

# Manly Council

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## Minutes

## Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

**Monday 11 April 2005**

*Copies of business papers are available at the Customer Services Counter at Manly Council, Manly Library and Seaforth Library and are available on Council's website:  
[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 7:47 pm on Monday 11 April 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 (arrived 7.48pm)  
Councillor B Aird, Chairperson who presided  
Councillor P Daley  
Councillor J Evans  
Councillor A Heasman, Deputy Chairperson (arrived 7.51pm)  
Councillor J Lambert  
Councillor D Murphy  
Councillor M Norek

**ALSO PRESENT**

Henry T Wong, General Manager  
Jim Hunter, Director Corporate Planning and Strategy  
Julia Paul, Minute Secretariat

**APOLOGIES  
(File A8/2)**

Apologies were tendered on behalf of Councillor J Hay, AM, Councillor S Cant and Councillor B Pedersen for non-attendance.

**RESOLVED: (Macdonald/Aird)**

That the apologies received from Councillor J Hay, AM, Councillor S Cant and Councillor B Pedersen, be accepted and leave be granted.

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

**Against the Resolution:** Nil.

*Councillor Heasman and Councillor Morrison were not present in the Chamber when the vote was taken.*

**LEAVE OF ABSENCE**

Nil.

**DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST (File A8/4)**

Nil.

**CONFIRMATION OF MINUTES (FILE C17/23)****RESOLVED: (Macdonald/Lambert)**

That copies of the Minutes of the Meeting of the Planning and Strategy Committee held on Monday 14 March 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 Lambert, Murphy, Daley, Aird, Evans, Norek and Macdonald.

**Against the Resolution:** Nil.

*Councillor Heasman and Councillor Morrison were not present in the Chamber when the vote was taken.*

**GENERAL MANAGER'S OFFICE REPORTS**

General Manager's Office Report No. 8

**Draft Section 94 Contributions Plan****SUMMARY**

At the Ordinary Meeting held on the 21 February, 2005, Council considered a report on the Revised Section 94 Plan - Draft for Exhibition.

This report seeks the formalisation of the Section 94 Contributions Plan.

**MOTION (Macdonald/Evans)**

1. That pursuant to Section 94(B) of the Environmental Planning and Assessment Act, 1979, Council approve the 2004 Section 94 Contribution Plan as exhibited.
2. That Public Notice be given of the approval in (1) above and the Plan come into effect from the date of that notice.

**RESOLVED: (Macdonald/Evans)**

1. That pursuant to Section 94(B) of the Environmental Planning and Assessment Act, 1979, Council approve the 2004 Section 94 Contribution Plan as exhibited.
2. That Public Notice be given of the approval in (1) above and the Plan come into effect from the date of that notice.

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

**Against the Resolution:** Nil.

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General Manager's Office Report No. 9

**Department of Local Government - Provision of Code of Conduct  
SUMMARY**

The Department of Local Government has issued a revised Model Code of Conduct which resulted in the need for Council to make appropriate amendments to reflect the changes in legislation and associated performance standards.

This report seeks to amend the existing Manly Council Code of Conduct to reflect the changes and recommends that the Draft Code which resulted be adopted as the Manly Code of Conduct.

**MOTION (Macdonald/Evans)**

That Council:

1. consider the revisions to the Manly Council Code of Conduct as set out in the Draft Code of Conduct;
2. adopt the Draft Code of Conduct in full;
3. give Public Notice of the adoption of the revised Code of Conduct, and
4. notify the public through the Precinct System, via Precinct Newsletters and the Council column in the Manly Daily

**RESOLVED: (Macdonald/Evans)**

That Council:

1. consider the revisions to the Manly Council Code of Conduct as set out in the Draft Code of Conduct;
2. adopt the Draft Code of Conduct in full;
3. give Public Notice of the adoption of the revised Code of Conduct, and
4. notify the public through the Precinct System, via Precinct Newsletters and the Council column in the Manly Daily

**For the Resolution:** Councillors Heasman, Lambert, Murphy, Daley, Morrison, 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. 16

**Tender Acceptance - Manly Ocean Beach Coastline Management Study and Coastline  
Management Plan - Contract Number 04/08**

**SUMMARY**

Tenders were received for the Manly Ocean Beach Coastline Management Study and Coastline Management Plan, a joint project funded by Manly Council and State government funds received under DIPNR'S Coastal Management Program. The tender submissions have been assessed by an elected panel comprised of members from the Manly Coastline Management Committee. The selection panel's recommendation is the subject of this report.

**MOTION (Macdonald/Lambert)**

That Council accept the tender of Patterson Britton & Partners Pty Ltd for the lump sum of \$139,000 + GST for the Manly Ocean Beach Coastline Management Study & Coastline Management Plan (Contract Number 04/08), subject to funding being met within Budget and grant resources.

**RESOLVED: (Macdonald/Lambert)**

That Council accept the tender of Patterson Britton & Partners Pty Ltd for the lump sum of \$139,000 + GST for the Manly Ocean Beach Coastline Management Study & Coastline Management Plan (Contract Number 04/08), subject to funding being met within Budget and grant resources.

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

**Against the Resolution:** Nil.

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Corporate Planning and Strategy Division Report No. 17

**Manly Housing Strategy****SUMMARY**

The ineffectiveness of the private development market to meet the housing needs of a cross section of socio-economic groups has led to government involvement in the provision and retention of affordable housing stock.

Research carried out under the Local Government Housing Initiative Program revealed that affordability concerns are beginning to impact key employment sectors. Key workers who are mainly low to moderate income earners are increasingly unable to afford to live in the local area.

This report presents the issue and proposes a range of actions for Council to expand its role in affordable housing.

The report recommends that Council makes a commitment to address the issue of affordable housing need.

**MOTION (Lambert/Macdonald)**

That Council receive and note the Manly Housing Strategy Report.

**RESOLVED: (Lambert/Macdonald)**

That Council receive and note the Manly Housing Strategy report.

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

**Against the Resolution:** Councillor Daley.

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Corporate Planning and Strategy Division Report No. 18

**Manly Development Control Plan for the Business Zone 1989 (Draft Amendment No. 4)**

**SUMMARY**

At its meeting on 14 February 2005, Council resolved to prepare and exhibit the Business Zone DCP amendment no. 4.

The draft amendment has been placed on public exhibition for 28 days. Seven submissions have been received. Three of the submissions were duplicate copies from different organisations.

The draft amendment is recommended for adoption by Council subject to the minor changes as outlined in the Recommendation.

**MOTION (Lambert/Evans)**

1. That the Manly Business DCP Amendment No 4 be adopted as exhibited, subject to the changes presented in the Table 1.
2. That those who made submissions be notified of Council's decision.

**RESOLVED: (Lambert/Evans)**

1. That the Manly Business DCP Amendment No 4 be adopted as exhibited, subject to the changes presented in the Table 1.
2. That those who made submissions be notified of Council's decision.

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

**Against the Resolution:** Nil.

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Corporate Planning and Strategy Division Report No. 19

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

**1. Minutes Of Meetings:**

- (i) Sydney Water and Manly Council Partnership - Minutes of a Meeting Held 3rd February, 2005.
- (ii) Manly Sustainability Strategy Management Group - Minutes of a Meeting held 1st March, 2005.
- (iii) Manly's Future Forum Steering Committee - Minutes of a Meeting held 9th March, 2005.
- (iv) Warringah, Manly, Mosman and Pittwater Council Joint Services Committee - Minutes of a Meeting held on 10th March, 2005.
- (v) Manly Council Bicycle Committee - Minutes of a Meeting Held 10th March, 2005.
- (vi) Manly Aboriginal and Torres Strait Islander Committee - Minutes of a Meeting held on 14th March, 2005.

- (vii) Social Plan Implementation Committee - Minutes of a Meeting held on 15th March, 2005.
- (viii) Manly Council Community Environment Committee - Minutes of a Meeting held on 17th March, 2005.
- (ix) Landscape Management and Urban Design Committee - Minutes of a Meeting held on 31st March, 2005.
- (x) Manly Traffic Committee - Minutes of a Meeting Held on 4th April, 2005.

**MOTION: (Heasman/Lambert)**

1. That the recommendations of Minutes of Meetings, as listed in Item 1 above, being 1(i) to 1(x), with the exception of those items listed under (2) and (3) below, be adopted.
2. That the following matters of a substantial nature, being 2(a) to 2(f), and 2(j) as listed below, be adopted.

**2(a) Manly Council Bicycle Committee - Minutes of a Meeting held 10th March, 2005**

**Item Number: 6 - SHOROC Regional Bike Plan Report**

Committee Recommendation:

"That the Bike Committee supports the SHOROC Bike Plan and allocates the funding of \$2655.00 to participate in the SHOROC Regional Bike Plan."

**2(b) Manly Council Bicycle Committee - Minutes of a Meeting held 10th March, 2005**

**Item Number: 7 - Fairlight Foreshore Family Bike Route - Submission to Council**

Committee Recommendation:

- "1. That the Bicycle Committee supports the organisation of a forum with all stakeholders including the:
  - Bicycle Committee
  - MSW Committee
  - Access Committee
  - Traffic Committee
  - Fairlight Precinct Committee
2. That the Committee are very disappointed with the Council reporting process and the lack of dialogue with the Committee before the report was submitted."

**2(c) Manly Aboriginal and Torres Strait Islander Committee - Minutes of a Meeting held on 14th March, 2005**

**Item Number: 6.1 - Dual Naming Policy**

Committee Recommendation:

"The Committee recommended that Manly Council proceed with a nomination to the Geographical Names Board for dual naming of North Head as *Car-rang-gel*, a Country Name traditionally associated with North Head"

**2(d)** Social Plan Implementation Committee - Minutes of a Meeting held 15th March, 2005**Item Number: 7.1 - Affordable Housing**

Committee Recommendation:

"It is important to ensure the forthcoming budget will allocate approximately \$1-2 million for the purchase of boarding houses when opportunities arise. This can be carried out with a joint venture partnership with community housing agency."

**2(e)** Social Plan Implementation Committee - Minutes of a Meeting held 15th March, 2005**Item Number: 8 - Safety Committee**

Committee Recommendation:

1. All future development applications involving alcohol licensing be required to submit a Social Impact Assessment (SIA) consistent with appropriate SIA guidelines.
2. This recommendation is to be referred to the Safety Committee for their consideration and recommendation to Council."

**2(f)** Manly Council Community Environment Committee - Minutes of a Meeting held 17th March, 2005**Item Number: 5(b) - Manly Environment Centre Premises**

Committee Recommendation:

"This Committee:

- a. Deplores the lack of consultation in making transitional arrangements for moving the MEC to the second floor of the library and
- b. Seeks an assurance that the floor space provided will be at least equal to that currently used by MEC.
- c. Before determining the final location for the MEC that all available community options be thoroughly reviewed in consultation with the community.
- d. Diana Deeley and Keelah Lam represent the committee on the Community Reference Group."

**2(j)** Manly Traffic Committee - Minutes of Meeting held 4th April, 2005**Item Number: 30/05 - Road Safety Action Plan 2005/2006**

Committee Recommendation:

"That the Traffic Committee approve the draft 2005/2006 Road Safety Action Plan."

3. That the following matters of a substantial nature, being 2(g) to 2(h), and 2(i) as listed below, be adopted.



- 2(g)** Landscape Management and Urban Design Committee - Minutes of a Meeting held 31st March, 2005

**Item Number: 4.1 - The Corso Masterplan Review - Footpath Outside Coles/Darley Road Intersection (Review of Options)**

Committee Recommendation (amended see resolution below):

"That the LMUD Committee supports the implementation of footpath widening Option 2A that removes existing parallel parking outside Coles (southern footpath) and widens the northern footpath, while retaining parallel parking, subject to the following:

1. That the carriageway in front of Coles be kept as generous a width as possible (suggest 3.6m)
2. That the widening of the northern footpath be subject to evaluation of a favourable traffic impact analysis outcome, following widening of the southern footpath.

It was also recommended that The Corso Sub-committee re-convene to discuss detail design considerations including paving type, pattern, lighting and street furniture."

**RESOLVED**

- i) That whilst acknowledging the good work of the Landscape Management and Urban Design Committee Council defer confirmation and endorsement of the recommendation of the Committee pending a full briefing to Councillors and comments from the Traffic Committee.
- ii) That in addition to the Recommendation from the Committee an additional point be included for review as follows:

That the existing kiss and ride area (5 minute parking near Cenotaph) to increase the parking spaces from two to three or four spaces.

- 2(h)** Landscape Management and Urban Design Committee - Minutes of a Meeting held 31st March, 2005

**Item Number: 4.2 - Fairlight Shops Urban Design Study (Review of Options)**

Recommendation:

"That the LMUD Committee supports Fairlight Shops Urban Design Option 2 and the proposal to present the scheme to the local community at an Ivanhoe Precinct meeting with Fairlight Precinct invited to attend, noting the following:

1. That the 2 post box alternative options be presented for consideration.
2. The "Village Green" include some seating.
3. The advantages and disadvantages of any tabled options (for comparative purposes) be listed on the plans.
4. An external consultant be engaged to undertake a photo montage of how the preferred option would look."

And an additional point

5. Dulux be approached to consult on colour schemes for this area and then shopkeepers/owners be approached with a view to painting the shopfronts as part of the upgrade.

**2(i)** Landscape Management and Urban Design Committee - Minutes of a Meeting held 31st March, 2005

**Item Number: 5.1 - Balgowlah Shops - Brick Planter Refurbishment**

Recommendation:

"That the Landscape & Urban Design Committee review the 1999 Balgowlah Shopping Centre Urban Design Plan before committing to any landscape refurbishment works at Balgowlah shops in the near future."

**RESOLVED: (Heasman/Lambert)**

1. That the recommendations of Minutes of Meetings, as listed in Item 1 above, being 1(i) to 1(x), with the exception of those items listed under (2) and (3) below, be adopted.
2. That the following matters of a substantial nature, being 2(a) to 2(f), and 2(j) as listed below, be adopted.

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**Item Number: 6 - SHOROC Regional Bike Plan Report**

Committee Recommendation:

"That the Bike Committee supports the SHOROC Bike Plan and allocates the funding of \$2655.00 to participate in the SHOROC Regional Bike Plan."

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Committee Recommendation:

"This Committee:

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- b. Seeks an assurance that the floor space provided will be at least equal to that currently used by MEC.
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**Item Number: 30/05 - Road Safety Action Plan 2005/2006**

Committee Recommendation:

"That the Traffic Committee approve the draft 2005/2006 Road Safety Action Plan."

3. That the following matters of a substantial nature, being 2(g) to 2(h), and 2(i) as listed below, be adopted.

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"That the LMUD Committee supports the implementation of footpath widening Option 2A that removes existing parallel parking outside Coles (southern footpath) and widens the northern footpath, while retaining parallel parking, subject to the following:

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2. That the widening of the northern footpath be subject to evaluation of a favourable traffic impact analysis outcome, following widening of the southern footpath.

It was also recommended that The Corso Sub-committee re-convene to discuss detail design considerations including paving type, pattern, lighting and street furniture."

RESOLVED

i) That whilst acknowledging the good work of the Landscape Management and Urban Design Committee Council defer confirmation and endorsement of the recommendation of the Committee pending a full briefing to Councillors and comments from the Traffic Committee.

ii) That in addition to the Recommendation from the Committee an additional point be included for review as follows:

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**2(h)** Landscape Management and Urban Design Committee - Minutes of a Meeting held 31st March, 2005

**Item Number: 4.2 - Fairlight Shops Urban Design Study (Review of Options)**

Recommendation:

"That the LMUD Committee supports Fairlight Shops Urban Design Option 2 and the proposal to present the scheme to the local community at an Ivanhoe Precinct meeting with Fairlight Precinct invited to attend, noting the following:

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**2(i)** Landscape Management and Urban Design Committee - Minutes of a Meeting held 31st March, 2005

**Item Number: 5.1 - Balgowlah Shops - Brick Planter Refurbishment**

Recommendation:

"That the Landscape & Urban Design Committee review the 1999 Balgowlah Shopping Centre Urban Design Plan before committing to any landscape refurbishment works at Balgowlah shops in the near future."

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

**Against the Resolution:** Nil.

*Councillor Daley was not present in the Chamber when the vote was taken.*

**CLOSE**

The meeting closed at 9.52pm

The above minutes were confirmed at the **Planning and Strategy Committee** of Manly Council held on 9 May 2005.

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**CHAIRPERSON**

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