

Register of Voting on Planning Items

Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
FESP	2013	5/02/13	F-1302.5	Heritage Planning Services (A11/0719)	That the matter be deferred until Council has had the opportunity to review its organisational structure	Division For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones and Kay. Against the Motion: Crs Masselos and Wakefield.
Council	2013	19/02/13	1302.6.1	Interim Voluntary Planning Agreement Policy (A13/0099)	That: 1. The current Waverley Voluntary Planning Agreement Policy 2007 be reviewed and updated. 2. An interim Voluntary Planning Agreement Policy be prepared as soon as practical and forwarded to Council for adoption to provide guidelines for the assessment of future applications accompanied by voluntary planning agreements.	NO DIVISION RECORDED
Council	2013	19/02/13	1302.11.6	NSW Planning Changes White Paper - Community Consultation (A11/0500)	That, in anticipation of the forthcoming release of a Planning Reform White Paper by the NSW Government, Council: 1. Recognises the potential for widespread impacts on the Waverley Community and on its built and natural fabric. 2. Calls on the NSW Government to ensure there is extensive public consultation on the White Paper following its release. 3. Requests the Mayor to write to the Hon Brad Hazzard, Minister for Planning and Infrastructure and Minister Assisting the Premier on Infrastructure, informing him of Council's position.	UNANIMOUS DECISION For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Guttman-Jones, Kanak, Kay, Masselos, Mouroukas, Strewé and Wakefield. Against the Motion: Nil
Council	2013	19/02/13	1302.12.1	Bronte's Macpherson and St Thomas Street Neighbourhood Centre (which includes Bronte RSL) - Planning Controls (A12/0220-02)	That Council: A. Amend the Waverley Local Environment Plan 2012 (WLEP 2012) as follows: i. Amend the Land Zoning Map for land located at 107 Macpherson Street, Bronte (known as Oceanview apartments) from B1 Neighbourhood Centre zoning to R3 medium density residential zoning. ii. Add a new clause 6.7 to limit the net floor area of retail premises as follows: 6.7 Maximum area of retail premises in Bronte's Macpherson Street and St. Thomas Street neighbourhood centre (1) The objectives of this clause are as follows: • to quantify the maximum floor area of small scale retail in this neighbourhood centre containing large amalgamated sites, • ensure that non-residential uses do not result in adverse impacts on the amenity of existing and future residential premises, • to protect the integrity and viability of existing centres, and • to respect the retail hierarchy of centres within the local government area. (2) This clause applies to land located in Bronte's Macpherson Street and St. Thomas Street neighbourhood centre as shown on the Key Sites Map. (3) Development consent must not be granted to development on land to which this clause applies unless the consent authority is satisfied that the Gross Lettable Area Retail of the retail premises does not exceed 400 square metres. (4) For the purposes of this clause Gross Lettable Area Retail (GLAR) is defined by the Property Council of Australia as the aggregate of floor area contained within a retail tenancy including the thickness of external walls for single tenant buildings and half internal wall thickness for multiple tenancy buildings. Included in GLAR are window mullions and frames, structural column, engaged perimeter columns or piers, fire services and additional facilities for tenants if they are within the area of lease. Excluded from GLAR are areas set aside as public spaces, thoroughfares, accessways, fire and service passages, loading docks, toilets, stairs, utilities, lift shafts, plant rooms, etc where they are not used for the exclusive use of any one tenant. GLAR excludes balconies, awnings, terraces and other outdoor areas and internal areas where the ceiling height is below 1.5m. iii. Include the following clause in WLEP 2012 Schedule 1 – Additional Permitted Uses: 2. Allow "Registered Clubs (Bronte Returned Services Club only)" on land at 113 Macpherson Street, Bronte in addition to the uses permitted under the B1 Neighbourhood Centre Zone. B. That subject to "A" above, a Planning Proposal be submitted to the Department of Planning and Infrastructure for a gateway determination seeking approval for the preparation of a draft Local Environmental Plan to amend WLEP 2012.	Division For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Kay and Mouroukas Against the Motion: Crs Guttman-Jones, Kanak, Masselos, Strewé and Wakefield.

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					<p>Retail premises Max 400sqm</p> <p>C. Amend the Waverley Development Control Plan 2012 (WDCP 2012) as follows:</p> <p>i. Add the following objective to Part E3 Local Village Centres - 3.2.3 Built Form Objectives:</p> <p>(i) To maintain reasonable solar access to residential properties backing onto rear lanes across from village centres.</p> <p>ii. Add the following control to Part E3 Local Village Centres - 3.2.3 Built Form Controls:</p> <p>(d) The maximum street wall height of buildings fronting rear lanes is 7.8m or two storeys, whichever is the lesser.</p> <p>(e) Floors fronting lanes which are located 7.8m above the level of the lane or higher (except those on the south side of the lane) and have residential properties backing onto the rear lane opposite must be setback at an angle of 32 degrees as shown in the following diagram: Figure X: Setbacks at rear lanes to ensure solar access to neighbours.</p> <p>iii. Replace the fourth diagram in Part E3 Local Village Centres Annexure E3-1 with the following diagram to show a 32 degree angle above 7.8m instead of the existing 45 degree angle: Building depth and other controls at the rear boundary over laneway.</p> <p>iv. Replace the seventh and eighth diagram in Part E3 Local Village Centres Annexure E3-1 with the following diagrams to show a 32 degree angle above 7.8m instead of the existing 45 degree angle: Typical building section - dual street frontage</p> <p>v. Add a new section under Part E with the heading 4. 113 Macpherson Street, Bronte 4 113 Macpherson Street, Bronte</p> <p>Where there are discrepancies between these controls and others within this DCP the following controls take precedence.</p> <p>The following objectives and provisions apply to 113 Macpherson Street, Bronte described as Lot 19, Lot 20 and Lot 21 of DP 192094 and Lot 22 of DP 72912 (also known as Bronte RSL site), as shown in Figure X Specific sites map and Figure X 113 Macpherson Street Site Plan. Figure X - 113 Macpherson Street Site Plan.</p> <p>4.1 Public Domain Objectives</p> <p>(a) Ensure public domain benefits are provided to a high quality and in keeping with Council's vision for the neighbourhood centre</p> <p>Controls</p> <p>(a) Macpherson Street and Chesterfield Lane are to be landscaped to Council's requirements.</p> <p>(b) Street furniture and renewal of paving is to be provided to Macpherson Street and Chesterfield Lane to Council's requirements.</p> <p>4.2 Built form Objectives</p> <p>(a) Facilitate the redevelopment of the site to achieve a high quality urban form.</p> <p>(b) To ensure that redevelopment does not result in adverse impacts on the amenity, privacy and solar access of existing and future residential premises within the precinct.</p> <p>(c) To facilitate built form that accounts for the change in level between Macpherson Street and Chesterfield Lane.</p> <p>(d) To set building heights and frontage alignments to respect the existing character and desired future character of the Bronte's Macpherson Street and St. Thomas Street Neighbourhood Centre</p> <p>(e) Ensure that development has high architectural quality and diversity, and strongly defined streets.</p> <p>Controls</p> <p>(a) The development of 113 Macpherson Street is to be in accordance with the development control envelope illustrated in Figures X and X - 113 Macpherson Street, Development Control Envelope. Figure X: 113 Macpherson Street, Development Control Envelope.</p> <p>(b) Provide awnings to the entire Macpherson Street frontage between the ground and first floor, except over the driveway. Awnings must be</p> <ul style="list-style-type: none"> o minimum 3m wide; o minimum 3.1m between the underside of awning of 3.1m and the footpath level; and o include under awning lighting. <p>(c) Buildings are to be built to the street and lane alignments.</p> <p>(d) No less than 90% of the building is to be aligned to the street boundary for the ground and first floor fronting Macpherson Street</p> <p>(e) Provide setbacks above the street-wall in accordance with Figures X and X - Development control envelope.</p> <p>(f) Provide side setbacks in accordance with Figure X - Development control envelope.</p> <p>(g) Balconies for use by registered clubs or food and drink premises are not permitted on the southern façade of the development.</p> <p>(h) Residential balconies on the southern façade must be no greater than 10sqm in area.</p> <p>(i) Minimise visual intrusiveness of service elements by integrating them into the design of the roof. These elements include lift over-runs, service plants, chimneys, vent stacks, telecommunication infrastructure, gutters, downpipes and signage.</p> <p>4.3 Active Street Frontages Objectives</p> <p>(a) To promote pedestrian activity and safety in the public domain</p>	

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					<p>(b) To provide a high degree of surveillance over Macpherson Street and Chesterfield Lane</p> <p>(c) To provide transparency and visual contact between the public domain and the building interior</p> <p>(d) To ensure that retail premises present a “public face” to enhance the character and vitality of the neighbourhood centre</p> <p>Controls</p> <p>(a) Active street frontages are required at footpath level along Macpherson Street.</p> <p>(b) Not more than 10% of the Macpherson Street frontage can be blank walls or service areas.</p> <p>(c) The installation of roller shutters is not permitted.</p> <p>(d) Uses providing passive surveillance of Chesterfield Lane must be provided for the majority of the width of the ground and first storey fronting Chesterfield Lane. Car parking must be sleeved by a commercial or residential use.</p> <p>(e) The building wall along Chesterfield Lane to be articulated to provide for planting, etc.</p> <p>4.4 Transport</p> <p>4.4.1 Loading Facilities</p> <p>Objectives</p> <p>(a) To ensure that non-residential uses do not result in adverse impacts on the amenity of existing and future residential premises, schools, childcare centres and community facilities.</p> <p>Controls</p> <p>(a) Driveway entry and exit to commercial loading docks is restricted to Macpherson Street;</p> <p>(b) The driveway access to loading facilities and parking must be combined.</p> <p>(c) Loading facilities must be located internally on the site. They must not front Macpherson Street.</p> <p>4.4.2 Driveways and Car Parking Access</p> <p>Objectives</p> <p>(a) To ensure that non-residential uses do not result in adverse impacts on the amenity of existing and future residential premises, schools, childcare centres and community facilities.</p> <p>(b) To ensure main streets are not dominated by driveways</p> <p>(c) To encourage continuous main streets</p> <p>(d) To ensure safety for pedestrians on heavily used footpaths</p> <p>Controls</p> <p>(a) The width of the driveway on Macpherson Street must be no greater than 6m wide.</p> <p>(b) The driveway off Macpherson Street must be located at the western end of the front boundary as shown on the development control envelope (Figure X).</p> <p>(c) Access to residential parking is permitted from Chesterfield Lane.</p> <p>(d) Access to commercial, retail and RSL club parking is not permitted from Chesterfield Lane.</p> <p>4.4.3 Non – Residential Parking Rates</p> <p>Objectives</p> <p>(a) To provide dedicated car parking for those working at the development Controls</p> <p>(a) Of the total number of non – residential parking spaces provided, 80% is to be allocated for visitors / short-stay parking, and 20% is to be allocated for employee / long-stay parking.</p> <p>Bicycle Parking</p> <p>Objectives</p> <p>To provide accessible secure and safe bicycle parking close to major pedestrian entries Controls</p> <p>(a) Provide minimum 50% of the required bicycle parking for non-residential premises at an accessible on grade location near the main pedestrian Macpherson Street entries.</p> <p>4.5 Public Art in the Private Domain</p> <p>Objectives</p> <p>(a) To encourage high quality artworks and the integration of art into development</p> <p>(b) To increase visual and other sensory experiences within development for the communities sense of place</p> <p>(c) To increase identifiable textures, character and designs appropriate to the area within private domain spaces through the introduction of public art and architectural design within development, and</p> <p>(d) To increase public art in the area for greater community cohesion and understanding of the history, culture and place.</p> <p>Controls</p> <p>(a) Provide high quality artworks and the integration of art into development in publicly accessible locations, particularly main entrances, street frontages and lobby areas</p> <p>(b) Ensure art is sensitive, reflective and demonstrative of the community to provide creative expression and character in development</p> <p>(c) Ensure public art is integrated into the architectural integrity of a development</p> <p>(d) Applications are to be in accordance with Council’s Public Art in the Private Domain Guidelines.</p> <p>D. That subject to a positive response from the Department of Planning and Infrastructure, the Planning Proposal and WDCP 2012 (Amendment No.1) be placed on public exhibition in accordance with the requirements of the Gateway determination.</p>	

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Council	2013	19/02/13	1302.12.2	Tasman Street, Bondi – Temporary Road Closure (DA 301/2012/B)	<p>That Council approves the temporary road closure of Tasman Street, Bondi as per the transport management plan attached to this report, subject to the following conditions:</p> <p>1. Closures are to take place during the following times: <input checked="" type="checkbox"/> Saturday, 2 March 2013 7.00am – 5.00pm <input checked="" type="checkbox"/> Sunday, 3 March 2013 7.00am – 5.00pm <input checked="" type="checkbox"/> Tuesday, 19 March 2013 12.00pm – 8.00pm</p> <p>2. Closures on Saturday, 2 March, Sunday, 3 March and Tuesday, 19 March 2013 to only allow resident vehicles to enter or leave Tasman Street at Philip Street. The applicant is to update the Traffic Management Plan in accordance with this condition to the satisfaction of Council’s Divisional Manager, Technical Services.</p> <p>3. The applicant to undertake a letterbox drop of residents and businesses advising of the road closures. The letter and distribution list are to be approved by Council’s Divisional Manager, Technical Services.</p> <p>4. The applicant to approach the NSW Police Service to determine the cost of providing Police with the full cost to be borne by applicant.</p> <p>5. The applicant to provide evidence of medical / First Aid personnel being provided on Saturday, 2 March and Sunday, 3 March 2013.</p> <p>6. Approval of the Section 96 application for filming within the heritage listed properties at 6 - 12 Tasman Street, Bondi.</p> <p>7. Council Compliance Rangers be advised and be requested to patrol the area during the road closure times.</p>	
FESP	2013	5/03/13	F-1303.5	Bondi Junction Urban Design Review (A12/0038-02)	<p>That Council:</p> <p>1. Adopt the final report for the Bondi Junction Urban Design Review by City Plan Urban Design included as Attachment 1 (pages 54 to 152).</p> <p>2. Adopt the following recommendations and incorporate them into an amendment of Waverley Comprehensive Local Environmental Plan 2012:-</p> <p>2.1 Rezone the sites west of Newland Street which are presently zoned B3 Commercial Core to B4 Mixed Use.</p> <p>2.2. To enable office premises on select properties on the southern side of Ebley Street as shown on the following map, add the following addresses - 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25 , 51, 53, 55, 57, 59, 61, 63, 91, 93, 95, 99-101, 103-105, 107, 109 Ebley St and 54, 56, 58, 60, 62, 64 and 66 Newland St to Schedule 1 Additional Permitted Uses (Clause 2.5) LEP 2012.</p> <p>2.3. Add the following clause –</p> <ul style="list-style-type: none"> • Part 6 - Additional Local Provisions: Clause 6.7 Solar Access to public spaces in Bondi Junction <p>(1) The objective of this clause is to ensure that buildings maximise sunlight access to the public places set out in this clause.</p> <p>(2) The consent authority must not grant development consent to development on land to which this clause applies unless the consent authority is satisfied that there is no additional shadow impact at 12 noon on 21st June on Clementson Park, Waverley Street Mall, Eora Park, Norman Lee Place (Boot Factory), Oxford Street Mall and Rowe Street (between Oxford Street Mall and Grosvenor Lane).</p> <p>(3) Development on land to which this clause applies may not be able to be developed to permitted maximum floor space ratio or height of building shown for the land on the Floor Space Ratio Map and Height of Buildings Map.</p> <p>3. Adopt the recommended DCP structure and formatting changes and recommendations indicated below and incorporate them into an amendment of Waverley Development Control Plan 2012</p> <p>3.1 Structure</p> <ul style="list-style-type: none"> • Reinstate the structure from the Waverley DCP 2010 Part F1 i.e. 1.0 Introduction, 2.0 Urban Form Controls, 3.0 Building Design Controls, 4.0 Access and Movement, 5.0 Town Square Provisions to provide a clearly articulated hierarchy for the controls. <p>3.2 Formatting</p> <ul style="list-style-type: none"> • All terminology throughout the DCP shall be made consistent, i.e. refer to Ground Floor, First Floor, Second Floor not Ground Level, Level 1, Level 2, etc. 	<p>Division</p> <p>For the Motion: Crs Betts, Burrill, Cusack, Goltsman and Kay.</p> <p>Against the Motion: Crs Masselos and Wakefield.</p>

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					<ul style="list-style-type: none"> • All headings and labels shall be modified to use a consistent case, i.e. they should either all be in 'Capital Case' or they should all be in 'Sentence case'. • All diagrams and maps shall be represented in a clear and legible manner that can be clearly reproduced in black and white. All maps of Bondi Junction will be oriented in same direction at the same scale including a north arrow, scale bar and legible street names. <p>3.3 Content</p> <p>1.0 Bondi Junction</p> <ul style="list-style-type: none"> • Add: 'Part E is to be read in conjunction with SEPP 65 RFDC and Type Specific and General Clauses Part B to D'. • Add: 'The development of the Town Square and its vicinity is additionally specified in Clause 1.26.' • Figure 1: Add boundary for 'Town Square Provisions' 1.1 Built Form • Add the following to the introduction: 'Tower building forms occur in the Bondi Junction commercial zones and are designed to provide higher density development commensurate with Bondi Junction's role as a Major Centre as identified in the Sydney Metro Strategy. Encouraging a small footprint tower building is one of the key determinants of sustainability to facilitate cross ventilation, daylight access and to create diversity within the BJC skyline.' • Add the following objective (f) "To construct towers which facilitate cross ventilation, daylight access and to create diversity within the Bondi Junction Skyline". • Add the following control (d) "Towers must be slender to facilitate reasonable cross ventilation and daylight access" • Delete Control (b), 'Corner sites may have slightly higher buildings forms to accentuate the junction of streets and the rectilinear block pattern.' <p>1.2 Building Use</p> <ul style="list-style-type: none"> • Add control under 'Arcades, squares and through block links': 'Arcades and through block links should be grand in scale and form with high visibility and direct connectivity through to other thoroughfares, rather than be dark single-storey connections with low ceiling heights. They should encourage better pedestrian access whilst supporting pedestrian desire lines.' <p>1.4 Heritage and Buildings of Historic Character</p> <ul style="list-style-type: none"> • Update 'Figure 6. Buildings of historic character', to include heritage items and buildings of historic character from Waverley LEP 'Heritage Map – Sheet HER_001A' in addition to those buildings of historic character currently shown. (WDCP 2012 Part E Figure 6) - Buildings of Historic Character 1.4.2 Streets with Heritage and Buildings of Historic Character <ul style="list-style-type: none"> • Update Figure 8: 'Building Elevation in Streets with Heritage and Buildings with Historic Character' (WDCP 2012 Part E Figure 8) - Building Elevation in Streets with Heritage and Buildings with Historic Character <p>1.5 Active Street Frontages</p> <p>General controls</p> <ul style="list-style-type: none"> • Add a clause for the provision of minimum street frontages: (h) Development on land in Zone B3 Commercial Core or Zone B4 Mixed Use which does not have a secondary frontage to a lane must have at least one street frontage of 12 metres or more to a public street (excluding service laneways). <p>Primary Shopping Street Frontages:</p> <ul style="list-style-type: none"> • Amend control to read as follows: '(e) Commercial and residential lobbies if accompanied by an entry and occupying less than 10% (or the minimum requirements according to the National Construction Code) of the buildings street frontage can front the street.' • To ensure consistency with the town square provisions add: 'Active Street Frontages and Address for the development of the Town Square and its vicinity are additionally specified in Clause 1.26.5.' <p>Secondary Shopping Street Frontages</p> <ul style="list-style-type: none"> • Amend control (b) to the following: 'One door (into entertainment, civic, community, commercial or retail uses) is preferred per 6m to 10m of street frontage.' • Figures 10 and 11: Remove 2m setback after first level to be consistent with proposed setback provisions. Show 6m setback after first level (in case of heritage context) for primary streets and 6 storey block edge on street boundary for secondary streets. <p>1.6 Street Alignments and Front Setbacks</p> <ul style="list-style-type: none"> • To ensure consistency with the town square provisions add: 'Street Alignment, Street Setbacks and Street Frontage Heights for the development of the Town Square and its vicinity are additionally specified in Clause 1.26.1 and 1.26.2.' <p>Two / three storey shopfront facades:</p> <ul style="list-style-type: none"> • Delete Control (b) and (c) to be consistent with the recommendation in 'Clause 1.1 Built Form' that corner sites may not have slightly higher building forms. • Update 'Figure 13. Control Drawing Building to the street alignment, Level 2-5' (WDCP 2012 Part E Figure 13) - Control drawing for building to the street alignment. <p>Block edge Building Forms – Level 2 to Ceiling of Level 5:</p>	

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					<ul style="list-style-type: none"> • Modify Control (a) for 'Block edge Building Forms – Level 2 to Ceiling of Level 5' to require a 6m setback, as per with the preferred option from the setback analysis, as follows: Development in streets with heritage buildings is to include a minimum 6m setback to built form above the street wall. • Modify 'Figure 15. Setbacks from the street – buildings in streets with heritage' be updated to be consistent with the amendment above and show a requirement for a 6m setback above the 2/3 storey shopfront. Refer to Attachment 1: BJUDR Chapter 8 - p. 50 Figure (WDCP 2012 Part E Figure 15) - Setbacks from the street, Buildings in Streets with Heritage. • Modify 'Figure 16. Control Diagram Corner Sites' to eliminate the slightly higher building forms at corners to be consistent with the recommendation in 'Clause 1.1 Built Form' and remove the 2m setback step. <p>1.9 Building Footprint</p> <ul style="list-style-type: none"> • To ensure consistency with the town square provisions add: 'Building Depth and Bulk for the development of the Town Square and its vicinity are additionally specified in Clause 1.26.3.' <p>Block edge building form,(b) Residential</p> <ul style="list-style-type: none"> • Delete 'Buildings may have greater depth than 18m only if they still achieve satisfactory daylight and natural ventilation and have habitable room depth no greater than 8m from a source of sunlight.' <p>1.11 Number of Storeys</p> <ul style="list-style-type: none"> • Controls (b): Delete ' All public parks, including Clementson Park are not to be overshadowed using the following standard: Less than 40% of the park should be in shadow between 11:00am and 3:00pm, at the winter solstice; less than 70% of the park should be in shadow between the times of 7:00am and 9:00am; and 4:00pm and 6:00pm, at the equinox.' <p>1.13 Design Excellence</p> <ul style="list-style-type: none"> • To ensure consistency with the town square provisions add: 'Building Exteriors for the development of the Town Square and its vicinity are additionally specified in Clause 1.26.8.' <p>Green Star rating</p> <ul style="list-style-type: none"> • Reinstate '3.12 Green Star Environmental Rating Scheme' and BASIX from Waverley DCP Part F1 Bondi Junction to ensure high quality sustainable building design. This clause should be inserted after Clause 1.13. <p>All following clauses are to be renumbered accordingly.</p> <p>1.14 Building Elevations</p> <ul style="list-style-type: none"> • To ensure consistency with the town square provisions add: 'Building Exteriors for the development of the Town Square and its vicinity are additionally specified in Clause 1.26.8.' <p>1.16 Awnings and Colonnades</p> <ul style="list-style-type: none"> • Relocate 'Clause 1.16 Awnings and Colonnades' after 'Clause 1.14 Building Elevations'. • To ensure consistency with the town square provisions add: 'Awnings for the development of the Town Square and its vicinity are additionally specified in Clause 1.26.6.' • Amend Control (b) 'Provide awnings on buildings as indicated in Figure 31, including around corners.' • Add to Control (e) 'Awnings are required to step with topography'. <p>1.19 Ceiling Heights</p> <ul style="list-style-type: none"> • It is recommended that 'Clause 1.19 Ceiling Heights' only considers commercial ceiling heights. For residential use instead rely on the ceiling heights prescribed by the NSW Residential Flat Design Code and the National Construction Code (NCC). • Add to introduction paragraph: 'On residential levels the floor to floor ceiling height has to be according to the NSW Residential Flat Design Code and the NCC respectively.' • Amend Control (b) Level 1: 3.5m minimum floor to floor • Amend Control (c) Above Level 1, commercial use: minimum 3.5m floor to floor • Delete control (d) <p>1.25. 1 Access and Movement</p> <ul style="list-style-type: none"> • To ensure consistency with the town square provisions add: 'Pedestrian Amenity for the development of the Town Square and its vicinity is additionally specified in Clause 1.26.4; Vehicle Access for the Town Square area in 1.26.9.' • Update 'Figure 32. Active Frontages – Through Block Links, Arcades, Squares' to include existing arcades and through block links between Spring Street, Oxford Mall and the Bus and Rail Interchange as per 'Figure 39. Through site links'; Or a note to be added: 'see also Figure 39 for through site links in the vicinity of the Town Square.' <p>(WDCP 2012 Figure 32) Through Block Links and Arcades</p> <ul style="list-style-type: none"> • Add example picture for through block link, Strand Arcade, Sydney. Strand Arcade Sydney <p>1.25.2 Vehicular and Service Access to Lots</p>	

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					<ul style="list-style-type: none"> • To ensure consistency with the town square provisions add: 'Vehicle Footpath Crossings and Vehicle Access for the development of the Town Square and its vicinity are additionally specified in Clause 1.26.7 and 1.26.9.' • Control (a): Delete '.....except for lots that do not have secondary frontages or laneways'. Exception from the rule to exclude vehicular access on primary shopping streets should be considered on each specific merit. • Figure 33: Delete '(except for lots with no secondary frontages or laneways)' in key for figure. 1.26.2 Street Frontage Heights • 'Figure 35. Street Frontage Heights' should be redrawn as it is illegible. 1.26.3 Building Depth and Bulk • Revise control (a) to 'On land zoned B3 Commercial Core, above street frontage height: preferred max. floor plate area of a building is 1,000sqm.' <p>4. Note the following recommendations made by City Plan Urban Design for Bondi Junction:</p> <ol style="list-style-type: none"> 1. Improve the connection from the Rail Interchange to Oxford Street and further on to Spring Street including the proposed Town Square. 2. Use various opportunities to create links through blocks (as indicated in Attachment 1 - Figure 3.2 - Opportunities). 3. Create mixed use transition zones from commercial to residential areas. 4. Develop a new Public Domain Master Plan to identify key public domain projects. 5. Improve public domain of Grafton Street and towards/underneath Syd Enfield Drive. 6. Opportunities to create shared zones in parts of Spring Street and Bronte Road. 7. Develop a movement strategy that integrates pedestrian and vehicular movements and has a clear focus on the quality of the public domain. 8. Create solar access planes for public open spaces within the Bondi Junction Centre. 9. Consider tall office buildings on the southern Westfield site (facilitating the opportunity for A-grade office space in Bondi Junction). 10. Use potential for additional storeys within LEP height limit at selected locations (at present the number of storeys is limited by the DCP which at some locations does not correspond with the full LEP height potential). 11. Refer to national and state legislation such as the National Construction Code (NCC) or the NSW Residential Flat Design Code (RFDC) for specific matters, e.g. determination of ceiling heights. <p>12. Develop a framework for Voluntary Planning Agreements and Section 94 contributions.</p> <p>13. Rename the SEPP 65 panel the "design excellence panel" and improve its utilisation by referring a wider range of projects and seeking pre-DA review.</p> <p>14. Permit commercial uses on sites on the south side of Ebley Street between Hollywood Avenue and Denison Street where they face potential overshadowing from development to the north.</p> <p>15. Where appropriate require development applications to illustrate how neighbouring sites can be renewed or redeveloped adjacent to the proposal.</p> <p>16. Introduce environmental design into the DCP including passive solar design and natural ventilation.</p> <p>17. Require development applications to consider impacts on surrounding sites. This may include three dimensional testing of shadowing.</p> <p>18. Plan for the renewal of the area between Ebley Street and Birrell Street and possible expansion of the Junction southward.</p> <p>19. Character Statements should be established in Bondi Junction to provide qualitative direction for design. The City of Sydney's Locality Statements may serve as a guide. These should reflect the existing and the desired future character of each area within Bondi Junction. An important element of this task is to determine the extent of each character area. Presently the Junction has a diverse range of characters, these are largely defined by streets, block by block.(p.46 of BJUDR).</p> <p>20. Traffic study with focus on pedestrian access and circulation including between Spring Street, Oxford Mall and the Bus and Rail Interchange.</p> <p>21. Implementation of shared zones with low speed bus traffic;</p> <p>22. Consider undertaking a block-by-block analysis to assess building massing options for redevelopment sites. Use this process to determine appropriate setbacks in the context of existing building massing, block depth, lot size and access considerations;</p> <p>23. Preparation of a comprehensive Public Domain Master Plan;</p> <p>24. Amend the layout of the DCP chapter on Bondi Junction to improve the document;</p> <p>25. Public domain improvement program with priority projects to guide future investment;</p> <p>26. Further investigation in Voluntary Planning Agreements and/or Section 94 contribution options;</p> <p>27. Include character statements in the DCP to provide qualitative design direction to new developments;</p> <p>28. Prepare a plan to Improve public domain of Grafton Street and towards/underneath Syd Enfield Drive;</p> <p>29. Rename the SEPP 65 panel the "design excellence panel" and improve its utilisation by referring a wider range of projects and seeking pre-DA review.</p> <p>* Refer to Chapters 4 (page 7) and 12 of the BJUDR for more detail (Attachment 1).</p> <p>5. Undertake consultation with the local precincts during the exhibition process.</p> <p>6. Extend the exhibition period, if necessary, to allow for consultation with the local precincts to take place.</p>	

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
FESP	2013	5/03/13	F-1303.6	Investment Strategy 3 objectives and process (A04/1773-05)	That: 1. Council receive and note the report. 2. Council request that the Investment Strategy 3 Working Group consider any options for inclusion in a new property investment strategy which have, as a minimum, potential to help Council meet the objectives described in this report. 3. The Investment Strategy 3 Working Group is to consist of the three Lawson Ward Councillors, the Mayor, the Deputy Mayor, or their alternatives, and the relevant staff.	
Council Inspections	2013	9/03/13	I-1303.1.1	RESCISSION MOTION – Bronte's Macpherson and St Thomas Street Neighbourhood Centre (which includes Bronte RSL) - Planning Controls (A12/0220-02)	This matter was last considered by Council at its meeting held on 19 February 2013. Subsequently, the following Notice of Rescission was submitted by Crs Kanak, Masselos and Strewé: "We, the undersigned, give notice of our intention to rescind the decision made by Council at its meeting on 19 February 2013 regarding Item 1302.12.1 - Bronte's Macpherson and St Thomas Street Neighbourhood Centre (which includes Bronte RSL) - Planning Controls. Signed: Cr Kanak, Cr Masselos, Cr Strewé" That the Rescission Motion be adopted. THE MOTION WAS PUT AND DECLARED LOST. DECISION: That the Rescission Motion not be adopted.	DECISION: That the Rescission Motion not be adopted. Division For the Motion: Crs Kanak, Masselos, Strewé and Wakefield. Against the Motion: Crs Betts, Burrill, Cusack, Goltsman, Kay and Mouroukas.
Council Inspections	2013	9/03/13	I-1303.2.1	5 Ashley Street, Tamarama – Alterations and additions to a semi-detached dwelling (DA 617/2011)	That: 1. The application be deferred to allow the applicant to submit amended plans which show the following: a) The proposed upper level being setback by an additional 3 metres from the southern side, along its length. b) The deletion of the pergola at the upper level (rear east side). 2. In regard to the existing driveway, the applicant is to provide to Council, an agreement between the applicant and the owner of 7 Ashley Street, to all the proposed changes. 3. The applicant is to submit to Council an engineering construction drawing of the steps and the driveway. 4. The applicant is to submit full engineering details and a landscape plan of works proposed on the Ashley Street frontage between the kerb and property boundary associated with the construction of the proposed driveway. The detailed plans shall be submitted to Council for approval by the Divisional Manager Technical Services prior to the issue of the Construction Certificate. The detailed plans shall include: <input checked="" type="checkbox"/> Long sections along the both edges of the driveway. The long sections are to be drawn at a scale of 1:25 and shall include Reduced Levels (RLs) of the road centreline, kerb, road reserve and hardstand floor. The RLs shall include the existing levels and the design levels. <input checked="" type="checkbox"/> The extent of the footpath work including steps and hand rails. The plan shall show both existing and design levels. <input checked="" type="checkbox"/> The extent of the modification work to the existing Council's retaining wall including material of construction. <input checked="" type="checkbox"/> How it is proposed to regrade the nature strip area on the northern side of the driveway. <input checked="" type="checkbox"/> The location and line of all public utility authority services in Council's footpath area. The applicant is to bare all costs associated with the above detailed works and must extend the existing nature strip as proposed in the approved drawings as requested by Council. 5. The applicant is to re-use the material in the existing retaining wall, as much as is possible, in the construction of the new retaining wall, in particular, the sandstone blocks. 6. Should the applicant not address the deferral request for an additional 3 metres setback from the southern side, along its length and propose a lesser setback, then the applicant is to submit a revised view impact statement showing the impact on views from the western side of Ashley Street. 7. The application be referred to the Development Control Committee for determination.	Division For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Kay, Masselos, Mouroukas and Strewé. Against the Motion: Cr Kanak.
Council	2013	12/03/13	1303.12.1	Review of the Independent Hearing and Assessment Panel (IHAP)	That: 1. Council commence a process towards an Independent Assessment Panel with delegation to determine development applications. This process to include: (a). Development of a Charter, Code of Conduct, Operational Guidelines and Delegations, and a period of public consultation. (b). Recruitment of members. (c). Budgetary adjustments. 2. A further report be submitted to the May Council meeting to consider the above matters. 3. The commencement date for the new Panel be targeted for 1 July 2013. 4. The pool of members to be appointed to the Panel include at least one Heritage Planner / Architect, a disability sector advocate, and an Aboriginal Heritage Planner.	NO DIVISION RECORDED

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
Council	2013	12/03/13	1303.13.2.1	Finance, Ethics & Strategic Planning Committee Meeting – 5 March 2013 – Clause F- 1303.5 – Bondi Junction Urban Design Review (A12/0038-02)	<p>That the recommendation of the Finance, Ethics & Strategic Planning Committee be adopted, subject to the following amendments and additions:</p> <p>1. Clause 2 be amended to now read as follows: “2. Adopt the following recommendations and incorporate them into an amendment of the Waverley Comprehensive Local Environmental Plan 2012: 2.1. Rezone the sites west of Newland Street, which are presently zoned B3 Commercial Core, to B4 Mixed Use. 2.2 Rezone the block east of Bronte Road, west of Ann Street, north of Ebley Street, and south of Gray Street, which are presently zoned B3 Commercial Core, to B4 Mixed Use. 2.3 To enable office premises on select properties on the southern side of Ebley Street as shown on the following map, add the following addresses: Newland to Gardiner – 51, 53, 55, 57, 59, 61 and 63, to Schedule 1 Additional Permitted Uses (Clause 2.5) LEP 2012. 2.4 Add the following clause: • Part 6 – Additional Local Provisions: Clause 6.7 Solar Access to public spaces in Bondi Junction: (1). The objective of this clause is to ensure that buildings maximise sunlight access to the public places set out in this clause. (2). The consent authority must not grant development consent to development on land to which this clause applies unless the consent authority is satisfied that there is no additional shadow impact at 12 noon on 21st June on Clementson Park, Waverley Street Mall, Eora Park, Norman Lee Place (Boot Factory), Oxford Street Mall and Rowe Street (between Oxford Street Mall and Grosvenor Lane). (3). Development on land to which this clause applies may not be able to be developed to permitted maximum floor space ratio or height of building shown for the land on the Floor Space Ratio Map and Height of Buildings Map.” 2. Clause 4 be amended to now read as follows: “Notes, but does not necessarily support, the following recommendations made by City Plan Urban Design for Bondi Junction: 1. Develop a new Public Domain Master Plan to identify key public domain projects. 2. Improve the connection from the Rail Interchange to Oxford Street and further on to Spring Street including the proposed Town Square. 3. Use various opportunities to create links through blocks (as indicated in Attachment 1 - Figure 3.2 - Opportunities). 4. Create mixed use transition zones from commercial to residential areas.</p> <p>9. Consider tall office buildings on the southern Westfield site (facilitating the opportunity for A-grade office space in Bondi Junction). 10. Use potential for additional storeys within LEP height limit at selected locations (at present the number of storeys is limited by the DCP which at some locations does not correspond with the full LEP height potential). 11. Refer to national and state legislation such as the National Construction Code (NCC) or the NSW Residential Flat Design Code (RFDC) for specific matters, e.g. determination of ceiling heights. 12. Develop a framework for Voluntary Planning Agreements and Section 94 contributions. 13. Rename the SEPP 65 panel the “design excellence panel” and improve its utilisation by referring a wider range of projects and seeking pre-DA review. 14. Permit commercial uses on sites on the south side of Ebley Street between Hollywood Avenue and Denison Street where they face potential overshadowing from development to the north. 15. Where appropriate require development applications to illustrate how neighbouring sites can be renewed or redeveloped adjacent to the proposal. 16. Introduce environmental design into the DCP including passive solar design and natural ventilation. 17. Require development applications to consider impacts on surrounding sites. This may include three dimensional testing of shadowing. 18. Plan for the renewal of the area between Ebley Street and Birrell Street and possible expansion of the Junction southward. 19. Character Statements should be established in Bondi Junction to provide qualitative direction for design. The City of Sydney’s Locality Statements may serve as a guide. These should reflect the existing and the desired future character of each area within Bondi Junction. An important element of this task is to determine the extent of each character area. Presently the Junction has a diverse range of characters, these are largely defined by streets, block by block.(p.46 of BJUDR).</p>	<p>Division: For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones, Kay and Mouroukas. Against the Motion: Crs Kanak, Masselos, Strewe and Wakefield.</p>

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
					5. Improve public domain of Grafton Street and towards/underneath Syd Enfield Drive. 6. Opportunities to create shared zones in parts of Spring Street and Bronte Road. 7. Develop a movement strategy that integrates pedestrian and vehicular movements and has a clear focus on the quality of the public domain. 8. Create solar access planes for public open spaces within the Bondi Junction Centre. 9. Consider tall office buildings on the southern Westfield site (facilitating the opportunity for A-grade office space in Bondi Junction). 10. Use potential for additional storeys within LEP height limit at selected locations (at present the number of storeys is limited by the DCP which at some locations does not correspond with the full LEP height potential). 11. Refer to national and state legislation such as the National Construction Code (NCC) or the NSW Residential Flat Design Code (RFDC) for specific matters, e.g. determination of ceiling heights. 12. Develop a framework for Voluntary Planning Agreements and Section 94 contributions. 13. Rename the SEPP 65 panel the “design excellence panel” and improve its utilisation by referring a wider range of projects and seeking pre-DA review. 14. Permit commercial uses on sites on the south side of Ebley Street between Hollywood Avenue and Denison Street where they face potential overshadowing from development to the north. 15. Where appropriate require development applications to illustrate how neighbouring sites can be renewed or redeveloped adjacent to the proposal. 16. Introduce environmental design into the DCP including passive solar design and natural ventilation. 17. Require development applications to consider impacts on surrounding sites. This may include three dimensional testing of shadowing. 18. Plan for the renewal of the area between Ebley Street and Birrell Street and possible expansion of the Junction southward. 19. Character Statements should be established in Bondi Junction to provide qualitative direction for design. The City of Sydney’s Locality Statements may serve as a guide. These should reflect the existing and the desired future character of each area within Bondi Junction. An important element of this task is to determine the extent of each character area. Presently the Junction has a diverse range of characters, these are largely defined by streets, block by block.(p.46 of BJUDR).	
Council	2013	12/03/13	1303.18.1	CONFIDENTIAL REPORT – Evaluation of tender for the construction of Tamarama Kiosk (A12/0761)	That: 1. The report be treated as confidential in accordance with section 11(3) of the Local Government Act 1993 as it relates to a matter specified in section 10A(2) of the Local Government Act. 2. Council endorses the recommendation to enter into a contract with the preferred tenderer, Kane Constructions Pty Ltd. 3. Council notify the unsuccessful tenderer of the decision.	Division For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones, Kay and Mouroukas. Against the Motion: Crs Kanak, Masselos, Strewe and Wakefield.
FESP	2013	9/04/13	F-1304.3	Planning Proposal to Amend LEP 2012 (Amendment 2) Bondi Junction and Other Housekeeping Amendments (A12/0668)	That Council: A. Prepare a Planning Proposal to amend Waverley Local Environment Plan 2012 to: i. Include the matters Council resolved to include in its resolution of 12 March 2013 in relation to the Bondi Junction Urban Design Review. ii. Allow “Registered Club (North Bondi Returned Services Club only)” on land at 118-120 Ramsgate Avenue North Bondi being Lots 1 and 2 of Section 6 in DP 786 in addition to the uses permitted under the B1 Neighbourhood Centre by including the matter in Schedule 1 – Additional Permitted Uses, accordingly. iii. Amend the zoning of 91 Ebley Street, Bondi Junction from B4 Mixed Use to R3 Medium Density Residential in addition to the uses permitted under the R3 Medium Density Residential zone. iv. Allow “Office premises” on land at 91 and 93 Ebley Street, Bondi Junction being Lot 91 in DP1117372 and Lot 1 in DP 783712 by including the matter in Schedule 1 – Additional Permitted Uses, accordingly. v. Amend the zoning of 36A Flood Street, Bondi from R3 Medium Density Residential to SP2 Infrastructure – Educational Establishment. vi. Amend the zoning of the Rear 362 Birrell Street, Tamarama from R2 Low Density Residential to RE1 Public Recreation. vii. Include the rear 180 Campbell Parade into the Bondi Beach Conservation Area – General, labelled “C2” on the Heritage Map. viii. Delete 23 Brown Street, Bronte, being Item I282, from the Heritage map and Schedule 5 Environmental Heritage. B. That subject to “A” above, the Planning Proposal be submitted to the Department of Planning and Infrastructure for a gateway determination seeking approval for the amendment of WLEP 2012 to proceed. C. That subject to a positive response from the Department of Planning and Infrastructure, the Planning Proposal (Amendment No.2) be placed on public exhibition in accordance with the requirements of the Gateway determination. D. That the Department of Planning and Infrastructure be requested authority for Council to exercise the delegations issued by the Minister under Section 59 of the EP&A Act 1979 in relation to the making of the amendment.	Division: For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones and Kay. Against the Motion: Crs Masselos and Wakefield.

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
FESP	2013	9/04/13	F-1304.4	Planning Proposal - 344-354 Oxford Street, Bondi Junction (PP-1/2013)	That: 1. Council rezone 344-354 Oxford Street, Bondi Junction from B3 Commercial Core to B4 Mixed Use under Waverley Local Environmental Plan 2012; 2. Council prepare a submission to the Department of Planning and Infrastructure for a Gateway determination seeking approval for the preparation of a draft Local Environmental Plan; 3. The draft Local Environmental Plan be placed on public exhibition in accordance with the Gateway determination; and 4. The Department of Planning and Infrastructure be requested authority for Council to exercise the delegations issued by the Minister under Section 59 of the EP&A Act 1979 in relation to the making of the amendment.	UNANIMOUS DECISION Division: For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones, Kay, Masselos and Wakefield. Against the Motion: Nil.
Council	2013	16/04/13	1304.12.7	Review of the Independent Hearing and Assessment Panel – IHAP (A08/0556)	That: 1. Council adopts the draft Charter, draft Code of Conduct, draft Operational Guidelines and draft Memorandum of Understanding for the purposes of public consultation, subject to the following amendments and additions: (a). Clause 2.10(c) of the draft Charter be amended to now read as follows: “At least 6 days notice must be given of any meeting specifying the time, place and date on which the meeting is to be held and the business proposed to be transacted. The applicant and any persons who have made a written submission to the application during the notification period will receive written invitation. Agendas will be made publicly available at that time.” (b). The following clauses be added to the draft Charter and entitled Clause 2.14 – ‘Council Review’: (i). The operation of the Panel may, at any time as determined by Council or the General Manager, be ceased without notice. (ii). This Charter (and accompanying documents) may be amended at any time as determined by Council or the General Manager. (c). Clause 8 of the draft Guidelines be amended to now read as follows: “Agendas for meetings are to be publicly available at least 6 days preceding the meeting.” 2. The public consultation and recruitment period commences on 24 April 2013 for a period of 4 weeks. 3. A discussion paper outlining arguments for and against the establishment of an Independent Hearing and Assessment Panel be prepared and included in any material to be distributed for public consultation. 4. Following the public consultation and recruitment process, a report is provided to the June 2013 meeting of Council which details: (a) Submissions from the consultation process. (b) The Recruitment Selection outcomes. (c) Any changes proposed to the draft Charter, Code of Conduct, Operational Guidelines and Memorandum of Understanding that are proposed in response to these processes or further investigations. (d) The Membership Pool. (e) The Members of the first Panel meeting, including the Chairperson. (f) The forecast budget for the Panel. (g) The name of the Panel. (h) The establishment of a quarterly report to be provided to Council on the decisions made by the Planning staff (the Development and Building Unit), as well as the decisions of the Panel and its procedures and operations. 5. Council continue to recognise the commencement date for the new Panel is forecast for 1 July 2013.	Division For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones, Kay and Mouroukas. Against the Motion: Crs Kanak, Masselos and Strewe.
Council	2013	16/04/13	1304.12.8	Small Grants Program 2012-2013 – Round 2 (A13/0063-01, A13/0063-02 and A13/0063- 03)	That Council approve the Small Grants Program (Round 2) 2012-2013 grants to the groups and activities as set out in the report, subject to the following amendment: 1. The Waverley Woollahra School of Arts be granted \$2,100 for the Teen Art project subject to the Waverley Woollahra School of Arts providing details to Council of how it proposes to follow up on this project in the future in order to build and maximise on any engagement achieved with this age group through the activity.	
Council	2013	16/04/13	1304.12.10	Boot Factory (A08/1326)	That Council approves commencement of the process for urgent demolition of the Boot Factory building located at 27-29 Spring Street, Bondi Junction.	Division For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones, Kay and Mouroukas. Against the Motion: Crs Kanak, Masselos and Strewe.
Council	2013	16/04/13	1304.13.3.1	Finance, Ethics & Strategic Planning Committee Meeting – 9 April 2013 – Clause F- 1304.3 – Planning Proposal to Amend LEP 2012 (Amendment 2) Bondi Junction and other Housekeeping Amendments (A12/0668)	That the recommendation of the Finance, Ethics & Strategic Planning Committee be adopted, subject to clause A (iv) being amended to now read as follows: “Allow ‘Office Premises’ on land at 91 Ebley Street, Bondi Junction, being Lot 91 in DP1117372, by including the matter in Schedule 1 – Additional Permitted Uses accordingly.”	Division For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones, Kay and Mouroukas. Against the Motion: Crs Kanak, Masselos and Strewe

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
Council Inspections	2013	4/05/13	I-1305.2.1	7 Gardyne Street, Bronte – Demolition of the dwelling house and erection of a part 2, part 3 storey dwelling house with basement parking and swimming pool in the front yard (DA 200/2012)	That the application be granted deferred commencement consent subject to the following deferred commencement matters: 1. The rear of the building and the rear edge of the Juliet balconies are to be setback in line with the rear deck line of No. 9 Gardyne Street. 2. The following additional condition be included under Condition 2, “General Modifications” and to read as follows: “The basement and ground floor front deck are to be reduced to a maximum depth of 1.5m on the western side via the inclusion of a curved form to the deck or a stepped form for over at least half its length.” 3. The inclusion of the General Modifications in Condition 2 as deferred commencement matters. 4. Nothing is to extend on the side setbacks beyond 900mm.	Division For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones, Kay, Masselos, Mouroukas and Strewe. Against the Motion: Cr Kanak.
FESP	2013	4/06/13	D-1306.7	253-255 Oxford Street, Bondi Junction - Demolition of existing buildings and construction of a 19 storey mixed-use development containing 94 residential units, 6 retail premises and 3 levels of basement parking (DA 386/2012).	That: 1. The Finance, Ethics & Strategic Planning Committee makes the following submission to the Joint Regional Planning Panel (JRPP) on behalf of Councillors: “That the Development Application be deferred to allow the Applicant to address the following issues: (a) Failure to meet the Waverley Development Control Plan in relation to floor to ceiling height of retail premises. (b) Failure to meet the Waverley Development Control Plan in relation to minimum apartment sizes. (c) Further consideration be given to issues pertaining to the through site link, ground floor retail, mezzanine floor and apartment sizes. (d) Condition 11 – GENERAL MODIFICATIONS – PARKING - Clause (a) of the approval conditions contained in the report be amended to read as follows: ‘Car parking shall be provided at a rate of: i. 11 residential visitor spaces; ii. 7 retail spaces iii. 64 residential spaces; iv. Maximum of 82 spaces overall.’ (e) Council’s standard conditions relating to convex mirrors and traffic are to be included in the approval conditions.”	Division: For the Motion: Crs Betts, Burrill, Guttman-Jones, Kay and Masselos. Against the Motion: Nil.
Council Inspections	2013	15/06/13	I-1306.2.1	130 Ramsgate Avenue, Bondi Beach – Demolish existing dwelling and construct new part two to part three storey dwelling with basement parking, roof terrace and pool (DA 402/2012)	That the application be deferred to allow the applicant to address the following issues: 1. The reduction of the size of the ground floor balcony so that it is the same size and shape as the first floor balcony. 2. The reduction of the projected top level awning so that it is no greater than the proposed balcony below it. 3. The sill height of the top level rear facing windows to be a minimum of 1.4 metres. 4. The inclusion of a landscape plan for the boundary between the subject property and properties to the rear, which may include mature trees. 5. The reduction of the fin or blade wall to the south west of the proposed dwelling so that it extends no further than that marked in black on the plans and does not include the hatched area shown on the plans. The fin or blade wall is not to cover the two windows on the south eastern wall of the neighbouring building at 128 Ramsgate Avenue. 6. The reduction of the total height of the development to 9.5 metres so that the proposed building: (a) Complies with the Waverley Development Control Plan. (b) Acknowledges the Conservation Zone (c) Reduces the loss of view from the living areas of the properties to the rear, being 107 and 109 Brighton Boulevard East. (d) Is not higher than the adjacent block of units. 7. The deletion of the roof terrace. 8. The reduction of the excavation so that it is in line with the rear building line of the proposed building.	Division For the Motion: Crs Burrill, Guttman-Jones, Kay, Masselos, Mouroukas, Strewe and Wakefield. Against the Motion: Crs Clayton, Cusack and Kanak.
Council	2013	18/06/13	1306.6.1	Planning Proposal for 105 Wellington Street, Bondi (PP-5/2013)	1. In view of the previous refusal to rezone this specific site, Council notify residents abutting or adjoining the Wellington Street Tennis Courts and the Bondi West Precinct Committee that a Planning Proposal has been submitted to rezone the site from its current zoning of RE2 Private Recreation to R3 Medium Density residential. The notification letter should also outline the planning proposal process. 2. Council Officers prepare a report on the Planning Proposal so that it can be considered by Council as soon as practicable. If Council decides to proceed with the proposal it will then be forwarded to the Department of Planning’s Gateway determination process. That process will then involve a statutory requirement for community consultation and will include a minimum period for public exhibition. 3. Because of the previous concerns about traffic generation in particular it is felt that an immediate notification of neighbours is important rather than waiting for the broader consultation that may occur as part of a future gateway determination process.	NO DIVISION RECORDED

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
Council	2013	18/06/13	1306.12.7	Establishment of the Waverley Planning Panel (WPP) (A13/0229)	<p>That:</p> <ol style="list-style-type: none"> The Council approve the establishment of the Waverley Development Assessment Panel (WDAP) in accordance with this report. The Panel be delegated the authority to determine relevant development applications in accordance with this report and that Council's Governance Unit undertake required changes to current delegations including relevant delegations of staff and the Panel prior to the Inaugural meeting of the Panel on 24 July 2013. The Panel operates for a trial period of 2 years, with a report furnished to Council after 18 months of operation to assess the outcomes of the trial period. The Council adopt the following documents in establishing the framework of the Panel: Appendix 1 – Charter Appendix 2 – Code of Conduct Appendix 3 – Operational Guidelines Appendix 4 – Memorandum of Understanding for Panel Members Subject to the following amendments and additions: <ol style="list-style-type: none"> Charter - Clause 2.14 to be amended to read as follows: “a) The operation of the Panel may, at any time as determined by Council or the General Manger, be ceased without notice. b) Administrative changes to the Charter can be made by the General Manager, as required. c) Any substantive changes to the Charter, that are deemed necessary by the General Manager, must be approved by Council on a report from the General Manager. d) The membership of the Panel can be changed, at any time, by resolution of the Council.” Charter - Clause 4.3 - Section 96 Modifications - an additional sub clause to read as follows: “d) Applications that seek to directly remove or contravene a condition specifically imposed upon the consent, i.e. an application essentially seeking a ‘review’ of a particular component of the approval.” Code of Conduct – first page – paragraph headed ‘Contact with others’ – last paragraph to read as follows: “Outside of the meeting process, Panel members must immediately report in writing to the General Manager any contact or approach by an applicant, resident, consultant, technical expert, Councillor, Council or unauthorised staff member in connection with the Panel functions.” The Panel commence on 1 July 2013 and the first meeting of the Panel be on 24 July 2013 with subsequent meetings (except for any required extraordinary meetings) be held on the dates outlined under Item 5 of this report. Appendices 6 and 7 be treated as confidential in accordance with section 11(3) of the Local Government Act 1993, as it relates to a matter specified in section 10(A) of the Local Government Act 1993. The Council adopt the fee structure and other budgetary adjustments as outlined in the confidential Appendix 6. That this clause, as set out below in italics, be dealt with in the Confidential Session of this meeting under Confidential Agenda Item 1306.18.1 – Confidential Information – Establishment of the Waverley Planning Panel (WPP) Appendices 6 and 7 (A13/0229). “<i>That the following be accepted for the Panel Membership Pool:</i> Chairperson and alternate Chair ☒ Hon Paul Stein AM QC ☒ Hon Angus Talbot Professional experts ☒ Michael Harrison ☒ Jan McCredie ☒ Stuart McDonald ☒ Gabrielle Morrish ☒ Jan Murrell ☒ Ian Stapleton Community representatives ☒ Peter Brennan ☒ George Newhouse ☒ Allyson Wolff Specialists ☒ Mark Maund (Aboriginal Archaeology/Heritage) ☒ Audrey Thomas (Disability and Access) ☒ Boyd Sargeant (Coastal Risk and Water Management) ☒ Susan Hobley (Environmental Flora/Fauna Diversity)” Council may decide at anytime to either introduce an appeal mechanism for Councillors for an item to the Panel or a call up of a Development Application to the Panel with a decision of Council. 	<p>Division: For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones, Kay and Mouroukas. Against the Motion: Crs Kanak, Masselos, Strewe and Wakefield.</p>

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
Council	2013	18/06/13	1306.12.8	Interim Voluntary Planning Agreement Policy 2013 (A13/0099)	That Council adopt the Interim Voluntary Planning Agreement Policy 2013 attached to this report (Attachment 1).	Division: For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones, Kay and Mouroukas. Against the Motion: Crs Masselos, Strewé and Wakefield.
Council	2013	18/06/13	1306.12.9	Planning System Review White Paper and Draft Exposure Bill 2013 (A11/0500)	<p>That Council:</p> <p>a) Make a submission to the White Paper and Draft Exposure Bill 2013 and include the following issues:</p> <p>(i) That Council supports a higher level of community engagement at the strategic level and that the guidelines should include measures to capture the views of a broad cross-section of the community.</p> <p>(ii) That funding should be made available to local government to resource meaningful community engagement at both the subregional and local plan making levels.</p> <p>(iii) The loss of FSR controls will create less certainty for the community and development industry. FSR is a key component for determining economic feasibility and viability of development and should be retained.</p> <p>(iv) That additional council representation be allowed (2-3 representatives) on the Subregional Planning Boards to include elected representatives and professional staff.</p> <p>(v) The introduction of a strategic planning fee should be introduced in order to assist funding of strategic planning studies, drafting of strong reliable development guides and suburban character statements.</p> <p>(vi) Direct zoning of major precincts considered state or regionally significant under the Subregional Delivery Plan should not be permitted.</p> <p>(vii) The issuing of Strategic Compatibility Certificates by the Minister to permit an otherwise prohibited development should be removed from the planning system altogether.</p> <p>(viii) Clearer distinctions need to be made between each of the proposed development assessment tracks. The extent and number of variations for complying development as well as code assessment need to be defined. It appears that the system is moving from three assessment tracks (exempt, complying, development application) to six assessment tracks. How does this achieve the streamlined and simplified approach to the development assessment system mentioned in the White Paper?</p> <p>(ix) How does the DoPI intend achieving design excellence by funneling more development through the complying and code assessment tracks?</p> <p>(x) What will be the community's role in deciding what development types will be code assessment and how will community expectations be managed?</p> <p>(xi) A commitment needs to be given that Councils will be provided full autonomy to draft Development Guides and standards for code assessable development.</p> <p>(xii) A commitment needs to be given to make resources (both financial and technical) available to Councils to assist in the drafting of strong Development Guides. The level of detail and resourcing necessary to develop building envelopes or performance based controls for an entire LGA may be beyond the technical and financial capacity for many Councils.</p> <p>(xiii) That the expansion of the fast track appeals system be supported.</p> <p>(xiv) That the legalistic nature of lower order appeals should be reduced and that lawyers be removed from the appeals process.</p> <p>(xv) The 3 year limit on holding contributions should be extended to allow Councils to collect sufficient funds to carry out high cost infrastructure works, particularly for established Councils where contributions may be limited when compared to new release areas.</p> <p>(xvi) The range of matters for which contributions can be levied should be expanded to allow appropriate services and facilities to be provided, including the need to cover recurrent infrastructure costs.</p> <p>(xvii) Regional and Subregional contributions will add costs to development and should be curtailed. It is preferred that the focus of developer contributions be at the local level.</p> <p>(xviii) The prioritization and distribution of Regional and Subregional funds should be clearly defined.</p> <p>(xix) The 100% cost recovery of funds for local infrastructure should be supported.</p> <p>(xx) The number of mandatory inspections should be proportionate to the complexity of development in order to reduce costs.</p> <p>(xxi) The extent of modifications that are permitted to be carried out at construction stage before an amendment to the development approval is required needs to be clearly defined.</p> <p>(xxii) That additional training and support resources be provided to professionals and certifiers.</p> <p>(xxiii) That the requirement for certifiers to prepare Building Owners Manuals be supported.</p> <p>(xxiv) That stronger disciplinary guidelines, increased auditing and obligations to report non-compliant work be supported.</p> <p>(xxv) That conditions attached to allowing development to proceed when unauthorised work occurs should be stringent enough to discourage unauthorised work.</p> <p>b) Incorporate the Sydney Coastal Council's submission in its submission to SSROC.</p> <p>c) Forward Council's submission to SSROC for distribution to other Councils in the region.</p>	NO DIVISION RECORDED

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
Council	2013	18/06/13	1306.12.10	Tamarama Surf Life Saving Club - Licence Agreement (A02/0372)	That: 1. The matter of a new Tamarama Surf Life Saving Club (the 'Club') Licence be deferred until the development application for alterations and additions to the Club is determined, and the Club completes its 'Community Benefits Statement' as required by Crown Lands for its consideration and agreement of a new Licence for the Club. 2. The 'Community Benefits Statement' is to be submitted to Council for its consideration. 3. The Club continue on holdover provisions of the existing licence terms and conditions until the above matters are resolved.	Division: For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Guttman-Jones, Kay, Mouroukas and Strewe. Against the Motion: Crs Kanak, Masselos and Wakefield.
Council	2013	18/06/13	1306.18.1	CONFIDENTIAL INFORMATION - Establishment of the Waverley Planning Panel (WPP) Appendices 6 and 7 (A13/0229)	That: 1. Appendices 6 and 7 be treated as confidential in accordance with section 11(3) of the Local Government Act 1993, as they relate to a matter specified in section 10A(2) of the Local Government Act 1993. 2. That the following be accepted for the Panel Membership Pool: Chairperson and alternate Chair ☑ Hon Paul Stein AM QC ☑ Hon Angus Talbot Professional experts ☑ Michael Harrison ☑ Jan McCredie ☑ Stuart McDonald ☑ Gabrielle Morrish ☑ Jan Murrell ☑ Ian Stapleton Community representatives ☑ Peter Brennan ☑ George Newhouse ☑ Allyson Wolff Specialists ☑ Mark Maund (Aboriginal Archaeology/Heritage) ☑ Audrey Thomas (Disability and Access) ☑ Boyd Sargeant (Coastal Risk and Water Management) ☑ Susan Hobley (Environmental Flora/Fauna Diversity)"	Division For the Motion: Crs Betts, Burrill, Cusack, Goltsman, Kay and Mouroukas Against the Motion: Crs Guttman-Jones, Kanak, Masselos and Strewe.
FESP	2013	2/07/13	F-1307.3	Draft Waverley Development Contributions Plan 2006 (Amendment No. 5) (A13/0370)	That Council resolve to publicly exhibit the draft Waverley Development Contributions Plan 2006 (Amendment No. 5).	UNANIMOUS DECISION For the Motion: Crs Betts, Cusack, Goltsman, Guttman-Jones and Masselos. Against the Motion: Nil.
Council	2013	16/07/13	1307.12.1	130 Ramsgate Avenue, Bondi Beach – Demolish existing dwelling and construct new part two, part three storey dwelling with basement parking, roof terrace and pool (DA- 402/2012)	That the application be granted Deferred Commencement Consent in accordance with the provisions of Section 80(3) of the Environmental Planning and Assessment Act 1969 subject to the Applicant addressing the following matters to the satisfaction of Council: 1. Schedule A (a) The reduction of the size of the ground floor balcony so that it is the same size and shape as the first floor balcony. (b) The reduction of the projected top level awning so that it is no greater than the proposed balcony below it. (c) The sill height of the top level rear facing windows to be a minimum of 1.4 metres. (d) The inclusion of a landscape plan for the boundary between the subject property and properties to the rear, which may include mature trees. (e) The reduction of the fin or blade wall to the south west of the proposed dwelling so that it extends no further than that marked in black on the plans and does not include the hatched area shown on the plans. The fin or blade wall is not to cover the two windows on the south eastern wall of the neighbouring building at 128 Ramsgate Avenue.	Division For the Motion: Crs Betts, Clayton, Cusack, Goltsman, Guttman-Jones, Mouroukas and Wakefield. Against the Motion: Crs Kanak, Masselos and Strewe.

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
					<p>(f) The reduction of the total height of the development to 9.5 metres so that the proposed building:</p> <p>i. Complies with the Waverley Development Control Plan.</p> <p>ii. Acknowledges the Conservation Zone.</p> <p>iii. Reduces the loss of view from the living areas of the properties to the rear, being 107 and 109 Brighton Boulevard East.</p> <p>iv. Is not higher than the adjacent block of units.</p> <p>(g) The reduction of the excavation so that it is in line with the rear building line of the proposed building.</p> <p>(h) The rooftop staircase covering be deleted and no structure on the rooftop be higher than 1.2m. This will reduce visual bulk. The staircase between the first floor level and the rooftop terrace be amended to provide an external staircase with appropriate internal modifications made to differentiate between internal and external areas.</p> <p>2. Upon satisfying the consent authority as to the matters in Schedule A, the conditions in Schedule B in the attached report will apply.</p> <p>3. Should an object of potential aboriginal or archaeological significance be discovered during the demolition, excavation or construction period associated with this development, works are to immediately cease and New South Wales National Parks and Wildlife Service and the La Perouse Local Aboriginal Land Council must be contacted. Works may resume on the site pending the receipt of express written permission from the New South Wales National Parks and Wildlife Service and the La Perouse Local Aboriginal Land Council. Waverley Council must be notified of any referral to the New South Wales National Parks and Wildlife Service and be provided with a copy of any subsequent response.</p>	
Council	2013	16/07/13	1307.12.3	Revision of Instrument of Delegation for the General Manager arising from the establishment of the Waverley Development Assessment Panel (WDAP) (A03/0013-05)	<p>That Council:</p> <p>1. Receive and note this report.</p> <p>2. Adopt the revised Instrument of Delegation for the General Manager, and</p> <p>3. Authorises the Mayor and the General Manager to have the Council Seal affixed to the Instrument of Delegation for the General Manager in their presence.</p>	<p>Division</p> <p>For the Motion: Crs Betts, Clayton, Cusack, Goltsman, Guttman-Jones and Masselos.</p> <p>Against the Motion: Crs Kanak, Masselos, Strewe and Wakefield.</p>
Council	2013	16/07/13	1307.12.4	Macpherson and St Thomas Streets, Bronte, Neighbourhood Centre Planning Proposal and related amendments to Waverley Development Control Plan 2012 (PP-1/2013)	<p>That Council:</p> <p>1. Adopt the Planning Proposal to amend Waverley Local Environmental Plan 2012 (Amendment 1) Macpherson and St Thomas Streets Bronte Neighbourhood Centre as exhibited.</p> <p>2. Subject to 1 above, forward the Planning Proposal to the Department of Planning and Infrastructure and request that a draft LEP be prepared.</p> <p>3. Amend draft Waverley Development Control Plan 2012 in response to the submissions received, specifically:</p> <p>Under Part E with the heading 4. 113 Macpherson Street, Bronte -</p> <p>a. Under 4.2 Built Form revise Figure 2 113 Macpherson Street, Development Control Envelope to increase the minimum setbacks to the western boundary from 6m to 9m and allow for greater enclosure of the access driveway.</p> <p>Figure 2: 113 Macpherson Street, Development Control Envelope.</p> <p>b. Add new objective (f) to 4.2 Built form to encourage building frontages in character with the existing surrounding fine grain main street shop typologies: (f) To ensure that new development reflect the historical subdivision pattern and established rhythm of the main street retail buildings located east of the site.</p> <p>c. Add new controls (g) and (h) to 4.2 Built form to encourage building frontages in character with the existing surrounding fine grain main street shop typologies: (g) Each retail unit must present to Macpherson Street with a frontage no greater than 6m wide. (h) The Macpherson Street facade must be articulated to reflect the established 6m / 12m rhythm of the existing main street retail buildings located east of the site.</p> <p>d. Revise control (a) under 4.4.2 Driveways and Car Parking Access to increase the numeric control for driveway width to allow for medium rigid vehicles as per Australian Standard 2890.2-2002:</p> <p>(a) The width of the driveway off Macpherson Street should be no greater than 9m wide.</p> <p>e. Add new controls (f) and (g) to 4.4.2 Driveways and Car Parking Access (f) Provide a maximum gradient of 1 in 20 (5%) for the car park access driveway for the first six metres within the site.</p> <p>(g) The driveway access must be fully enclosed where located more than six metres from the Macpherson Street site boundary in order to provide acoustic attenuation for the residential apartments to the west of the site.</p> <p>4. Subject to 3 above, adopt the amended Waverley DCP 2012 and place a notice of Council's decision in the local newspaper within 28 days of the Council resolution to give effect to the amendments as required under clause 21 of the Environmental Planning and Assessment Regulation.</p> <p>5. Advise all people who made submissions of Council's decision.</p>	<p>Division:</p> <p>For the Motion: Crs Betts, Clayton, Cusack, Goltsman, Guttman-Jones and Mouroukas.</p> <p>Against the Motion: Crs Kanak, Masselos, Strewe and Wakefield.</p>

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Council	2013	16/07/13	1307.12.5	Bronte RSL Club Site, 113 Macpherson Street, Bronte – Planning Proposal submitted by Winston Langley Burlington Pty Ltd (PP-4/2013)	<p>That Council:</p> <p>1. Advise the applicant that it does not support the Planning Proposal relating to 113 Macpherson Street, Bronte, to amend the controls in Waverley Local Environmental Plan 2012 to increase the FSR to 2.1:1 and height to 20m for the following reasons:</p> <p>a) The Planning Proposal is inconsistent with Council’s urban design analysis for the Macpherson and St Thomas Streets Neighbourhood which established a height limit of 9.5 to 13 metres for the centre and specifically a limit of 4 stories for the site with the fourth story setback.</p> <p>b) The Planning Proposal is unnecessary as there are other means to achieve variations to numerical standards where they can be suitably justified. Specifically this would involve lodgement of a development application accompanied by a written request justifying contravention of the standards under Clause 4.6 of Waverley LEP 2012.</p> <p>c) The Planning Proposal is inconsistent with Council’s established centres hierarchy as it will have the effect of changing the classification of the centre from Neighbourhood Centre to Village.</p> <p>d) The Planning Proposal is inconsistent with various strategies and actions in Council’s Community Strategic Plan “Waverley Together 3” namely: L1b – Encourage and support a diverse mix of shops and services in Waverley commercial areas including village and neighbourhood centres to meet the needs of both residents and visitors.</p> <p>L4 – The unique physical qualities and strong sense of identity of Waverley’s villages is respected and celebrated. L4a – Use planning and heritage policies and controls to protect and improve the unique built environment. L4b – Maintain a distinct sense of identity for individual village centres. L6a – Reduce vehicle and pedestrian accidents by improving road and traffic safety measures. L7a – Create safe and accessible pedestrian and cycle links into, out of and within Waverley.</p> <p>e) The Planning Proposal will lead to a development that cannot be supported under SEPP 65 as demonstrated by the concerns raised by the SEPP 65 Design Review Panel in relation to DA 72/213 which cannot be adequately addressed.</p> <p>f) The Planning Proposal is partially inconsistent with Section 117 Ministerial Direction 3.1 as it will lead to a development that cannot satisfy requirement 4(d) namely: (4) A planning proposal must include provisions that encourage the provision of housing that will: (d) be of good design.</p> <p>g) For the scale of development and proposed use as a fresh food market, the site is inadequately serviced by public transport and will be heavily reliant on private motor vehicle use.</p> <p>2. Advise people who made submissions on Council’s own Planning Proposal for the Macpherson and St Thomas Streets Neighbourhood Centre and Development Application for the site, of Council’s decision.</p>	<p>UNANIMOUS DECISION Division For the Motion: Crs Betts, Clayton, Cusack, Goltsman, Guttman-Jones, Kanak, Masselos, Mouroukas, Strewé and Wakefield. Against the Motion: Nil.</p>
Council	2013	16/07/13	1307.12.6	113 Macpherson Street, Bronte, known as the ‘Bronte RSL site’ - Demolition of the existing Bronte RSL and construction of a six (6) storey mixed-use building consisting of basement parking, ground floor retail, first floor Club, residential units above and subdivision (DA – 72/2013)	<p>That Council:</p> <p>1. Receives the report and notes that it will be forwarded to the Joint Regional Planning Panel for its meeting on 25 July 2013.</p> <p>2. Endorses the recommendations in the report.</p> <p>3. Endorses the refusal of this Development Application for the reasons set out in the report.</p> <p>4. Advises the Joint Regional Planning Panel that Council’s decision in this matter was unanimous.</p>	<p>UNANIMOUS DECISION Division For the Motion: Crs Betts, Clayton, Cusack, Goltsman, Guttman-Jones, Kanak, Masselos, Mouroukas, Strewé and Wakefield. Against the Motion: Nil.</p>
Council	2013	20/08/13	1308.12.1	58 Queens Park Road, Queens Park – Alterations and additions to existing dwelling (DA - 541/2012)	<p>That the application be approved in accordance with the conditions contained in this report subject to the following additional conditions:</p> <p>1. The proposed first floor is to be reduced at the rear by 1 metre on the western side and 2 metres on the eastern side so as to be set back generally in line with the existing predominant rear building line of the two adjoining properties.</p> <p>2. The rear garage and cabana structure to be reduced in size and the design altered to include a pitched roof and to reflect the design character of the existing building and general area.</p>	<p>Division For the Motion: Crs Betts, Burrill, Clayton, Cusack, Guttman-Jones, Goltsman, Masselos, Mouroukas, Strewé and Wakefield. Against the Motion: Cr Kanak.</p>
Council	2013	20/08/13	1308.12.4	Joint Regional Planning Panel (JRPP) Appointment 2013-2014 (A09/0422)	<p>That:</p> <p>1. Council endorse a recruitment process for members of our Joint Regional Planning Panel through expressions of interest.</p> <p>2. Council endorse the continuation of the existing Council members until the new membership is finalised.</p> <p>3. Council adopt the following documents in seeking new panel members: <input checked="" type="checkbox"/> Appendix 1 – Operational Procedures – Appendix 1 <input checked="" type="checkbox"/> Appendix 2 – Code of Conduct – Appendix 2 <input checked="" type="checkbox"/> Appendix 3 – Complaints Handling Policy – Appendix 3</p> <p>4. A further report be provided to Council at the conclusion of the recruitment process.</p>	<p>NO DIVISION RECORDED</p>

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
Council	2013	17/09/13	1309.11.2	Boot Factory - Independent Heritage Engineer Assessment (A08/1326)	<p>That:</p> <ol style="list-style-type: none"> Council note concerned residents have engaged an Independent Heritage Engineer to view and assess the condition of the Boot Factory distinct from that to be engaged by Council. Subject to Points 3 and 4 below, Council allow this Heritage Engineer access to the interior and exterior of the Boot Factory to make a separate assessment of its condition. The General Manager is to: <ol style="list-style-type: none"> Endorse, on behalf of Council, the suitability of the Independent Heritage Engineer to professionally perform the work. Ensure all reasonable standards and practices are adhered to, including Occupational, Health & Safety requirements. Provide an appropriate Council representative to accompany the Heritage Engineer during the inspection. The report produced by the Independent Heritage Engineer is made available to Council's General Manager as soon as it is completed. 	NO DIVISION RECORDED
Council	2013	17/09/13	1309.12.1	12 Military Road, North Bondi – Alterations and additions to existing dwelling to create multi - dwelling housing (3 dwellings) (DA-129/2013)	<p>That the application be refused for the following reasons:</p> <ol style="list-style-type: none"> With regard to Section 79C(1)(b) of the Environmental Planning and Assessment Act the proposal is considered to have severe negative environmental, social and economic impact and unacceptable amenity impact on the neighbouring property. The application fails to comply with the Waverley Development Control Plan 2012 with regard to the following provisions: <ol style="list-style-type: none"> Part C2.2, where the frontage of the site is to be a minimum of 15m; Part C2.4, where excavation is proposed it is not to occur within 1.5m setback from the side boundaries; Part C2.5, where minimum side setback of 3m has not been achieved and deep soil area of 2m along side boundary has not been provided; Part C2.7, where the building separation requirements have not been met; Part C2.12, where minimum landscaping requirements have not been met; Part C2.14, where private open space requirements are deficient for each dwelling; Part C2.18, where one bedroom unit is less than 50sqm in size; Part C2.20, where there is insufficient storage facilities provided within the proposed units. The non harmonious outcome for a semi-detached building. Poor vehicular access, which restricts vehicles to exit the site in a forward direction and the conflict it creates with the shared pedestrian access. The acoustic impact on the adjoining owner of the semi-detached building 	<p>UNANIMOUS DECISION Division For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Guttman-Jones, Kanak, Kay, Mouroukas, Strewe and Wakefield. Against the Motion: Nil.</p>
FESP	2013	1/10/13	F-1310.6	Draft Waverley Development Control Plan 2012 (Amendment No. 2) (A12/0664)	<p>That Council:</p> <ol style="list-style-type: none"> Receive and note this report, and In accordance with Clause 74C of the Environmental Planning and Assessment Act 1979 (EP&AA 1979) and Clause 18 of the Environmental Planning and Assessment Regulations 2000 (Regulations 2000), publicly exhibit draft Waverley Development Control Plan 2012 (Amendment No. 2) for a minimum period of 28 days, subject to clauses 3 and 4 of this recommendation. The Draft Waverley Development Control Plan 2012 (Amendment No. 2) be amended as follows: <ol style="list-style-type: none"> Part A3 (page 15) – An additional Note 6 be included below Table 1 that retains the requirement to notify Councillors and Precincts for heritage items (not considered minor work). Part B2 (page 25) – Control 2.4 (f) be replaced with the following: “Where photovoltaic panels are proposed it would be desirable that the panels be parallel and flush with the pitch of the roof and incorporated into the design of the building.” Part B2 (page 25) – Control 2.4 (g) be replaced with the following: “The use and location of photovoltaic panels and solar hot water heating systems should take into consideration the potential permissible building form on the subject property and/or adjoining properties.” Part B5 (page 43) – That the first sentence be replaced with the following: “Any work carried out without approval, not carried out in accordance with an approval, or that is not exempt will be dealt with in accordance with the relevant legislation.” The Parking Provision Map in Annexure B8-1 be moved back into Part B8 – Transport and follow immediately after Figure 6. A colour version of the map is to be available for on-line viewing. Amend the Parking Provision Map and Table 2 on page 52 to extend Zone C south to include the properties on the southern side of Murriverie Road. Part B8 (page 53) – Table 3 be amended as follows: <ol style="list-style-type: none"> Parking Zone B, 2 bedroom maximum increased from 1.0 to 1.2 spaces. Parking Zone B, 3 bedroom maximum increased from 1.5 to 2.0 spaces. Parking Zone C, 2 bedroom minimum increased from 0.8 to 1.0 spaces. Parking Zone C, 2 bedroom maximum increased from 1.2 to 1.4 spaces. Part B8, Section 8.4 (page 58); 	NO DIVISION RECORDED

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
					<p>(i) Delete control (b)</p> <p>(ii) Restructure control (c) as follows: “(c) Applications involving on-site parking spaces shall indicate in the street analysis how the proposal maximises the retention of on-street parking, and retains or improves pedestrian and cyclist amenity. The street analysis must also show: (i) a comparison between the current and proposed on-street parking; and (ii) adequate pedestrian and cyclist accessibility.”</p> <p>(i) Part C1, Section 1.1 (page 112) – The third paragraph be replaced with the following: “Maximum heights in the LEP are the absolute standard however not all development types are appropriate to achieve the maximum height. For example, it may not be acceptable that a laneway development achieves the overall maximum height based on the LEP standard. For this reason, each development type has different height control expectations as outlined in the following sections:</p> <ul style="list-style-type: none"> • Dwelling Houses – Part C1, Section 1.1. • Secondary Dwellings and Ancillary Buildings – Part C1, Section 1.14. • Laneway Development – Part C2, Section 1.15. • Local Village Centres – Part E3.” <p>(j) Part C1, Section 1.1 (page 113) – Figure 1 diagram annotation be amended to read “overall height (being either 8.5m, 9m or 9.5m) as identified in WLEP” and the caption be amended to replace “buildings” with “dwelling houses”.</p> <p>(k) Part C1, Section 1.10 (pages 128-129) – Control (b) be replaced as follows: “Notwithstanding the above, a reduced rate (or even zero parking provision) may be required in the following circumstances, where: (i) Parking may have a detrimental impact on the character of the streetscape, heritage item or heritage conservation area, or health of a significant tree; (ii) [No change to recommended control]; (iii) [No change to recommended control]; (iv) [No change to recommended control]; (v) There is low on-street parking availability and no net car parking public benefit.</p> <p>(l) Part C1, Section 1.10 (page 130) – Delete control (e)(ix).</p> <p>(m) Part C1, Section 1.15 (page 138) – Control 1.15.2 (a) to be replaced with the following: “Garage door openings are to be limited to single vehicle widths, with central divide to double vehicle garages (refer to Figure 14).”</p> <p>(n) Part C1, Section 1.15 (page 137) – Include additional control in 1.15.1 General Design Provisions as follows:</p> <p>“ (h) Where the width of the site allows, a separate pedestrian access which is setback by a minimum of 1m from the rear lane should be considered.”</p> <p>(o) Part C1, Section 1.15.2 Laneway development in conservation areas, Figure 13 (page 139) diagram to be amended to show 600mm setback of projections from studio roofs (dormers, gables etc).</p> <p>(p) Part C1, Section 2.10 (page 156) – Delete Strategy dot point 2, as applicants should argue for a reduced parking provision against the parking rates table in Part B8 rather than have the ability to use this strategy to strengthen their argument.</p> <p>(q) Part E2, Section 2.2.2 Campbell Parade South, sub heading ‘Controls’ clause (f) Balconies and Balustrades (page 293) sub clause (ii) to be deleted.</p> <p>(r) Part E2, Section 2.2.3 Campbell Parade Centre, sub heading ‘Controls’ clause (f) Balconies and Balustrades (page 298) sub clause (ii) to be deleted.</p> <p>(s) Part E2 Section 2.2.4 Campbell Parade North, sub heading ‘Controls’ clause (g) Balconies and Balustrades (page 301) sub clause (ii) to be deleted.</p> <p>4. An additional report be prepared and submitted to the October 2013 Council meeting regarding the following: (a) Part B5 (page 36) – That Council officers review Part B5 to identify and remove from the Draft WDCP information that is duplicated within the Tree Management Policy before the WDCP is exhibited, thereby ensuring consistency and efficiency between the two documents. (b) Part C1, Section 1.1 (page 112) – That an appropriate statement be added to note that flat roof dwellings may achieve the overall maximum height stated in the LEP but proposed heights would also need to be assessed against issues such as overshadowing, building orientation, topography, privacy and views. (c) Part C1 Section 1.4 (page 116) – That front and rear setback controls that are alike be merged into Section 1.4.1 and a reference made to the Tenacity Planning Principle when referring to views. Additional sections for front and rear setback specific controls should be included, as appropriate. (d) Part E1 Bondi Junction (pages 210-280) be reviewed to include controls which require a more slender tower form by providing a maximum floor plate to the tower. (e) Planners to give consideration to preventing a wall effect by transverse ridges in laneways. (f) Consideration to be given to not allowing roof decks in suburbs south of Murriverie Road and in special character areas.</p>	

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
Council	2013	15/10/13	1310.12.1	5 Ashley Street, Tamarama – Alterations and additions to a semi-detached dwelling (DA-617/2011)	That the application be approved in accordance with the conditions of approval contained in this report subject to the following: 1. Condition 2 – ‘General Modifications’ – is to be modified with an additional requirement 2(d) as follows: 2(d). Details of the new fence and wall to the forecourt area between 7 and 9 Ashley Street are to be provided. That fence is to be as low as possible (e.g. no higher than 1.6m above natural ground level) and fence and wall designed so as to allow for the growing of plants on them (i.e. a green wall). 2. Condition 6 – ‘Vehicular Access and Public Domain Works’ – is to be modified with an additional dot point as follows: ☑ Evidence of consultation and agreement with the neighbour at 7 Ashley Street is to be provided in respect to design of the new landscape area to Ashley Street and vehicular access to the forecourt area of 7 Ashley Street is to be maintained.	UNANIMOUS DECISION Division: For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Kanak, Kay, Masselos, Mouroukas, Strewe and Wakefield. Against the Motion: Nil.
Council	2013	15/10/13	1310.12.2	65 Gardyne Street, Bronte – Section 96 modification to approved dwelling to provide car parking (DA 622/2011/A)	That the application be approved in accordance with the conditions of approval contained in this report.	Division: For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Kay and Mouroukas. Against the Motion: Crs Kanak, Masselos and Wakefield.
Council	2013	22/10/13	1310R.12.13	Waverley Development Control Plan 2012 (Amendment No. 2) (A12/0664)	That Council: 1. Receive and note this report. 2. Adopt the additional amendments to the Waverley Development Control Plan 2012 as detailed in this report subject to the following: (a). Section 1.4.1 – Front and Rear Building Lines, control 2(iv) to have the word “rear” replaced with the words “front and/or rear” so that it reads as follows: “(iv) Emergence of a new front and/or rear building alignment beyond the dwellings either side of the subject site (note that any reliance on an emerging front and/or rear building alignment as a precedent can only be justified where the emerging alignment is itself based on compliant development with respect to building height, FSR and side setback controls);” (b). Section 1.4.1 – Front and Rear Building Lines, controls 2(ix), (x), (xi) and (xii) be deleted as they are duplications of controls 2(iv), (vi) and (vii). (c). In Part C2 – Multi Unit and Multi Dwelling Housing – Section 2.1 – Special Character Areas, the following additional control be added to the Special Character Areas, 2.1.1 – Bondi Heights; 2.1.2 – North Bondi and 2.1.3 – Ben Buckler. “(f). Roof terraces are discouraged due to the heightened amenity impacts in high density areas.” (d). Add Queens Park as a suburb in C1. 3. In accordance with Clause 74C of the Environmental Planning and Assessment Act 1979 (EP&AA 1979) and Clause 18 of the Environmental Planning and Assessment Regulations 2000 (Regulations 2000), publicly exhibit Waverley Development Control Plan 2012 (Amendment No. 2) for a minimum period of 28 days.	UNANIMOUS DECISION For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Kanak, Kay, Mouroukas, Strewe and Wakefield. Against the Motion: Nil.
FESP	2013	5/11/13	F-1311.7	Planning Agreement Policy 2013 (A13/0099)	That Council resolve to publicly exhibit the Planning Agreement Policy 2013 attached to this report (Attachment 1).	UNANIMOUS DECISION For the Motion: Crs Burrill, Cusack, Goltsman, Kay, Masselos and Wakefield. Against the Motion: Nil.
FESP	2013	5/11/13	F-1311.8	Planning Proposal to Amend LEP 2012 Bondi Junction and Other Housekeeping Amendments (PP-3/2013)	That Council: 1. Amend the Planning Proposal for Bondi Junction and other Housekeeping Amendments to delete the proposed rezoning of 36A Flood Street Bondi from R3 Medium Density Residential to SP2 Infrastructure – Educational Establishment. 2. Subject to 1 above, adopt the Planning Proposal as amended. 3. Subject to 2 above, forward the amended Planning Proposal to the Department of Planning and Infrastructure under Section 58(2) of the Act and request that a draft LEP be prepared.	Division For the Motion: Crs Burrill, Cusack, Goltsman and Kay. Against the Motion: Crs Masselos and Wakefield
FESP	2013	5/11/13	F-1311.9	Planning Proposal to amend Waverley Local Environmental Plan 2012 - 344-354 Oxford Street, Bondi Junction (PP-1/2013)	That Council: 1. Receive and note this report. 2. Adopt the Planning Proposal for Nos. 344-354 Oxford Street, Bondi Junction to amend Waverley Local Environmental Plan 2012. 3. Forward the Planning Proposal to Parliamentary Counsel for finalisation.	UNANIMOUS DECISION For the Motion: Crs Burrill, Cusack, Goltsman, Kay, Masselos and Wakefield. Against the Motion: Nil.
FESP	2013	5/11/13	F-1311.10	Draft Waverley Development Contributions Plan 2006 (Amendment No. 5) (A13/0370)	That Council resolve to adopt draft Waverley Development Contributions Plan 2006 (Amendment No. 5).	UNANIMOUS DECISION For the Motion: Crs Burrill, Cusack, Goltsman, Kay, Masselos and Wakefield. Against the Motion: Nil.

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
FESP	2013	5/11/13	F-1311.11	105 Wellington Street, Bondi (Bondi Tennis Centre), Planning Proposal submitted by Urbis Pty. Ltd. (PP-5/2013)	<p>That Council:</p> <p>1. Advise the applicant that it does not support the Planning Proposal relating to 105 Wellington St Bondi, to amend the controls in Waverley Local Environmental Plan 2012 to rezone the land from Private Recreation (RE2) to Medium Density Residential (R3) for the following reasons:</p> <p>a) The tennis courts form an integral part of the local open space network, the demise of which would impact on the recreational needs of the community;</p> <p>b) The loss of this recreational facility would leave an unacceptable gap in the provision of recreational opportunities for the local community and deny the local community reasonable access to local open space;</p> <p>c) Retaining the tennis courts and providing this much needed recreational opportunity is in accordance with Council’s Community Strategic Plan, Waverley Together 3 and Recreational Needs Study and the Government’s Metropolitan and Subregional Strategies;</p> <p>d) The proposal is inconsistent with the following directions and strategies in Council's Community Strategic Plan - Waverley Together 3, Our Community's Strategic Plan for 2013 - 2025, namely:</p> <p>☒ “Strategy L5a - Ensure planning 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.” (p.26 of Waverley Together 3)</p> <p>☒ Direction C7 - “Health and quality of life are improved through a range of recreation and leisure opportunities.” (p.23 of Waverley Together 3)</p> <p>☒ “Strategy C7a - Retain, protect and improve the quality, flexibility and useability of parks, reserves and other green spaces to meet recreational needs, whilst considering and ameliorating any negative environmental impacts.</p> <p>☒ Strategy C7b - Plan and prioritise recreation and leisure needs based on regional as well as local facilities using appropriate data trends.</p> <p>☒ Strategy C7c – Provide and support a broad range of facilities and activities to improve the physical and mental health of the community members.” (p.23 of Waverley Together 3)</p> <p>e) The Planning Proposal is inconsistent with objectives and actions in the Metropolitan Plan for Sydney to 2036 namely:</p> <p>☒ “Objective H1: - To ensure equity, liveability and social inclusion are integrated into plan making and planning decision-making” (pg 200).</p> <p>☒ “Action H1.1: -.social infrastructure and services are adequate, appropriate and accessible” (pg 200)</p> <p>☒ “Action H2.1: - Plan and coordinate the effective and timely provision of social infrastructure and services” (pg 203).</p> <p>☒ “Action H2.3: - Local government to undertake open space planning processes in accordance with updated Recreation and Open Space Planning Guidelines for Local Government, to deliver parks, playing fields and public spaces that suit new multiple uses.” (pg 204)</p> <p>f) The Planning Proposal is inconsistent with the key directions and actions in the Draft East Subregional Strategy namely:</p> <p>☒ Key Direction - Ensure equitable access to parks and public places for all residents in the subregion.</p> <p>☒ Key Direction - Ensure open space areas and facilities are managed sustainably to cater for residents and visitors to the subregion.</p> <p>☒ Action F2 - Provide a diverse mix of parks and public places</p> <p>☒ Action F2.1 - Improve the quality of local open space</p> <p>☒ Action F2.1.1 - Councils should continue to maintain or enhance the provision of local open space particularly in centres and along transport corridors where urban and particularly residential growth is being located.</p> <p>☒ Action F2.2.3 - Councils to continue to improve recreational facilities for a range of age groups and interests.</p> <p>g) The Planning Proposal is inconsistent with objectives in the Draft Metropolitan Strategy for Sydney (released March 2013) namely:</p> <p>☒ Objective 8: - Create socially inclusive places that promote social, cultural and recreational opportunities</p> <p>☒ Objective 9 - Deliver accessible and adaptable recreation and open spaces.</p> <p>h) The Planning Proposal is partially inconsistent with Section 117 Ministerial Direction 7.1 as it will lead to a development that cannot satisfy requirement 5(b) namely:</p> <p>(5) A planning proposal may be inconsistent with the terms of this direction only if the Relevant Planning Authority can satisfy the Director-General of the Department of Planning (or an officer of the Department nominated by the Director-General), that the extent of inconsistency with the Metropolitan Plan:</p> <p>(a) is of minor significance, and</p> <p>(b) the planning proposal achieves the overall intent of the Plan and does not undermine the achievement of its vision, land use strategy, policies, outcomes or actions.</p> <p>2. Advise the local precinct committee and people who registered their interest in the Planning Proposal of Council’s decision.</p>	<p>UNANIMOUS DECISION</p> <p>For the Motion: Crs Burrill, Cusack, Goltsman, Kay, Masselos and Wakefield.</p> <p>Against the Motion: Nil.</p>
CHESP	2013	5/11/13	C-1311.1	Waverley Traffic Committee Meeting Minutes– 26 September 2013 – Clause WTC- 1309.C10 - 16-20 Wallace Street, Waverley – P10 Minute Parking at a Proposed Child Care Centre (DA 212/2013)	<p>That Council:</p> <p>1. Receive and note this information.</p> <p>2. Adopt the recommendation of the Waverley Traffic Committee meeting held on 26 September 2013.</p>	<p>Division:</p> <p>For the Motion: Crs Burrill, Clayton, Goltsman and Mouroukas.</p> <p>Against the Motion: Cr Masselos.</p>

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
Council	2013	19/11/13	1311.12.5	570-588 Oxford Street, Bondi Junction - Demolition of existing buildings, construction of a 19 storey residential tower (133 apartments, including 14 for affordable housing), ground level retail and basement parking (DA-501/2012)	That Council: 1. Receives the report and notes that it will be forwarded to the Joint Regional Planning Panel for its meeting on 28 November 2013. 2. Makes the following submissions to the Joint Regional Planning Panel: That: (a) Council does not support Condition 5(a) being the reduction of car parking provision and that the 133 spaces requested by the applicant be approved. (b) Council does not support Condition 5 (b) being the number of visitor car parking spaces being 17 and suggests to increase the number of visitors' car parking to 23 car parking spaces for the parking of resident visitor cars. Details of the location of the visitor parking be submitted to Council prior to the release of the Construction Certificate. (c) The applicant be required to install CCTV cameras in consultation with the local police command to improve community safety around the building.	Division For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Guttman-Jones, Kay and Mouroukas. Against the Motion: Crs Kanak, Masselos, Strewe and Wakefield.
Council	2013	19/11/13	1311.12.6	363-367 Bronte Road, Bronte - Demolition of existing buildings, excavation and construction of a new residential aged care facility containing 98 beds, with associated facilities and basement car parking (DA 274/2013)	That Council: 1. Receives the report and notes that it will be forwarded to the Joint Regional Planning Panel for its meeting on 28 November 2013. 2. Supports the recommendation of Council's Development and Building Unit.	UNANIMOUS DECISION Division For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Guttman-Jones, Kanak, Kay, Masselos, Mouroukas, Strewe and Wakefield. Against the Motion: Nil.
Council	2013	19/11/13	1311.12.7	241-247 Oxford Street and 2 and 2A Waverley Street, Bondi Junction - Demolition of existing buildings, construction of a mixed use building with basement car park (DA- 81/2013)	That Council: 1. Receives the report and notes that it will be forwarded to the Joint Regional Planning Panel for its meeting on 28 November 2013. 2. That Council makes a submission to the Joint Regional Planning Panel advising as follows: (a) Council notes the support of the proposed design from the Randwick/Waverley SEPP 65 Design Review panel and, having regard to the individual circumstances and merits of this case, is also supportive of the building design as proposed and that a Deferred Commencement Consent should be granted in accordance with the draft conditions. Whilst the proposal does not provide the required 6 metre tower setback in the Waverley DCP 2012, the design takes into consideration the prominent corner location and provides an appropriate visual appearance that achieves a strong built form to the street corner and public domain. (b) Council agrees to accept the applicant's proposed Voluntary Planning Agreement should the Joint Regional Planning Panel approve the application. (c) Council supports the proposed variations to height and FSR and notes that the assessment report also supports these variations having regard to the limited environmental impacts and the public benefit that will be achieved from the Voluntary Planning Agreement. (d) That part of the funds from the Voluntary Planning Agreement will be spent on upgrading the public spaces in Waverley Mall. (e) That the applicant be required to install CCTV cameras in consultation with the local police command to improve community safety around the building.	Division For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Kay and Mouroukas. Against the Motion: Crs Guttman-Jones, Kanak, Masselos, Strewe and Wakefield.
Council	2013	19/11/13	1311.12.8	Boot Factory (A08/1326)	That Council: 1. Receive and note this report. 2. Note that a briefing of Councillors will be organised on the details of the materials prepared for a Development Application for demolition of the Boot Factory prior to lodgment of any DA. 3. Note that a Councillor briefing will also be provided on the benefits or otherwise of augmenting the DA process to allow for consideration of more alternatives for funding and retaining the building in some form.	Division For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Guttman-Jones, Kay and Mouroukas. Against the Motion: Crs Kanak, Masselos, Strewe and Wakefield.
Council	2013	10/12/13	1312.11.2	Promotion of Planning Alerts (A03/0509)	That Council: 1. Using appropriate communication tools, promotes the ability for Waverley residents to sign up to receive free email planning alerts of Development Applications near them 2. Increases the prominence of the link to sign up to the planning alerts on Council's website.	Division For the Substantive Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, GuttmanJones, Kay and Mouroukas. Against the Substantive Motion : Crs Kanak, Masselos, Strewe and Wakefield.

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Meeting	Year	Date	Res No.	Subject	Action required (That/That Council...)	Planning
Council	2013	10/12/13	1312.12.7	Waverley Local Environmental Plan 2012 - Clause 4.4B Planning Proposal (A13/0627)	<p>That Council:</p> <p>A. Review Clause 4.4B of Waverley LEP 2012 in conjunction with the Department of Planning and Infrastructure and our legal representatives in order to ensure that:</p> <p>i. The value of any affordable housing incentive associated with future development is shared equitably between Council and developers.</p> <p>ii. The intent of any future amendment is the continuation of an affordable housing enabling provision in the Waverley Local Environmental Plan.</p> <p>iii. Seek the removal of "Area 1" from WLEP2012 and instead include a subclause in Clause 4.4B that the clause applies to areas zoned R3 Medium Density, R4 High Density and B4 Mixed Use.</p> <p>iv. The value of any developer contribution to affordable housing be equal to 50% of the nett sale value of the excess floor space achieved.</p> <p>v. Council accept any developer contribution as real property in perpetuity, as monetary contribution or as leasehold real property for a definable period and that other options would also be considered.</p> <p>B. That subject to "A" above, a Planning Proposal be prepared and submitted to the Department of Planning and Infrastructure for a gateway determination seeking approval for the preparation of a draft Local Environmental Plan to amend WLEP 2012.</p> <p>C. However, if as a result of future discussions this is not possible, Clause 4.4b be repealed and objectives to deliver affordable housing be incorporated into the Planning Agreement Policy and/or Development Control Plan.</p> <p>D. That subject to a positive response from the Department of Planning and Infrastructure, the Planning Proposal be placed on public exhibition in accordance with the requirements of the Gateway determination.</p>	<p>UNANIMOUS DECISION</p> <p>For the Motion: Crs Betts, Burrill, Clayton, Cusack, Goltsman, Guttman-Jones, Kanak, Kay, Masselos, Mouroukas, Strewé and Wakefield.</p> <p>Against the Motion: Nil.</p>
Council	2013	10/12/13	1312.12.9	Draft Waverley Development Control Plan 2012 (Amendment No. 2) (A12/0664)	<p>That Council:</p> <p>1. Receive and note this report.</p> <p>2. In accordance with Section 21 of the Environmental Planning and Assessment Regulation 2000 approve the draft Waverley Development Control Plan 2012 (Amendment No. 2) with an effective date in early 2014, subject to amendments outlined in this report and the following:</p> <p>Clause 1.4.1 Front and rear building lines – Controls at sub clause (a) in Section C1 of the Post Exhibition DCP changes (Attachment 2) be amended to read:</p> <p>"(a) New buildings and extensions to existing buildings are to extend no further than the predominant front and rear building lines of buildings in its vicinity (refer to Figures 5 and 6)."</p>	<p>NO DIVISION RECORDED</p>