

THESE MINUTES ARE DRAFT UNTIL CONFIRMED AT THE NEXT MEETING OF THIS COUNCIL AND/OR COMMITTEE

MINUTES OF PLANNING COMMITTEE MEETING OF THE COUNCIL OF THE CITY OF RANDWICK HELD ON TUESDAY, 11 MARCH 2014 AT 6:00PM

Present:

The Mayor, Councillor S Nash (West Ward)

- | | |
|--------------|---|
| North Ward | - Councillors K Neilson, L Shurey & K Smith |
| South Ward | - Councillors R Belleli, N D'Souza & P Garcia |
| East Ward | - Councillors T Bowen, M Matson & B Roberts |
| West Ward | - Councillors G Moore (Chairperson), & H Stavrinis |
| Central Ward | - Councillors A Andrews (arrived 6.10pm), T Seng (Deputy Chairperson) & G Stevenson |

Officers present:

General Manager	Mr R Brownlee
Director City Services	Mr J Frangoples
Director City Planning	Ms S Truuvert
Acting Manager Development Assessment	Mr R Quinton
Senior Administrative Coordinator	Ms J Hartshorn
Communications Manager	Mr J Hay
Manager Corporate & Financial Planning	Mr M Woods

The Meeting was adjourned at 6.01pm and was resumed at 6.02pm.

Apologies/Granting of Leave of Absences

Nil.

Confirmation of the Minutes

CONFIRMATION OF THE MINUTES OF THE PLANNING COMMITTEE MEETING HELD ON TUESDAY 11 FEBRUARY 2014

PL12/14

RESOLUTION: (Roberts/Stavrinis) that the Minutes of the Planning Committee Meeting held on Tuesday 11 February 2014 (copies of which were circulated to all Councillors) be and are hereby confirmed as a correct record of the proceedings of that meeting.

Declarations of Pecuniary and Non-Pecuniary Interests

- a) Cr Belleli declared a pecuniary interest in Item D25/14 as his wife owns the property in question. Cr Belleli indicated that he would not be taking part in the debate or the voting on the matter.
- b) All Councillors declared a non significant non pecuniary interest in Item D25/14 as a current Randwick City Council Councillor's spouse owns the property in question.
- c) Cr Stavrinis declared a pecuniary interest in Item D37/14 as the applicant is a client of his through his Accountancy business. Cr Stavrinis indicated that he would not be taking part in the debate or the voting on the matter.
- d) Cr Stavrinis declared a non significant non pecuniary interest in Item D33/14 as the speaker (objector) is known to him.
- e) Cr Garcia declared a pecuniary interest in Item D34/14 as his parents live in the street in question. Cr Garcia indicated that he would not be taking part in the debate or the voting on the matter.
- f) Cr Andrews declared a non significant non pecuniary interest in Item D37/14 as he knows the applicant.

Address of Council by Members of the Public

Prior to consideration of the Agenda by the Committee, deputations were received in respect of the following matters:

D23/14 15 ABBOTFORD STREET, KENSINGTON (DA/676/2013)

Applicant Anthony Betros (representing the applicant)

Cr Andrews arrived at the meeting at this point (6.10pm).

Procedural motion

RESOLVED: (Andrews/Stavrinis) that Item D26/14 be brought forward for immediate consideration given the applicant's request for the matter to be deferred.
CARRIED.

D27/14 15 BOND STREET, MAROUBRA (DA/566/2013)

Objector Adam Gruszka

Applicant Jeff Morton

D28/14 20-22 BISHOPS AVENUE, RANDWICK (DA/764/2013)

Applicant Briony Mitchell (representing the applicant)

D33/14 44-48 MARINE PARADE, MAROUBRA (DA/872/2013)

Objector Dallas Bromley

D36/14 150 - 156 DONCASTER AVE, KENSINGTON (DA/656/2012/C)

Applicant Anthony Betros (representing the applicant)

D37/14 149 PEROUSE ROAD, RANDWICK (DA/694/2013)

Note: Having previously declared an interest in Item D37/14, Cr Stavrinis left the chamber during the public address on this matter.

Objector	Paul Jose
Applicant	Mrs R Papadolias

The Meeting was adjourned at 6.55pm and was resumed at 7.10pm.

Urgent Business

See page 13 of these minutes.

Development Application Reports

D23/14 Development Application Report - 15 Abbotford Street, Kensington (DA/676/2013)

PL13/14 **RESOLUTION: (Stevenson/Andrews)** that Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/676/2013 for Demolition of existing dwelling, construction of 4 attached dual occupancy dwellings with tandem garages, landscaping and associated works, at No. 15 Abbotford Street, Kensington, subject to the development application compliance report attached to this report.

MOTION: (Stevenson/Andrews) CARRIED UNANIMOUSLY - SEE RESOLUTION.

D24/14 Development Application Report - 220 Franklin Street, Matraville (DA/27/2014)

PL14/14 **RESOLUTION: (Stevenson/Andrews)** that Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/27/2014 for Construction of a secondary dwelling (by alterations to an existing shed), new detached garage, new driveway, in ground swimming pool, new front boundary fence and new deck to the rear of the existing dwelling and associated site works at No. 220 Franklin Street, Matraville, subject to the following non standard conditions and the standard conditions contained in the development application compliance report attached to this report:

Non standard conditions

2. a) The bathroom window in the western façade of the secondary dwelling is to be opaque/frosted glass in order to protect the amenity of the western neighbour.

MOTION: (Stevenson/Andrews) CARRIED UNANIMOUSLY - SEE RESOLUTION.

D25/14 Development Application Report - 21-23 Paine Street, Maroubra (DA/823/2013)

Note: Having previously declared an interest, Cr Belleli left the chamber and took no part in the debate or voting on this matter.

PL15/14 **RESOLUTION: (Andrews/Garcia)** that Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. 823/2013 for 21-23 Paine Street, Maroubra, subject to the the standard conditions contained in the development application compliance report attached to this report.

MOTION: (Andrews/Garcia) CARRIED UNANIMOUSLY - SEE RESOLUTION.

Cr Belleli returned to the meeting at this point (7.25pm).

D26/14 Development Application Report - 369 Maroubra Road, Maroubra (DA/371/2013)

PL16/14 **RESOLUTION: (Andrews/Stavrinos)** that the application be deferred to allow the applicant to address the issues raised by Council's development assessment staff.

MOTION: (Andrews/Stavrinos) CARRIED UNANIMOUSLY - SEE RESOLUTION.

D27/14 Development Application Report - 15 Bond Street, Maroubra (DA/566/2013)

PL17/14 **RESOLUTION: (Matson/Shurey)** that the application be deferred to allow for mediation between the applicant and objectors in relation to view sharing issues associated with the rear of the development.

MOTION: (Matson/Shurey) CARRIED - SEE RESOLUTION.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Belleli	Councillor Andrews
Councillor Bowen	Councillor Moore
Councillor D'Souza	Councillor Roberts
Councillor Garcia	Councillor Seng
Councillor Matson	Councillor Smith
Councillor Nash	Councillor Stavrinos
Councillor Neilson	
Councillor Shurey	
Councillor Stevenson	
Total (9)	Total (6)

D28/14 Development Application Report - 20-22 Bishops Avenue, Randwick (DA/764/2013)

PL18/14 **RESOLUTION: (Matson/Bowen) –**

A. That Council does not support the request for an exception to the development standard under Clause 4.6 of Randwick Local Environmental Plan 2012 in respect of non-compliance with Clause 4.1(3) of Randwick Local Environmental Plan 2012, relating the minimum size of any lot resulting from a subdivision of land, on the grounds that the proposed subdivision does not substantiate that the standard is unreasonable and unnecessary in the circumstances, nor provides sufficient environmental planning grounds to support the request.

B. That Council, as the consent authority, refuses development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. 764/2013 for a boundary adjustment between 20 and 22 Bishops Avenue, construction of carport for 22 Bishops Avenue adjacent to southern boundary, ground and first floor alterations and additions to 22 Bishops Avenue, use of an existing outbuilding as secondary dwelling on 20 Bishops Avenue (Variation to lot size control) at No. No 20-22 Bishops Avenue, Randwick for the following reasons:

1. The proposed subdivision departs substantially from the minimum allotment size of 400m² as required under clause 4.1 (3) of the Randwick

Local Environmental Plan and the request for an exception to the standard is not well founded.

2. The proposed subdivision is not consistent with the prevailing subdivision pattern in the locality and will result in likely adverse amenity impacts on surrounding properties.
- C. That a Councillors' briefing session be held in relation to the LEP development standards for minimum allotment sizes.

MOTION: (Roberts/Seng) -

- A. That Council supports the request for an exception to the development standard under Clause 4.6 of Randwick Local Environmental Plan 2012 in respect of non-compliance with Clause 4.1(3) of Randwick Local Environmental Plan 2012, relating the minimum size of any lot resulting from a subdivision of land, on the grounds that the proposed subdivision substantiates that the standard is unreasonable and unnecessary in the circumstances and provides sufficient environmental planning grounds to support the request.
- B. That Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. 764/2013 for a boundary adjustment between 20 and 22 Bishops Avenue, construction of carport for 22 Bishops Avenue adjacent to southern boundary, ground and first floor alterations and additions to 22 Bishops Avenue, use of an existing outbuilding as secondary dwelling on 20 Bishops Avenue (Variation to lot size control) at No. No 20-22 Bishops Avenue, Randwick, subject to the the standard conditions of consent.

(Note: Reasons given for approving the application against the staff recommendation:

- 1) The minimum allotment size restriction is unreasonable in this unique situation
- 2) The proposal will not result in any adverse amenity for the surrounding properties).

LOST.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Belleli	Councillor Andrews
Councillor Roberts	Councillor Bowen
Councillor Seng	Councillor D'Souza
Councillor Smith	Councillor Garcia
Councillor Stavrinou	Councillor Matson
	Councillor Moore
	Councillor Nash
	Councillor Neilson
	Councillor Shurey
	Councillor Stevenson
Total (5)	Total (10)

AMENDMENT: (Andrews/Seng) that the application be deferred until after a Councillors' briefing session in relation to the LEP development standards for minimum allotment sizes. **LOST.**

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Andrews	Councillor Bowen

Councillor Belleli	Councillor D'Souza
Councillor Roberts	Councillor Garcia
Councillor Seng	Councillor Matson
Councillor Stevenson	Councillor Moore
	Councillor Nash
	Councillor Neilson
	Councillor Shurey
	Councillor Smith
	Councillor Stavrinou
Total (5)	Total (10)

MOTION: (Matson/Bowen) CARRIED - SEE RESOLUTION.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Andrews	Councillor Belleli
Councillor Bowen	Councillor Roberts
Councillor D'Souza	Councillor Seng
Councillor Garcia	Councillor Smith
Councillor Matson	Councillor Stavrinou
Councillor Moore	Councillor Stevenson
Councillor Nash	
Councillor Neilson	
Councillor Shurey	
Total (9)	Total (6)

D29/14 Development Application Report - 14-14A Houston Road, Kensington (DA/866/2013)

PL19/14 **RESOLUTION: (Andrews/Stavrinou) -**

- A. That Council supports the exceptions to development standards under Clause 4.6 of Randwick Local Environmental Plan 2012 in respect to non-compliance with Clause 4.1B of Randwick Local Environmental Plan 2012, relating to Exceptions to minimum subdivision lot size in Zone R3, on the grounds that the proposed development complies with the objectives of the above clauses, and will not adversely affect the amenity of the locality, and that the Department of Planning & Infrastructure be advised accordingly.
- B. That Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/866/2013 for Torrens title subdivision, at No. 14-14A Houston Road, Kensington NSW 2033, subject to the development application compliance report attached to this report.

MOTION: (Andrews/Stavrinou) CARRIED UNANIMOUSLY - SEE RESOLUTION.

D30/14 Development Application Report - 5/64-66 Bream Street, Coogee (DA/362/2013)

PL20/14 **RESOLUTION: (Andrews/Stavrinou) -**

- A. That Council supports the exceptions to development standards under Clause 4.6 of Randwick Local Environmental Plan 2012 in respect to non-compliance with Clauses 4.4 of Randwick Local Environmental Plan 2012, relating to Floor Space Ratio, on the grounds that the proposed development complies with the

objectives of the above clauses, and will not adversely affect the amenity of the locality, and that the Department of Planning & Infrastructure be advised accordingly.

- B. That Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/362/2013 for alterations and additions to unit 5 in existing residential flat building including additional level containing a bedroom, bathroom, sitting room and alterations to the existing balcony, at No. 5/64-66 Bream Street Coogee, subject to the standard conditions contained in the development application compliance report attached to this report.

MOTION: (Andrews/Stavrinou) CARRIED UNANIMOUSLY - SEE RESOLUTION.

D31/14 Development Application Report - 7/495-503 Bunnerong Road, Matraville (DA/824/2013)

- PL21/14 **RESOLUTION: (Andrews/Bowen)** that Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/824/2013 for the internal fit out and use of Unit 7 of the premises a natural health massage and beauty shop including new signage, at Unit 7/495-503 Bunnerong Road, Matraville, subject to the standard conditions contained in the development application compliance report attached to this report.

MOTION: (Andrews/Bowen) CARRIED UNANIMOUSLY - SEE RESOLUTION.

D32/14 Development Application Report - 21 Houston Road Kensington (DA/44/2014)

- PL22/14 **RESOLUTION: (Andrews/Stavrinou) -**
- A. That Council supports the exceptions to development standards under Clause 4.6 of Randwick Local Environmental Plan 2012 in respect to non-compliance with Clause 4.1B of Randwick Local Environmental Plan 2012, relating to Exceptions to minimum subdivision lot size in Zone R3, on the grounds that the proposed development complies with the objectives of the above clauses, and will not adversely affect the amenity of the locality, and that the Department of Planning & Infrastructure be advised accordingly.
- B. That Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/44/2014 for Torrens title subdivision, at No. 21 Houston Road, Kensington NSW 2033, subject to the standard conditions contained in the development application compliance report attached to this report.

MOTION: (Andrews/Stavrinou) CARRIED UNANIMOUSLY - SEE RESOLUTION.

D33/14 Development Application Report - 44-48 Marine Parade, Maroubra (DA/872/2013)

- PL23/14 **RESOLUTION: (Stavrinou/Andrews)** that Council as the consent authority, refuses development consent under Section 80 of the Environmental Planning and Assessment Act 1979 to Development Application No. DA/872/2013 for the change the use of Unit 19 from a residential dwelling to a serviced apartment for No. 44-48

Marine Parade, Maroubra for the following reasons:

1. The proposed use of the subject premises as a serviced apartment is not consistent with the relevant aims under Clause 1.2 of the Randwick Local Environmental Plan 2012; in that the proposal does not promote an appropriate mix of land uses and that the proposal will not protect, enhance or promote the environmental qualities of Randwick.
2. The proposed use of the subject premises as a serviced apartment is not consistent with objectives for the Residential R3 zone under the Randwick Local Environmental Plan 2012 in that the proposed use would impose significant impacts on the amenity of neighbouring dwellings.
3. The proposed development is considered to be unsuitable for the subject site in that the proposal relates to the piecemeal conversion of only one of 21 existing residential units into a serviced apartment. The proposal has the capacity to impose significant impacts on the amenity of neighbouring dwellings with regard to noise, security and anti social behaviour.
4. There is no on-site manager for the premises and no effective way to monitor or temper the behaviour of the short term occupants of the proposed serviced apartment.

MOTION: (Stavrinos/Andrews) CARRIED UNANIMOUSLY - SEE RESOLUTION.

**D34/14 Development Application Report - 201-207 Barker Street,
Randwick (DA/526/2010/C)**

Note: Having previously declared an interest, Cr Garcia left the chamber and took no part in the debate or voting on this matter.

PL24/14

RESOLUTION: (Bowen/Andrews) that Council, as the consent authority, modify the development consent under Section 96 of the Environmental Planning and Assessment Act 1979, as amended, for Development Application No. DA/526/2010/C for 201-207 Barker Street Randwick in the following manner:

Amend Condition No. 127 to read:

The applicant shall meet the full cost of the overhead power lines and telecommunication cables located in the vicinity of the development site to be Aerial Bundled. The applicant shall liaise directly with the relevant service utility authorities to organize for the wires/cables to be Aerial Bundled. All wire cables must be Aerial Bundled to the satisfaction of the relevant service authority prior to the issuing of an occupation certificate for the development.

AMENDMENT: (Stevenson/-) that that Council, as the consent authority, refuses to modify the development consent under Section 96 of the Environmental Planning and Assessment Act 1979, as amended, for Development Application No. DA/526/2010/C for 201-207 Barker Street Randwick and, as such, condition 127 of development consent DA/526/2010 remain unchanged. **LAPSED FOR THE WANT OF A SECONDER.**

MOTION: (Bowen/Andrews) CARRIED - SEE RESOLUTION.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Andrews	Councillor Stevenson
Councillor Belleli	

Councillor Bowen
 Councillor D'Souza
 Councillor Matson
 Councillor Moore
 Councillor Nash
 Councillor Neilson
 Councillor Roberts
 Councillor Seng
 Councillor Shurey
 Councillor Smith
 Councillor Stavrinou
Total (13)

Total (1)

Cr Garcia returned to the meeting at this point (8.25pm).

**D35/14 Development Application Report - 80 Boyce Road, Maroubra
 (DA/297/2011/A)**

PL25/14

RESOLUTION: (Andrews/Stavrinou) that Council's as the consent authority, grant its consent under Section 96 of the Environmental Planning and Assessment Act 1979 as amended to modify Development Consent No DA/297/2011 for the modification of the approved development by making changes to the approved internal configuration of the dwelling, changes to skylights and some windows for 80 Boyce Road, Maroubra in the following manner:

Amend Condition 1 to read:

Approved Plans & Supporting Documentation

- The development must be implemented substantially in accordance with the plans and supporting documentation listed below and endorsed with Council's approved stamp, except where amended by Council in red and/or by other conditions of this consent:

Plan	Drawn by	Dated	Received
B00 (Issue B)	Alexander Jankov Drafting	28 June 2011	29 June 2011
B01 (Issue B)	Alexander Jankov Drafting	28 June 2011	29 June 2011
B02 (Issue B)	Alexander Jankov Drafting	28 June 2011	29 June 2011
B03 (Issue B)	Alexander Jankov Drafting	28 June 2011	29 June 2011

BASIX Certificate	No.	Dated	Received
	A110653	18 April 2011	28 April 2011

as amended by the following Section 96'A' plans and information:

Plan	Drawn by	Dated	Received
C00 (Issue C)	Alexander Jankov Drafting	4 Nov 2013	7 Nov 2013
C01 (Issue C)	Alexander Jankov Drafting	4 Nov 2013	7 Nov 2013
C02 (Issue C)	Alexander Jankov Drafting	4 Nov 2013	7 Nov 2013
C03 (Issue C)	Alexander Jankov Drafting	4 Nov 2013	7 Nov 2013
C04 (Issue C)	Alexander Jankov Drafting	4 Nov 2013	7 Nov 2013

BASIX Certificate	No.	Dated	Received
	A110653_02	5 November 2013	7 November 2013

MOTION: (Andrews/Stavrinou) CARRIED UNANIMOUSLY - SEE RESOLUTION.

**D36/14 Development Application Report - 150 - 156 Doncaster Ave,
Kensington (DA/656/2012/C)**

PL26/14

RESOLUTION: (Andrews/Roberts) that Council, as the consent authority, grants development consent under Section 96(2) of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. DA/656/2012/C through reduction in the number of car parking spaces to 38, raising of the basement floor level to RL23.93 and amendment of condition 105 relating to the installation of underground cables at No. 150 – 156 Doncaster Ave, Kensington, subject to the following conditions:

▪ **Amend Condition No.1 as follows:**

Approved Plans & Supporting Documentation

1. The development must be implemented substantially in accordance with the plans and supporting documentation listed below and endorsed with Council's approved stamp, except where amended by Council in red and/or by other conditions of this consent:

<i>Plan</i>	<i>Rev</i>	<i>Drawn by</i>	<i>Dated</i>	<i>Received by Council</i>
DA0.02	B	Fox Johnston	14 January 2013	15 January 2013
DA1.01				
DA1.02				
DA1.03				
DA1.04				
DA1.05				
DA1.06				
DA2.01				
DA2.02				
DA2.03				
DA2.04				
2140-01	D	Peter Glass & Assoc.		
2140-02				
Sample Board: (150-156 Doncaster Ave, Kensington)		Fox Johnston	Not dated	12 October 2012

<i>BASIX Certificate</i>	<i>No.</i>	<i>Dated</i>
Multi Dwelling	449156M_03	14 January 2013
Alterations and Additions	A148587_02	

as amended by the **Section 96 plans only in so far as they relate to the modifications highlighted on the Section 96 plans and detailed in the Section 96 application**, except as may be amended by the following conditions and as may be shown in red on the attached plans:

<i>Plan</i>	<i>Rev</i>	<i>Drawn by</i>	<i>Dated</i>	<i>Received by Council</i>
DA1.02	C	Fox Johnston	10 May 2013	8 July 2013
DA1.03				
DA1.04				
DA1.05				
DA1.06				
DA2.01	D			
DA2.02	C			

DA2.03				
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BASIX Certificate	No.	Dated	Received by Council
Multi Dwelling	449156M_04	3 July 2013	8 July 2013
Alterations & Additions	A148587_03	4 July 2013	
Alterations & Additions	A148571_03	4 July 2012	

as amended by the **Section 96 plans only in so far as they relate to the modifications highlighted on the Section 96 plans and detailed in the Section 96 application**, except as may be amended by the following conditions and as may be shown in red on the attached plans:

Plan	Rev	Drawn by	Dated	Received by Council
DA1.01	D	Fox Johnston	18 October 2013	23 October 2013
DA1.02				
DA2.01	E		16 January 2014	16 January 2014
DA2.03	D			

- **Add the following detail to Condition 1):**

Additional car stackers

1a) The basement shall provide for a total of 40 vehicle spaces. To facilitate this, an additional two (2) mechanical vehicle stackers will be required to be provided.

- **Amend Condition 105:**

Service authorities

105. The applicant shall meet the full cost for the overhead power lines located along the Doncaster Avenue site frontage **to be bundled**. The applicant shall liaise directly with the relevant service utility authorities to organise for the cables to be **bundled**. All cables must be **bundled** to the satisfaction of the relevant service utility authority prior to the issuing of an occupation certificate for the development.

AMENDMENT: (Stevenson/Matson) that the staff recommendation be adopted, subject to condition 105 (which requires the undergrounding of power cables) remaining unchanged. **LOST**.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR

Councillor Stevenson

AGAINST

Councillor Andrews
Councillor Belleli
Councillor Bowen
Councillor D'Souza
Councillor Garcia
Councillor Matson
Councillor Moore
Councillor Nash
Councillor Neilson
Councillor Roberts
Councillor Seng

	Councillor Shurey
	Councillor Smith
	Councillor Stavrinou
Total (1)	Total (14)

MOTION: (Andrews/Roberts) CARRIED - SEE RESOLUTION.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Andrews	Councillor Stevenson
Councillor Belleli	
Councillor Bowen	
Councillor D'Souza	
Councillor Garcia	
Councillor Matson	
Councillor Moore	
Councillor Nash	
Councillor Neilson	
Councillor Roberts	
Councillor Seng	
Councillor Shurey	
Councillor Smith	
Councillor Stavrinou	
Total (14)	Total (1)

The Mayor, Cr Nash, left the meeting at this point. (8.38pm).

D37/14 Development Application Report - 149 Perouse Road, Randwick (DA/694/2013)

Note: Having previously declared an interest, Cr Stavrinou left the chamber and took no part in the debate or voting on this matter.

PL27/14 **RESOLUTION: (Matson/Shurey)** that the application be deferred for mediation.

MOTION: (Andrews/Seng) that Council, as the consent authority, grants development consent under Sections 80 and 80A of the Environmental Planning and Assessment Act 1979, as amended, to Development Application No. 694/2013 for alterations and additions to the existing dwelling including a new first floor, alterations to the existing garage at the front with new mezzanine storage, external stairs, front wall and associated landscaping and site works, at No. 149 Perouse Road, Randwick, subject to the following non standard conditions and standard conditions contained in the development application compliance report attached to this report:

Non standard conditions:

Amendment of Plans & Documentation

2. The approved plans and documents must be amended in accordance with the following requirements:
 - a. A privacy screen having a height of 1.5m above floor level must be provided to the north-western edge of the balcony to bedroom 4, the north-western edge of the terrace to bedrooms 5 and 6 and the south-eastern edge of the balcony to proposed bedroom 3. The privacy screen must be constructed of metal or timber and the total area of any openings within the privacy screen must not exceed 25% of the area of the screen. Alternatively, the privacy screen may be constructed with translucent, obscured, frosted or sandblasted glazing in a suitable frame.

- b. The floor to ceiling height of the first floor addition is to be a maximum of 2.55m and the roof pitch is to be a maximum of 25 degrees to reduce the overall height of the building and the impact on daylight access to the ground floor living areas of the adjoining dwelling house at No. 151 Perouse Road.

AMENDMENT: (Matson/Shurey) that the application be deferred for mediation.
CARRIED AND BECAME THE MOTION.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Andrews	Councillor Belleli
Councillor Bowen	Councillor Smith
Councillor D'Souza	
Councillor Garcia	
Councillor Matson	
Councillor Moore	
Councillor Neilson	
Councillor Roberts	
Councillor Seng	
Councillor Shurey	
Councillor Stevenson	
Total (11)	Total (2)

MOTION: (Matson/Shurey) CARRIED UNANIMOUSLY – SEE RESOLUTION.

Cr Stavrinou returned to the meeting at this point (8.42pm).

Miscellaneous Reports

Nil.

Notice of Rescission Motions

Nil.

Urgent business

UB2/14 Cr Tony Bowen - Light Rail (F2004/08175)

(Note: The Chairperson ruled the following matter to be of urgency, given the recent newspaper article in relation to the matter)

Crs Andrews and Roberts left the meeting at this point (8.58pm).

PL28/14 **RESOLUTION: (Bowen/Matson)** that Council:

- a) notes the reports in today's Daily Telegraph in relation to light rail and further notes that the Member for Coogee was not in attendance at the recent meeting between Randwick City Councillors and the Minister for Transport.
- b) requests the Member for Coogee supports Council's position regarding:
 - 1) preserving High Cross Park;
 - 2) constructing a High Street terminus, meaning a stop, at the Prince of Wales Hospital;
 - 3) light rail in Wansey Road being realigned using racecourse land;
 - 4) saving the trees on Alison Road.

MOTION: (Bowen/Matson) CARRIED – SEE RESOLUTION.

Crs Stavrinou and Bowen called for a DIVISION.

A **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST
Councillor Bowen	Councillor Belleli
Councillor D'Souza	Councillor Seng
Councillor Garcia	Councillor Smith
Councillor Matson	Councillor Stavrinou
Councillor Moore	
Councillor Neilson	
Councillor Shurey	
Councillor Stevenson	
Total (8)	Total (4)

The meeting closed at 9.00pm.

The minutes of this meeting were confirmed at the Planning Committee Meeting of the Council of the City of Randwick held on Tuesday, 8 April 2014.

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CHAIRPERSON