

**WAVERLEY LOCAL PLANNING PANEL  
SUPPLEMENTARY MINUTES OF  
27 MARCH 2019 MEETING**

**Panel members:**

The Hon R.N. (Angus) Talbot (Chair)  
Gabrielle Morrish  
Sandra Robinson  
Ian Stapleton

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1. At the Waverley Local Planning Panel meeting on 27 March 2019, the Panel resolved to defer item number WLPP-1903.5 **142 Brighton Boulevard, North Bondi** - Alterations and additions to dual occupancy including demolition, internal reconfiguration terrace and various external changes (DA-429/2018).

The decision is quoted below.

*DECISION: The determination by the Panel is deferred to allow the applicant to give further consideration to the form of the written request pursuant to Clause 4.6 of the LEP.*

*Direction: The applicant is to submit any further written request pursuant to Clause 4.6 or submissions on or before close of business 17 April 2019. This Panel will be reconstituted to deal with the final determination of the application electronically in the first instance following any further submissions.*

On 29 March 2019, the applicant provided a further written request under Clause 4.6 to vary the FSR development standard. The Panel Chairperson was electronically provided a copy of the applicant's Clause 4.6 statement on 9 April 2019.

The panel has resolved as follows;

**DECISION**

The Waverley Local Planning Panel, exercising the functions of Council as consent authority, is satisfied the applicant's revised written request demonstrate that the matters required to be addressed under Clause 4.6 of Waverley LEP 2012 are satisfied. Compliance with the FSR development standard is unreasonable and unnecessary and there are sufficient environmental planning grounds to justify contravening the development standards. The panel further considers the proposed development to be in the public interest because it is consistent with the objectives of the standards and the zone and consent may be granted to the development application. In this regard the Panel concurs on behalf of, and as the delegate of the Secretary, Department of Planning and Environment.

The Panel on a merits assessment approves the development application in accordance with the Clause 4.15 assessment recommendations and conditions in the officer's report.

2. It was also resolved to defer item number WLPP-1903.7 for **306 Military Road, Dover Heights** - Alterations and additions to single dwelling (DA-419/2018).

The decision is quoted below.

*DECISION: The determination by the Panel is deferred to allow the applicant to give further consideration to the form of the written request pursuant to Clause 4.6 of the LEP.*

*Direction: The applicant is to submit any further written request pursuant to Clause 4.6 or submissions on or before close of business 17 April 2019. The applicant is invited to consider and demonstrate whether a reduction in the floor to ceiling height in the proposed addition and adoption of a flat roof form would offer a more skilful design solution to reduce the view loss of affected properties. In the event that amended plans are submitted a further revised Clause 4.6 request may need to be considered. This Panel will be reconstituted to deal with the final determination of the application electronically in the first instance following any further submissions.*

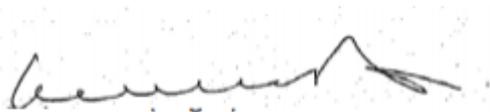
On 5 April 2019, the applicant provided a further written request under Clause 4.6 to vary the Height development standard and amended plans to lower the proposed roof as per the direction of the Panel. The Panel Chairperson was electronically provided a copy of the applicant's documentation.

The panel has resolved as follows;

#### **DECISION**

The Waverley Local Planning Panel, exercising the functions of Council as consent authority, is satisfied the applicant's amended plans and revised written request demonstrate that the matters required to be addressed under Clause 4.6 of Waverley LEP 2012 are satisfied. Compliance with the standards is unreasonable and unnecessary and there are sufficient environmental planning grounds to justify contravening the development standards. The panel further considers the proposed development to be in the public interest because it is consistent with the objectives of the standard and the zone and consent may be granted to the development application. In this regard the Panel concurs on behalf of, and as the delegate of the Secretary, Department of Planning and Environment.

The Panel on a merits assessment approves the development application in accordance with the Clause 4.15 assessment recommendations and conditions in the officer's report.



The Hon R.N. (Angus) Talbot  
**Chairperson**  
**Date: 23 April 2019**