

MIN NO **MINUTES OF THE ORDINARY MEETING OF ASHFIELD COUNCIL
HELD ON LEVEL 6, CIVIC CENTRE, 260 LIVERPOOL ROAD,
ASHFIELD ON TUESDAY 10 JULY 2012, COMMENCING AT 6:32 PM.**

PRESENT His Worship the Mayor, Councillor Kennedy in the Chair and Councillors Cassidy, Drury, Kelso, Lofts, Mansour, McKenna, Rerceretnam, Stott, Wang and Wangmann

Ms V Chan General Manager
Ms N Kettle Director Corporate and Community Services
Mr P Sarin Director Planning and Environment
Mr T Giunta Acting Director Works and Infrastructure
Ms G Rennard Manager Governance

ACKNOWLEDGEMENT OF LOCAL ABORIGINAL COMMUNITY

"Let us acknowledge that we are meeting on country for which the members and elders of the local Aboriginal community have been custodians for many centuries, and on which Aboriginal people have performed age old ceremonies. We acknowledge their living culture and unique role in the life of this region."

APOLOGIES

Note: Councillor Adams was not present and Council received no formal apology or request for a leave of absence for the meeting.

CONDOLENCE MOTION

227/12 RESOLVED Cassidy / McKenna

That Council note the passing of former Deputy Mayor of Drummoyne Council, Brian Hudson and that a letter of condolence be sent to Mr Hudson's family.

DISCLOSURES OF INTEREST

No disclosures were made.

CONFIRMATION OF MINUTES

228/12

RESOLVED

McKenna / Lofts

That the minutes of the Council Meeting held on 26 June 2012 be confirmed and the recommendations contained in the Minutes be adopted with the following amendment;-

Moved by Councillor Rerceretnam and Seconded by Councillor Mansour that item 10.6, 91 Milton Street be amended to note the following condition:-

(13) Service Vehicles

That no service or delivery vehicle access the hospital site between 5pm and 7am

229/12

RESOLVED

Kelso / Lofts

That the minutes of the Ashfield Youth Committee Meeting held on 02 July 2012 be confirmed and the recommendations contained in the Minutes be adopted.

230/12

RESOLVED

Cassidy / Wang

That Council adopt the minutes of the Aboriginal Consultative Committee held on Thursday 21 June 2012 as a true record and refer the recommendation regarding the employment of an Aboriginal Liaison Officer to the General Manager for a staff report.

A division in voting was called and the voting was as follows:-

For the Motion

Councillors Kelso, McKenna, Rerceretnam, Stott, Wangmann, Drury, Lofts, Wang, Mansour and Kennedy.

Against the Motion

Councillor Cassidy

The Motion was Carried

231/12

RESOLVED

Stott / McKenna

That the minutes of the Ashfield Access Committee Meeting held on 18 June 2012 be confirmed and the recommendations contained in the Minutes be adopted.

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232/12 **RESOLVED** **McKenna / Stott**

That the minutes of the Women's Committee Meeting held on 23 August 2011 be confirmed and the recommendations contained in the Minutes be adopted.

MAYORAL MINUTES

SWING MOORINGS IN SYDNEY HARBOUR.

MM19/2012

233/12 **RESOLVED** **Kennedy**

That Council support the recommendations and write to the Minister for Roads and Maritime, requesting a moratorium on swing moorings in Iron Cove.

NOTICES OF MOTION

ASHBURY RESIDENT HONOURED IN QUEEN'S BIRTHDAY HONOURS LIST 2012 - PROF TREVOR CAIRNEY.

NM30/2012

234/12 **RESOLVED** **Rerceretnam / Mansour**

That council write a letter of congratulations to Prof Trevor Cairney and his family on the conferment of the Order of Australia Medal.

NOTICE OF RESCISSION
BUCKLE BELT SITE, 67-75 SMITH STREET SUMMER HILL.

NM31/2012

235/12 **RESOLVED** **Stott / Wangmann**

That Minute No. 226/12, of the Ordinary Council meeting held on 26 June 2012, be rescinded.

That Ashfield Council engages the services of Senior Counsel to defend its refusal of DA 10,2012.051.1, 67 - 75 Smith St in the upcoming hearing at the Land & Environment Court.

A division in voting was called and the voting was as follows:-
For the Motion

Councillors Kelso, McKenna, Rerceretnam, Stott, Wangmann, Drury,

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Lofts, Wang, Mansour and Kennedy.

Against the Motion

Councillor Cassidy

The Motion was Carried

STAFF REPORTS

DEVELOPMENT APPLICATION: 10.2012.080.1
203 LIVERPOOL ROAD ASHFIELD

CM 10.1

236/12

RESOLVED

Mansour / Drury

That Council as the consent authority pursuant to Clause 80(1)(a) of the Environmental Planning and Assessment Act 1979 (as amended) grant deferred commencement consent to Development Application No. 10.2012.80 for alterations and additions to existing commercial building and change of use of the first floor and part of the ground floor to a boarding house on Lot 3 in DP: 223502, known as 203 Liverpool Road, Ashfield, subject to the conditions attached to the officers report on pages 12 – 23 of the business paper.

An Amendment was Moved by Councillor Rerceretnam and Accepted by the Mover and Seconder.

- a) That Council include a condition regarding the allocation of bicycle and motorbike parking for commercial staff**
- b) That Condition 6 be altered to state - That the painting of the façade be consistent with the Council heritage pallet for heritage listed buildings in the Ashfield Central Business District.**

The voting was as follows:-

For the Motion

Councillors Kelso, McKenna, Rerceretnam, Stott, Wangmann, Drury, Lofts, Wang, Mansour, Cassidy and Kennedy.

Against the Motion

Nil

The Motion was Carried

**DEVELOPMENT APPLICATION: 10.2012.083.1
46 ROSE STREET ASHFIELD**

CM 10.2

Members of the public addressed the meeting.

Alicia Long addressed Council at 7.03pm and concluded at 7.04pm.

Jason Webster addressed Council at 7.04pm and concluded at 7.13pm.

Kenton Webb addressed Council at 7.13pm and concluded at 7.22pm.

Jill Davidson addressed Council at 7.22pm and concluded at 7.25pm.

Mike Costello addressed Council at 7.25pm and concluded at 7.26pm.

Helen Wills addressed Council at 7.27pm and concluded at 7.28pm.

237/12

RESOLVED

Mansour / Cassidy

That the application for the Development Application No. 10.2012.83.1 for the demolition of rear part of dwelling, alterations and addition to dwelling including new carport and landscaping works on Lot 1 in DP: 167969, known as 46 Rose Street, Ashfield be approved and that the General Manager be granted delegated authority to ensure the standard conditions of consent are applied.

The voting was as follows:-

For the Motion

Councillors Mansour, Cassidy, McKenna, Kennedy, Kelso, Lofts, Wang and Drury

Against the Motion

Councillors Stott, Wangmann and Rerceretnam

The Motion was Carried

**DEVELOPMENT APPLICATION: 10.2012.059.1
11 WETHERILL STREET CROYDON**

CM 10.3

Members of the public addressed the meeting.

Catherine Ruchen addressed Council at 7.53pm and concluded at 8.10pm.

Elizabeth McMullen addressed Council at 8.12pm and concluded at

8.21pm.

238/12

MOVED

Rerceretnam / Stott

That Development Application No. 10.2012.59 for alterations and addition to the existing dwelling house including an upper floor addition above rear portion of existing single storey dwelling on Lot 1 in DP: 170419, known as 11 Wetherill Street, Croydon be deferred for a period of 2 weeks to allow for the following issue to be explored:

- a) Council officers to examine the shadow diagrams over 9 Wetherill Street, Croydon**

The voting was as follows:-

For the Motion

Councillors Kelso, Stott, Lofts, Wangmann, Wang, McKenna, Rerceretnam, Drury and Kennedy.

Against the Motion

Councillors Mansour and Cassidy.

The Motion (a) was Carried

- b) Officers to investigate the issue relating to Stormwater drain at rear of the property, with consideration to re-design the lower portion of the building**

The voting was as follows:-

For the Motion

Councillors Stott, Wangmann and Rerceretnam

Against the Motion

Councillors Kelso, Lofts, Wang, McKenna, Cassidy, Mansour, Drury and Kennedy.

The Motion (b) was Lost

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239/12

**COUNCIL NOMINATIONS TO THE SYDNEY EAST JOINT REGIONAL
PLANNING PANEL.**

CM 10.4

RESOLVED

McKenna / Mansour

That Council nominate Councillor Cassidy and Councillor Kennedy as members of the Sydney East Joint Regional Planning Panel for the remaining term of the Council.

GENERAL BUSINESS

SUMMER HILL COMMUNITY CENTRE

Councillor Stott – queried if there had been any progress regarding the Summer Hill Community Centre alarm system.

Acting Director Works and Infrastructure - advised that a new alarm has been installed; however the previous alarm could have been re-keyed.

Councillor Stott – further reiterated seeking a staff member to regularly attend the Summer Hill Community Centre committee meetings.

Director Corporate and Community Services – the matter has been taken on notice.

HERITAGE ADVISOR ADVICE

Councillor Stott - concerned that Council's heritage advisor, Robert Moore's advice to applicants on occasion is in contravention of Council's DCP.

Director of Planning and Environment – noted that Robert Moore's role is to provide professional advice, however it is suggest that Council may need to have more explicit controls for conservation areas. Council staff is currently working towards this situation.

GRAFFITI

Councillor Lofts -noted disappointment in the reply received from the State Member for Strathfield regarding addressing graffiti.

PROTRUDING SIGN DOVER STREET SUMMER HILL

Councillor Lofts - noted a dangerous sign remnant needs fixing as protruding from the kerb outside 13 Dover Street, Summer Hill - block of flats opposite Australia Post Box causing a public safety issue.

BLAND STREET ASHFIELD LINE MARKING

Councillor Wang – received a request from resident at 35 Bland Street Ashfield seeking to have line-marking for parking on Bland Street, as apparently had previously been in place.

NO JUNK MAIL SIGN

Councillor Wang - resident at 36 Bland Street Ashfield noted was still receiving junk mail although the no junk mail sign is located on their letter box. Suggested an article be placed in the next Council Newsletter regarding the issue of junk mail.

DUMPED RUBBISH

Councillor Wang - raised concerns about the considerable amount of dumped furniture placed on streets when people move out of units. Suggested that Council ask real estate agents to raise this issue with strata committees and tenants advising it is the responsibility of the tenant to remove rubbish lawfully when moving.

ELIZABETH STREET ASHFIELD - BROKEN FOOTPATH

Councillor Wang - resident advised of broken footpath on Elizabeth Street near train station between Charlotte and Wood Streets. Suggesting replacing concrete with paving to beautify and rectify.

ALT STREET ASHFIELD

Councillor Wang - thanking officers for quick response taken recently to action in Alt Street Ashfield.

10 METRE PARKING HAWTHORNE PARADE HABERFIELD

Councillor McKenna - North East Councillors recently received a letter from a resident at 78 Hawthorne Parade Haberfield regarding proposed work to be carried out in area in relation to 10 metre parking. The letter appeared to be against proposed works. Councillor McKenna sought clarification as to how the issue reached this point without consultation.

Councillor Cassidy - resident at 78 Hawthorne Parade Haberfield has requested via email that the matter be deferred back to the Traffic Committee.

Acting Director Works and Infrastructure - Email has been received. Works will be stopped whilst the matter is being resolved. Meanwhile concerned residents at 76 & 78 Hawthorne Parade, Haberfield will be contacted to advise of changes, which have come about due to safety issues. Residents will be informed and appropriate solution determined.

DUDLEY STREET HABERFIELD - STREET TREE

Councillor McKenna - noted some residents are waiting to plant garden bed to beautify the area around street trees, yet have been advised the trees are going to be surrounded in gravel.

Acting Director Works and Infrastructure - the matter has been taken on notice

ALT/TURNER AND DALHOUSIE STREET HABERFIELD

Councillor Cassidy - concerned at number of dead trees not being removed and replaced, such as Alt/Turner and Dalhousie streets in Haberfield.

Acting Director Works and Infrastructure - advised the trees will be replaced in a group planting and will get back to Councillors regarding the timing for various locations.

COVE/WOLSELEY STREET HABERFIELD

Councillor Cassidy - Residents are suffering severely with taxis parking on the streets. Suggest that Council follow up on orders made by Land and Environment Court in 1998/99 regarding prohibiting the parking.

Councillor Cassidy asked for a report as to why the Land & Environment Court Order in relation to the unauthorised Taxi Changeover use at the Service Station at rear of Cove Street Haberfield properties was not being put into effect.

General Manager – The General Manager undertook to report back to Councillors on this matter in the next week.

Director of Planning and Environment - Council sought legal advice and no action can be taken on taxi changeover in streets.

CHANDOS STREET ASHFIELD – PARKING

Councillor Rerceretnam - query from a resident in Chandos Street Ashfield regarding on street parking- boat left on street for a long period of time.

Director of Planning and Environment - the matter has been taken on notice

BICYCLE PARKING IN ASHFIELD CBD

Councillor Rerceretnam – has requested bicycle parking be installed in the Ashfield CBD.

HOLDEN STREET ASHFIELD PLANTINGS

Councillor Rerceretnam - Holden Street resident complaining about type of tree 'fern type' along Holden Street as it releases significant spores and seeds during summer. Suggest when such trees come to end of life, that more appropriate trees are planted.

OPENING AND NAMING OF ACTIVITY ROOMS

Councillor Kennedy - that the General Manager and staff, particularly Carolyn Walker be thanked for hosting such a successful event for the opening and naming of the Civic Centre Activity rooms.

Councillor Kennedy – requested a letter of thanks be sent to Her Excellency Professor Marie Bashir AC CVO for opening the activity rooms and launching the Mural in Brown Street Ashfield.

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PROCEEDINGS TERMINATED AT 9.15pm

Chairperson of the meeting of Ordinary Meeting
when the Minutes were confirmed

Chairperson

Date