

## LEICHHARDT MUNICIPAL COUNCIL

**MINUTES of EXTRAORDINARY MEETING** of Leichhardt Municipal Council held in the Balmain Town Hall, Darling Street, Balmain on 31 July 2012 at 7:00pm.

Present at the commencement of the meeting;                      The Mayor, Cr R. Porteous in the chair, Councillors D. Byrne, T. Costantino, V. Hannaford, D. Kogoy, M. McKenzie, J. Parker , J. Stamolis & G. Weiss.

Staff Present Acting                      Acting General Manager, Director Environmental & Community Management, Director Infrastructure & Service Delivery, Team Leader Strategic Planning, Senior Strategic Planner, Traffic Engineer, Transport Planner, Manager Environment and Urban Planning, Administration Services, and Administration Officer.

Meeting Commenced:                      7.10pm

**\*\*                      ACKNOWLEDGEMENT OF COUNTRY**

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

**\*\*                      APOLOGIES AND/OR CONDOLENCES**

**C368/12                      RESOLVED                      STAMOLIS / MCKENZIE**

That apologies be accepted and leave of absence be granted for the absence of Crs Howison, Plate and Cinis.

**CARRIED UNANIMOUSLY**

**\*\*                      DECLARATION OF PECUNIARY OR NON – PECUNIARY INTERESTS**

Nil                      Nil

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### ITEM 1      118 – 124 TERRY STREET, ROZELLE PLANNING PROPOSAL DEVELOPMENT CONTROL PLAN VOLUNTARY PLANNING AGREEMENT COMMUNITY CONSULTATION OUTCOMES

C369/12      RESOLVED      WEISS / HANNAFORD

That:

- 1) The report on the extent and nature of the outcomes of the community consultation be received and noted.
- 2) The Planning Proposal as exhibited be endorsed by Council and forwarded to the Minister of Planning for assessment.
- 3) The Development Control Plan be adopted subject to the following minor changes:
  - a) Clause D2.7.1 Building Height Objective b) to be amended by adding *“beyond that shown in Figure 7: Shadow Diagrams 21<sup>st</sup> June”*
  - b) Clause D2.7.1 Building Height Control iii to be amended to read *“The number of storeys permissible is not to exceed 6 storeys in the centre of the site and three storeys around the perimeter of the site, in accordance with Figure 6: Heights and must not result in additional overshadowing of adjacent properties, Crystal Street properties and Wellington Street properties beyond that shown in Figure 7: Shadow Diagrams 21<sup>st</sup> June”*
  - c) Clause D2.7.2 Setbacks and articulation Objectives to be supplemented with Objective c) *“To minimise impacts on the solar access of the rear of properties in Wellington Street ; and”*
  - d) Clause D2.7.2 Setbacks and articulation to be amended to add Control v *“The fourth floor of Building B is to be reduced in size at the north-east corner and setback an additional 3.15m from the Wellington Street properties rear boundary increasing the Figure 8 : Setback at this location to 9.15m and reducing the upper two floors of Building B setback at the same location from 21.7m to 16m in accordance with Figure 12 Supplement to Figure 8 Setbacks”.* (see **Appendix B**)
  - e) Clause D2.10.3 Control I to be supplemented with *“ It must be also be connected to the Council drainage system in Terry Street and include any upgrade to that system that is necessary to ensure no adverse impact that might be caused by that connection.”* The title

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of this control should also be amended to replace “*Piped water*” with “*Stormwater*”

- 4) Council enter into the Planning Agreement and authorise the General Manager to execute the agreement.
- 5) All the individuals and organisations who made submissions be advised of the outcome.

### The Vote FOR and AGAINST the above Resolution was;

	FOR	AGAINST
Byrne, Darcy		X
Costantino, Tony	X	
Hannaford, Vera-Ann	X	
Kogoy, Daniel	X	
McKenzie, Michele	X	
Parker, Jamie	X	
Porteous, Rochelle	X	
Stamolis, John	X	
Weiss, Gordon	X	

**The above resolution was carried after an Amendment (moved by Councillors Porteous and Stamolis) was put and Lost. For the record, the Lost Amendment was:**

### **AMENDMENT      PORTEOUS/ STAMOLIS**

*As per the Council officer’s recommendation in the report with the following change:*

*“That the building envelope of Building B be amended to maintain the current overshadowing status on 7-9 Wellington Street from 1pm onwards”.*

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**The Vote FOR and AGAINST the above Lost Amendment was;**

	<b>FOR</b>	<b>AGAINST</b>
Byrne, Darcy	X	
Costantino, Tony		X
Hannaford, Vera-Ann		X
Kogoy, Daniel		X
McKenzie, Michele		X
Parker, Jamie		X
Porteous, Rochelle	X	
Stamolis, John	X	
Weiss, Gordon		X

**The meeting closed at 9:00 pm.**

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This is page 4 of the Minutes of the Extraordinary Meeting of Council held on the 31<sup>st</sup> day July, 2012 and presented for confirmation this 28<sup>th</sup> August, 2012.

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CHAIR