

## Minutes

### Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

**Monday 8 August 2005**

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[www.manly.nsw.gov.au](http://www.manly.nsw.gov.au)*



**TO THE MAYOR AND COUNCILLORS OF THE COUNCIL:**

The Planning and Strategy Committee, having met at 7:36 pm on Monday 8 August 2005, in the Council Chambers, Town Hall, Manly, to consider the various matters referred to it, now reports the decisions reached and the recommendations made which are stated hereunder.

The decisions taken and indicated by the prefix "Resolved" as distinct from "Recommendations" made to the Council, were taken pursuant to authority delegated to this Committee vide Minutes Number 139 of 6th September, 2004.

**PRESENT**

His Worship, The Mayor, Councillor Dr P Macdonald  
Deputy Mayor Councillor R Morrison  
Councillor B Aird, Chairperson (who presided)  
Councillor P Daley  
Councillor J Evans  
Councillor J Hay, AM  
Councillor A Heasman, Deputy Chairperson  
Councillor J Lambert  
Councillor D Murphy  
Councillor M Norek  
Councillor B Pedersen

**ALSO PRESENT**

Henry T Wong General Manager  
Jim Hunter Director Corporate Planning & Strategy  
David Stray Manager Development Control  
Rachael Levey Minute Taker

**APOLOGIES**

Apologies were tendered on behalf of Councillor S Cant, for non-attendance.

**MOTION (Macdonald / Aird)**

That the apology received from Councillor S Cant, be accepted and leave be granted.

**RESOLVED: (Macdonald / Aird)**

That the apology received from Councillor S Cant, be accepted and leave be granted.

**For the Resolution:** Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Nil.

**LEAVE OF ABSENCE**

Nil.

**DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST**

Nil.

**CONFIRMATION OF MINUTES**

**MOTION: (Pedersen / Lambert)**

That copies of the Minutes of the Meeting of the Planning and Strategy Committee held on Monday 18 July 2005, having been furnished to each member of the Committee, be taken as read and confirmed as a true record of proceedings of such meeting.

**RESOLVED (Pedersen / Lambert)**

That copies of the Minutes of the Meeting of the Planning and Strategy Committee held on Monday 18 July 2005, having been furnished to each member of the Committee, be taken as read and confirmed as a true record of proceedings of such meeting.

**For the Resolution:** Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Nil.

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**PUBLIC ADDRESSES**

ITEM	SPEAKER
<p><b>Notice of Rescission No. 6</b></p> <p>38A Rignold Street, Seaforth (DA529/04)</p> <p>Objector</p> <p>Applicant</p>	<p>John Mitchell</p> <p>Peter Whitfield</p>
<p><b>Corporate Planning and Strategy Division Report No. 41</b></p> <p>North Head Sewage Treatment Plant Process and Reliability Report - Presentation to Council</p>	<p>Presentation to Council by Steve Baxter and Chris Denton from Sydney Water</p>
<p><b>Planning and Strategy Division Report No. 42</b></p> <p>Boyle Street, Balgowlah - Findings of Community Consultation with Residents</p> <p>Objector</p>	<p>Richard Waddington</p>

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**NOTICE OF RESCISSION**

Notice of Rescission No. 6

**38A Rignold Street, Seaforth**

Councillor Morrison, Councillor Hay, and Councillor Murphy will move:

“That the Council’s decision of 1<sup>st</sup> August, 2005 being Item ES No. 35 in respect of 38A Rignold Street, Seaforth be and is hereby rescinded.”

**MOTION (Morrison / Hay)**

That the Council’s decision of 1<sup>st</sup> August, 2005 being Item ES No. 35 in respect of 38A Rignold Street, Seaforth be and is hereby rescinded.

**RESOLVED: (Morrison / Hay)**

That the Council’s decision of 1<sup>st</sup> August, 2005 being Item ES No. 35 in respect of 38A Rignold Street, Seaforth be and is hereby rescinded.

**For the Resolution:** Councillors Hay, Heasman, Murphy, Daley, Morrison and Norek.

**Against the Resolution:** Councillors Lambert, Pedersen, Aird, Evans and Macdonald.

The **Rescission Motion** was declared **Carried**.

**MOTION (Morrison/Hay)**

That DA529/04 38A Rignold Street, Seaforth be **deferred** for the applicant to meet with senior staff to achieve total compliance with the DCP, including all performance-based qualitative criteria. The application is to be brought back to the earliest available Council meeting.

**RESOLVED: (Morrison/Hay)**

That DA529/04 38A Rignold Street, be **deferred** for the applicant to meet with senior staff to achieve total compliance with the DCP, including all performance-based qualitative criteria. The application is to be brought back to the earliest available Council meeting.

**For the Resolution:** Councillors Hay, Heasman, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Councillor Lambert.

**RECOMMITTAL MOTION (Murphy / Daley)**

That Item 6, 38A Rignold Street, Seaforth be recommitted to enable further consideration.

**For the Resolution:** Councillors Hay, Heasman, Murphy, Daley and Morrison.

**Against the Resolution:** Councillors Lambert, Pedersen, Aird, Evans, Norek and Macdonald.

The **Recommittal Motion** was put and declared **Lost**.

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**STANDING ORDERS (Macdonald / Aird)**

That Standing Orders be suspended to allow for the presentation by Sydney Water relating to Corporate Planning and Strategy Division Report No. 41, and the Public Address for Planning and Strategy Division Report No. 42.

**RESOLVED: (Macdonald / Aird)**

That Standing Orders be suspended to allow for the presentation by Sydney Water relating to Corporate Planning and Strategy Division Report No. 41, and the Public Address for Planning and Strategy Division Report No. 42.

**For the Resolution:** Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Nil.

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**CORPORATE PLANNING AND STRATEGY DIVISION REPORTS**

Corporate Planning and Strategy Division Report No. 41

**North Head Sewage Treatment Plant Process and Reliability Report - Presentation to Council****SUMMARY**

In March 2005 Sydney Water prepared a Review of Environmental Factors (REF) in relation to proposed "Process and Reliability / Renewals" for North Head Sewage Treatment Plant. The proposed works would entrench North Head STP for the next 25 years and beyond which is in direct conflict with Council's position of decommissioning North Head STP and the decentralisation of sewage management.

Public exhibition of the REF closed 11<sup>th</sup> April and Sydney Water received 10 submissions. Issues raised in each submission have been detailed by Sydney Water in their "Decisions Report" (July, 2005) (as reported to Council 18 July 2005). The decisions report fell short of addressing Council's concerns and Council resolved to request a presentation and question time from Sydney Water. Sydney Water subsequently accepted Council's invitation to present at the P&S Committee held Monday, 8<sup>th</sup> August.

Council has written to the Premier and Minister Sartor (twice) advising of Council's strong concerns regarding the proposed upgrade of the North Head Sewage Treatment Plant (NHSTP). No correspondence had yet been received and a representative from Minister Sartor's Office indicated a response had been signed off and was expected to be with Council by Friday 5<sup>th</sup> August.

**MOTION (Pedersen / Macdonald)**

1. That Council again record its concern and displeasure that the State Government appears incapable of addressing the issue of planning for the water and sewerage infrastructure needs of Sydney in a sustainable way.
2. That Council remains opposed to the further entrenchment and reliance on the North Head site for end of pipe sewerage treatment for northern Sydney and is similarly concerned at the lack of risk assessment and view impact assessment and impact on the endangered ecological community of the proposed biogas and co-generation facility.
3. That Council restates its long-term policy of decommissioning of the North Head facility.

4. That Council seek to establish a partnership with WSROC to facilitate a greater voice on decentralisation and effluent interception and provide support and advice for one another.

**RESOLVED: (Pedersen / Macdonald)**

1. That Council again record its concern and displeasure that the State Government appears incapable of addressing the issue of planning for the water and sewerage infrastructure needs of Sydney in a sustainable way.
2. That Council remains opposed to the further entrenchment and reliance on the North Head site for end of pipe sewerage treatment for northern Sydney and is similarly concerned at the lack of risk assessment and view impact assessment and impact on the endangered ecological community of the proposed biogas and co-generation facility.
3. That Council restates its long-term policy of decommissioning of the North Head facility.
4. That Council seek to establish a partnership with WSROC to facilitate a greater voice on decentralisation and effluent interception and provide support and advice for one another.

**For the Resolution:** Councillors Heasman, Lambert, Daley, Pedersen, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Nil.

*Councillors Hay, Murphy and Morrison were out of the Chamber when the Motion was put.*

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Corporate Planning and Strategy Division Report No. 42

**Boyle Street, Balgowlah - Findings of Community Consultation with Residents**

**SUMMARY**

This report is the result of a survey of the residents of Boyle Street between Sydney Road and Griffiths Street. Draft streetscape provisions were presented to Council at the LUM Meeting of 14 June and led to the following resolution by Council:

That this item be deferred until all households in Boyle Street be surveyed to gauge community views on the proposed Residential DCP.

The body of this report will address the results of consultation with the residents of Boyle Street and make recommendations based upon these results.

**MOTION (Macdonald / Pedersen)**

1. That the proposed guidelines be recognised to be potentially applicable in a number of streets in Manly LGA, not just Boyle Street, and broader community consultation is required.
2. That guidelines on the protection of streetscape and character be prepared for more general application as part of the revised Residential DCP.
3. That, in the interest of protecting streetscape and character in areas such as Boyle St, this process be completed as quickly as possible.

**RESOLVED: (Macdonald / Pedersen)**

1. That the proposed guidelines be recognised to be potentially applicable in a number of streets in Manly LGA, not just Boyle Street, and broader community consultation is required.
2. That guidelines on the protection of streetscape and character be prepared for more general application as part of the revised Residential DCP.
3. That, in the interest of protecting streetscape and character in areas such as Boyle St, this process be completed as quickly as possible.

**For the Resolution:** Councillors Hay, Heasman, Lambert, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Councillor Murphy.

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#### **STANDING ORDERS (Macdonald / Aird)**

That Standing Orders be resumed.

**RESOLVED: (Macdonald / Aird)**

That Standing Orders be resumed.

**For the Resolution:** Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Nil.

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#### **GENERAL MANAGER'S OFFICE REPORTS**

General Manager's Office Report No. 17

##### **Development Applications - Publishing of Objection Letters**

##### **SUMMARY**

Council at its meeting of 20 June 2005 adopted a Notice of Motion from Councillor Heasman for a report on the implications, if any, of web-publishing submissions on development application received by Council.

##### **MOTION (Heasman / Lambert)**

That the report be received and noted.

**RESOLVED: (Heasman / Lambert)**

That the report be received and noted.

**For the Resolution:** Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Nil.

*Councillor Pedersen was not in the Chamber when the Motion was put.*

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Corporate Planning and Strategy Division Report No. 43

**Items for Brief Mention - Minutes for Adoption by Council - Special Purpose Committees and Joint Committees**

**1. Minutes Of Meetings:**

- (i) Manly Harbour Foreshores Management Committee - Minutes of a Meeting Held on 21st June, 2005.
- (ii) Manly Heritage Committee - Minutes of a Meeting Held on 6th July, 2005.
- (iii) Manly Scenic Walkway Committee - Minutes of a Meeting Held on 19th July, 2005.
- (iv) Landscape Management and Urban Design Committee - Minutes of a Meeting Held on 20th July, 2005.
- (v) Manly Traffic Committee - Minutes of a Meeting Held on 25th July, 2005.

**2. The following Minutes contain recommendations of a substantial nature requiring formal Council adoption as follows:-**

- (a) Manly Harbour Foreshores Management Committee - Minutes of a Meeting Held on 21st June, 2005

**Item 4.7 - Beach Nourishment Manly Cove East**

Recommendation:

"TMG Holdings to present findings of scoping report for erosion at Manly Cove East at 16th August, 2005 Manly Harbour Foreshores Management Committee meeting."

- (b) Manly Scenic Walkway Committee - Minutes of a Meeting Held on 19th July, 2005

**Item 4.6 - Proposed Parallel Bike Path Between Lauderdale Avenue and Bolingbroke Parade**

Recommendation:

**"1. Manly Scenic Walkway – East/West Cycle Link**

That the Manly Scenic Walkway Committee strongly objects to the resolution passed at the Planning and Strategy meeting held on the 18 July for the proposed parallel cycle path to be constructed contrary to both public forums that have been held and the Manly Scenic Walkway Plan of Management. The Committee also strongly objects to the waste of rate payers and voters money on commissioning the report that does not have the community support, and has not followed public democratic process.

**2. Bolingbroke Parade – Vehicular Access Issue**

That in regard to the Bolingbroke Parade vehicular access issue, the Committee upholds its previous resolution that cars should be removed from walkway."

- (c) Landscape Management and Urban Design Committee - Minutes of a Meeting Held on 20th July, 2005



**Item 4.1 - A Plan for The Corso - Update**

Recommendation:

- "1. That the Landscape Management & Urban Design Committee endorse the following three consultants/consultant teams as recommended by the Landscape Management and Urban Design Committee to undertake a Plan for The Corso.
  - Hassell Pty Ltd;
  - Professor Tom Heneghan, The Architect Factory in conjunction with Taylor Brammer (Landscape Architects) and Neustein Rosenberg, Architects; and
  - Taylor, Cullity, Lethlean
2. That the Landscape Management & Urban Design Committee review the three final submissions by the consultants/consultant teams and recommend on a future public communication strategy.
3. That the sub-committee continue its role in overseeing the upgrading of The Corso and form a representative group to liaise with staff and the selected consultants if this is deemed appropriate to facilitate."

(d) Landscape Management and Urban Design Committee - Minutes of a Meeting Held on 20th July, 2005

**Item 4.2 - Fairlight Urban Improvements Proposal - Update**

Recommendation:

"That the Landscape Management & Urban Design Committee support the planned community meetings and it was agreed to report back to the next Landscape Management & Urban Design Committee meeting in September on the response to the improvement plans by the community."

**MOTION (Lambert / Macdonald)**

1. That the recommendations of Minutes of Meetings, as listed in Item 1 above, being 1(i) to 1(v), be adopted.
2. That in relation to all matters of a substantial nature listed in Item 2 above, being 2(a), (c) and (d), be adopted as per the recommendation of the Committees and that Item 2 (b) be noted.

**RESOLVED: (Lambert / Macdonald)**

1. That the recommendations of Minutes of Meetings, as listed in Item 1 above, being 1(i) to 1(v), be adopted.
2. That in relation to all matters of a substantial nature listed in Item 2 above, being 2(a), (c) and (d), be adopted as per the recommendation of the Committees and that Item 2 (b) be noted.

**For the Resolution:** Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Nil.

*Councillor Pedersen was not in the Chamber when the Motion was put.*

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Corporate Planning and Strategy Division Report No. 44

## **Planning Controls for Telecommunications and Radiocommunications Facilities**

### **SUMMARY**

The location, design and concern about health risks associated with proliferation and deployment of telecommunication facilities are matters of concern for the community and Council.

This report proposes action which is intended to provide guidance to carriers on the matters to be addressed when preparing proposals for these facilities with a view to reducing negative environmental impacts.

### **MOTION (Lambert / Morrison)**

1. That Council exhibit the Model Development Control for Telecommunications and Radiocommunication Facilities for public comment in accordance with the provisions of the EPA Act, 1979.
2. That Council support establishment of a consultation process with the telecommunications carriers to explore best practice arrangements for the planning, design, location and use of telecommunication installations in Manly for the benefit of the community and the environment.
3. That Council seek advice from Minister Coonan on recent policy changes relating to telecommunication towers and that Councillors and Precincts be advised.

### **RESOLVED: (Lambert / Morrison)**

1. That Council exhibit the Model Development Control for Telecommunications and Radiocommunication Facilities for public comment in accordance with the provisions of the EPA Act, 1979.
2. That Council support establishment of a consultation process with the telecommunications carriers to explore best practice arrangements for the planning, design, location and use of telecommunication installations in Manly for the benefit of the community and the environment.
3. That Council seek advice from Minister Coonan on recent policy changes relating to telecommunication towers and that Councillors and Precincts be advised.

**For the Resolution:** Councillors Hay, Heasman, Lambert, Murphy, Daley, Morrison, Pedersen, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Nil.

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**CLOSE**

The meeting closed at [10.24pm](#)

The above minutes were confirmed at the **Planning and Strategy Committee** of Manly Council held on [12 September 2005](#).

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**CHAIRPERSON**

**\*\*\*\*\* END OF MINUTES \*\*\*\*\***