

**BONDI WARD
BONDI PRECINCT**

Waverley Council Response Report to requests from the November 2023 Bondi Precinct meeting

Meeting Date	Motion	Council Officer Response	Directorate	Status
November 2023	<p>Motion: Bondi Precinct requests an update from Council’s Director of Planning, Sustainability and Compliance, on Bondi Precinct’s motion of 15 November 2022.</p> <p>(Bondi Precinct motion from 2 November 2022). <i>Bondi Precinct resolves to write to the new director, Planning, Sustainability and Compliance, outlining residents’ concerns over Complying Development Certificates (CDCs), how they operate and what role Council officers can play if they are breached to protect residents from unlawful and non-complying developments.</i></p> <p>Moved: Lee Wright Seconded: David Burgess Carried</p>	<p>What can residents do if they have problems with Private Certifiers and developments?</p> <p>The nominated Principal Certifying Authority (PCA) is responsible for carrying out the mandatory inspections to ensure that the approved construction work is undertaken in accordance with the development consent. The PCA is an independent authority that inspects the development at certain stages to ensure it meets legislative requirements.</p> <p>At all development sites, individuals should be able to identify a sign placed on the hoarding or façade of the site advising of specific contact details, which will include the Builder’s Licence and contact details, as well as the appointed PCA.</p> <p>As the development site is managed by the Builder and PCA, any evidence of health and safety breaches should be brought to the attention of the Builder and PCA.</p> <p>If you are having issues with the PCA, documenting all correspondence is paramount. This should include any evidence that can justify and quantify an issue. In addition to contacting Council, residents can contact the Department of Fair Trading, the Building Professional Board, the Police (depending on the circumstance) and obtain their own legal advice on the matter. Council’s website has a host of information relevant to all matters.</p> <p>What is the role of the council in respect to Private Certifiers?</p> <p>Councils are the enforcement regulatory authority responsible for monitoring how development is carried out at the local level.</p>	Planning, Sustainability and Compliance	Complete

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		<p>This includes ensuring the developer and PCA follow the rules and conditions contained in the development consent. Councils employ Compliance Officers and Rangers who undertake this role within their local government boundaries. Councils have the discretion to investigate matters involving non-compliance with development consent and errors in reports or surveys relating to Development Applications. Fair Trading does not have the power to order rectification of non-compliant work on site.</p> <p>Council’s regulatory powers can result in more effective resolution for customers as they can:</p> <ul style="list-style-type: none"> • exercise its powers, including if the principal certifier is a private certifier • enforce development compliance, issue orders, stop work notice or issue a fine if building work breaches legislative requirements or safety conditions • issue on the spot fines for failure to comply with an order • issue clean up, prevention and noise control notices • mediate development issues between the developer and impacted residents • commence proceedings in the Land and Environment Court to invalidate a CDC that has been issued contrary to planning standards • prosecute the certifier for issuing a CC or OC unlawfully <p>Urgent non-compliance matters such as dangerous excavation or unsafe building works should be directed to Council for immediate attention.</p>		

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		<p>Swimming pools that do not have a compliant barrier enclosure should be directed to the Council for immediate action.</p> <p><u>This information is available on Council’s website at Exempt & complying development - Waverley Council (nsw.gov.au)</u></p> <p>Council is also currently working to update its website with additional information on Complying Development Certificates.</p>		
November 2023	<p>Bondi Precinct requests a meeting with Waverley’s General Manager, Emily Scott, to discuss priorities for repairing the poor standard of Bondi’s residential streets.</p> <p>Bondi Precinct also requests a copy of the capital works program and the budgeting for 2024-2025.</p> <p>Moved: Lynne Cossar Seconded: David Burgess Carried.</p>	<p>Meeting with General Manager occurred on 30 January 2024. Further updates to come on the matters raised.</p> <p>Council’s Delivery Program can be viewed on our website via the following link Delivery Program - Waverley Council (nsw.gov.au). Progress reports are also available on the page.</p>	Assets & Operations	In progress
	<p>Bondi Precinct notes Council’s response to its request for Precinct residents to have access to 15-minute free parking in Hall Street.</p> <p>Bondi Precinct believes the 15-minute free parking spots currently provided are not operating as successfully as they could.</p>	<p>Council does not support the removal of the parklet for the purpose of 15P. Council has agreements in place and a rolling (approved) program for these parklets.</p> <p>The Bondi Bounce Have Your Say page, and the linked Consultative Report, found here, outlines the findings from the consultation which showed great community support for the Parklet Program, the public domain and amenity benefits, as well as reprioritisation of space from cars to pedestrians.</p>	Planning, Sustainability and Compliance	Complete

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	<p>For many months a parklet has operated outside 77/79 Hall Street, a spot designated for 15-minute free parking. BP requests that the parklet be removed so the spot can once again be used for 15-minute free parking.</p> <p>Moved: Annie Parnell Seconded: Rex Walsh Carried</p>	<p>There are currently 2 free 15minute parking areas outside 57-59 and 76 Hall Street.</p> <p>If there are other locations you would like Council to consider for parking options, please email traffic@waverley.nsw.gov.au.</p>		
	<p>Hydrology</p> <p>The meeting was presented with a letter drafted by the Precinct, that highlights the need for a basin-wide hydrology report and requests a copy and walk through of the last available report done for all resident's future planning.</p> <p>Motion: Bondi Precinct ratifies the letter and sends to the appropriate Council officer.</p> <p>Moved: Zina Kaye Seconded: Anne Parnell Carried</p>	<p>CLC has followed up with the Executive Manager of Infrastructure who has advised he will directly respond to the Precinct.</p>	<p>Assets & Operations</p>	<p>In progress</p>
	<p>Bondi Precinct registers its strong opposition and concern over the State Government's 420% rent increase for the Bondi Bowling Club.</p>	<p>At the Finance, Operations and Community Services Committee Meeting on 5 December 2023, Council decided the following:</p>	<p>Mayor // Planning / Assets</p>	<p>Complete</p>

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	<p>We note council’s resolution on the issue from the meeting of 17th October and ask to be included in any consultation regarding the plans for support of the Bondi Bowling Club.</p> <p>We also ask to be updated regarding the outcome of the proposed meeting on this issue between the Waverley Mayor, Paula Masselos, and the NSW Minister for Lands and Property, Stephen Kamper MP.</p> <p>Moved: David Burgess Seconded: Mozelle Friedman Carried</p>	<p>FC/5.7/23.12 Bondi Bowling Club - Crown Reserve Management (A19/0412) MOTION / UNANIMOUS DECISION Mover: Cr Masselos Seconder: Cr Gray</p> <p>That Council:</p> <ol style="list-style-type: none"> Does not pursue taking over the management of the Crown reserve at Bondi Bowling Club, as the club does not wish for their current arrangements with Crown Lands to change. Notes that the Major Events team will consider Bondi Bowling Club as a potential venue for Council events. <p>https://waverley.infocouncil.biz/</p> <p>The Mayor of Waverley, Council Officers and the President of the Bondi Bowling Club met with the NSW Minister for Lands and Property, Stephen Kamper MP. The Matter is back with the Minister for review.</p>		
<p>Next meeting: 21 February 2024</p>				