p> <p>3. The Audit Implementation plan includes identification of barriers and obstacles to the plan, and strategies to address them.</p> <p>4. A regular six monthly confidential Audit Implementation progress report be presented to Council by the General Manager.</p>		
May 2013	<p>Electronic lobbying and submissions – Petitions Policy (A08/1339)</p> <p>1. As part of Council’s review of its Petitions Policy that it examine how it can receive and process electronic lobbying received by e-mail, text message, or other forms of telecommunication from the public, including social media and websites.</p> <p>2. A draft policy and procedures be prepared by appropriate Council officers, in consultation with precinct groups and the community, for Council consideration.</p>	General Manager	<p>Status: Finalised</p> <p>Revised Petitions Policy was adopted by Council in April 2016.</p>
June 2014	<p>Councillor sites and services visits (A04/0699)</p> <p>That the General Manager arranges for Elected Members to visit places and services in Waverley Council as a familiarisation method and when impending Council decisions are to be made in relation to a facility or service.</p>	General Manager	<p>Status: Action in progress</p> <p>To be included in the induction program for new councillors.</p>
August 2014	<p>NSW Civil and Administrative Tribunal (A04/0104)</p> <p>1. Council notes the findings of the Civil and Administrative Tribunal of New South Wales in the matter of Phillips v Director General, Department of Premier and Cabinet - [2014] NSWCATOD 48 http://www.caselaw.nsw.gov.au/action/PJUDG?jgmid=171212, relating to the disclosure of supposed confidential information</p>	General Manager	<p>Status: No action to date</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	<p>by a Councillor; and in particular paragraphs 40 onward which deal with the process for handling requests that information provided to Council be kept confidential.</p> <p>2. Council requests the NSW Minister of Local Government, the NSW Division of Local Government and the Department of Premier and Cabinet to consider the following as it applies to Councils within NSW, and to provide a response to Waverley Council, and that a report then be prepared for consideration by Council:</p> <p>a) The compliance of Council's confidential information policies with these findings.</p> <p>b) The extent to which the requirements in sections 10A, 10B and 10D of the Local Government Act are applied by Council in accordance with these findings, particularly the need for consideration of the public interest when determining matters of confidentiality.</p>		
November 2012	<p>Display of premises numbering in the Waverley Local Government Area (A03/1381)</p> <p>That Council:</p> <p>1. Prepare a Premises Numbering Policy that requires all premises in the Waverley Local Government Area to be identified by a premises number on the building exterior and / or mailbox, clearly visible from the street frontage. Reference should be made to the policies of other Councils and consideration given to minimum numbering sizes for residential, commercial and industrial properties.</p> <p>2. Ensure a standard premises numbering condition continues to be applied to development consents.</p>	General Manager	<p>Status: Finalised</p> <p>The Street Addressing Policy was adopted by Council in August 2015.</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	<p>3. Prepare a communication and compliance strategy to ensure appropriate premises numbering appears on all Waverley premises. The communication component would include educating the community about the importance of clear and visible premises numbering, and how the new policy is to be introduced.</p> <p>4. Receive a report on the above initiatives.</p>		

STATUS OF OUTSTANDING NOTICES OF MOTIONS AND MAYORAL MINUTES FROM COUNCIL MEETINGS 2008-2014

Date of Motion	Summary of Decision	Responsible Officer	Comment
October 2010	<p>Guidelines for works at Bronte Park (A04/0295-03)</p> <ul style="list-style-type: none"> <input type="checkbox"/> Council officers prepare a works guideline booklet to assist Public Works and Parks staff when work is being undertaken in Bronte Park. The guidelines would include information such as the colour scheme used during the renovation of the surf club (and applied to picnic shelters and change rooms) with paint names and numbers, the style of benches, tables and fences, and the materials used in the 'heritage' picnic shelters, and the 'recipe' for the concrete used in the promenade. <input type="checkbox"/> The colour palette used in the guideline be submitted to the Public Art Committee before it is finalised. 	Director, Waverley Renewal	<p>Status: Action in progress</p> <p>July 2016</p> <p>The Public Domain Technical Manual is currently being reviewed. This guideline document will include paint colours for use on the existing shelters and will specify suitable fence types. The Technical Manual currently specifies table and bench types and concrete finishes. In development of the Plan of Management guidelines around the Surf Club development will be considered. In addition an updated Plan of Management currently being developed including a heritage review which will inform this process.</p>
March 2011	<p>Use of Herbicides in Public Space</p> <ul style="list-style-type: none"> <input type="checkbox"/> A report be prepared on use of herbicides with a view of council stopping the use of herbicides for cosmetic purposes, on our streets and lanes and move once again towards hand and mechanical weeding and trimming, on OH&S and potential public liability grounds. <input type="checkbox"/> Should Council officers decide that it is essential under exceptional circumstances to use a herbicide then proper protective clothing is worn (coverall, mask and gloves) by the user, residents and visitors are suitably warned to keep clear, and a forecast of no rain for a designated period is obtained. 	Director, Waverley Renewal	<p>Status: Action in progress</p> <p>July 2016</p> <p>12 month steam weeding trial period was completed April 2015. This covered use in paved areas as well as gardens. Report on programme is currently being compiled to compare pros and cons against chemical applications.</p> <p>Officers are currently preparing a report for the 4 October 2016 Operations Committee to respond to the Motion and include outcome from the 12 month stream weeding trial.</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
February 2012	<p>Weed spraying in Waverley (A04/0439)</p> <p>That a report be submitted to Council that outlines the following:</p> <ol style="list-style-type: none"> 1. Council's budget for spraying herbicide / poison each year. 2. The date the contract/s is due for review. 3. Options for reviewing the contract now to reduce the spraying of poison and to find alternatives to the spraying of poison. 4. The areas where the spray is used. 5. The measured, proven benefits from spraying poison. 6. The costs of losing edible foods and insects. 7. The amount of biodiversity reduced as a result of the spraying of poison. 	Director, Waverley Renewal	<p>Status: Action in progress</p> <p>July 2016</p> <p>12 month steam weeding trial period was completed April 2015. This covered use in paved areas as well as gardens. Report on programme is currently being compiled to compare pros and cons against chemical applications.</p> <p>Officers are currently preparing a report for the 4 October 2016 to respond to the Motion and include outcome from the 12 month stream weeding trial</p>
August 2013	<p>Motorcycle Parking in Waverley Local Government Area (A03/1214)</p> <ol style="list-style-type: none"> 1. Council continue the current roll-out of motorbike parking in residential areas under the current plan of converting spaces between driveways to motorbike parking. 2. Council also investigate the best places in the Bondi Junction and Bondi Beach commercial centres to place more spaces dedicated for motorbikes to park free but time restricted. 3. A report be provided identifying a minimum of 2 new motorbike pod locations for Bondi Beach commercial centre and 3 new motorbike pod locations in Bondi Junction commercial centre for 	Director, Waverley Renewal	<p>Status: Finalised</p> <p>July 2016</p> <p>We are continuing to implement this roll-out. Each month approximately three new motorbike parking spaces are approved for installation. In addition, 10 metres of motorcycle parking has been provided in Spring Street, Bondi Junction.</p> <p>Additional Motorcycle parking is provided as opportunities arise, such as, undersize car parking spaces.</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	<p>dedicated motorbike parking on a free but time restricted basis. Each pod should deliver a minimum of four free motorbike spaces. The report is to detail any options for time restrictions, details of logistical roll-out, as well as the social, environmental and economic benefits and costs of any proposals.</p> <p>4. The report also includes updated information on the progress made towards achieving a 5% per annum increase in motorbike parking in Bondi Junction, as resolved by Council on 16 March 2010.</p>		
<p>October 2013</p>	<p>Waverley Cemetery Plan of Management (A09/0722)</p> <p>1. The Waverley Cemetery perimeter fencing matter be deferred to allow a decision on the preferred option to be considered within the context of a broader vision for the Waverley Cemetery site and services.</p> <p>2. Council develop a draft vision for Waverley Cemetery taking the current adopted Plan of Management as the platform on which clear ideas can be developed of:</p> <p>(a). how all parts of the site should look in landscape and built form,</p> <p>(b). how the key heritage items (those listed as Category A in the POM) should be conserved,</p> <p>(c). how the vital service of interment and remembrance of the dead provided by the site for the past 137 years should be protected and sustained,</p> <p>(d). the types of activities that should be fostered on the site, and</p>	<p>Director, Waverley Renewal</p>	<p>Status: Action in progress</p> <p>July 2016</p> <p>Review of existing Conservation Management Plan and Plan of Management has been completed Review and update of business model and plan currently taking place.</p> <p>1) Trafalgar Street fence will be replaced by August 2016, as endorsed by the Waverley Cemetery Project Control Group.</p> <p>2) Develop a Draft vision for Waverley Cemetery is on track. Internal review of Conservation Management Plan and Plan of Management have been completed. Awaiting formal endorsement of State heritage listing before preparation of new CMP. This will include key design criteria. Preparation of a strategic Business Plan is underway.</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	<p>(e). how the cemetery business may be developed to best support the site and service into the future.</p> <p>3. A Councillor Officer working group be charged with development of the draft vision and consist of the Mayor, Deputy Mayor, ward councillors and appropriate officers including at least the management of the Cemetery, the Divisional Manager Technical Services and as necessary, Council's heritage advisor or other relevant staff.</p> <p>4. The working group develop a draft vision including any necessary maps, audio-visuals, and descriptions of preferred approaches to the site and operation, and convene a workshop with all councillors on the working group findings prior to consideration of a draft vision by Council in March 2014.</p> <p>5. Council note that once a draft vision is endorsed by Council, there may be a requirement to update the adopted Plan of Management.</p>		<p>3) Councillor Officer working group has been established and a Draft Vision developed, however, this will be reviewed pending outcome of State Heritage Listing.</p> <p>4) A workshop was held. A draft vision developed, awaiting review.</p> <p>5) In progress.</p>
November 2013	<p>Public Open Space (A04/1096)</p> <p>That Council requests that Council Officers circulate information to Councillors on:</p> <p>(a) Any change in the amount of public open space under Council control since 2001/02; and</p> <p>(b) Pressures on Council owned public open space.</p>	Director, Waverley Renewal	<p>Status: Finalised</p> <p>May 2016</p> <p>A detailed assessment of public open spaces, including area, zoning and ownership, under Council control was undertake in 2015 to inform the Niblick and Gilgandra Reserve discussions with Sydney Water.</p>
December 2013	<p>Upgrade to Playground and its surrounds in Stephen Street Reserve, Bondi (A08/0833)</p> <p>1. Council investigate upgrade, maintenance and addition options of playground equipment and its surrounds within Stephen Street Reserve, Bondi, through community consultation with local</p>	Director, Waverley Renewal	<p>Status: Action in progress</p> <p>July 2016</p> <p>Stephen Street playground has been given a short term priority listing for replacement in councils Play</p>

Date of Motion	Summary of Decision	Responsible Officer	Comment
	<p>families and Child Care Centres.</p> <p>2. A report comes back to Council to include recommendations on the issues mentioned in the background to this motion, funding, and timing.</p>		<p>Space Strategy 2014-2029.</p> <p>Funding for replacement of this playground has been secured in the 2016/17 budget. Concept drawings and community consultation is scheduled in August / September for construction in 2017.</p> <p>Note: community consultation was undertaken in October 2014 for Stephen Street. The consultation findings were reported to Council in November 2014 through the Waverley Play Space Strategy report. The Play Space Strategy scheduled the playground upgrade works accordingly. Funding and timing of works have now been confirmed. This motion is considered complete.</p>