



# **Willoughby City Council**

## **ORDINARY COUNCIL**

### **MINUTES**

Council Chamber, 31 Victor Street, Chatswood

9 June 2015

commencing at 7:00pm

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## 1 PRESENT

### Councillors

Her Worship the Mayor Councillor G Giles-Gidney, Councillors S Coppock, H Eriksson, R Hill, W Norton, T Mustaca, J Rutherford, L Saville, M Sloane, M Stevens and N Wright.

### Officers

Ms D Just (General Manager), Ms M Smith (Community Services Director), Ms S Hamilton and Ms L McClure (Acting Environmental Services Directors), Mr I Arnott (Development Planning Manager), Ms M Hillman (Governance and Administration Manager), Mr V Grepl (Governance and Corporate Planning Officer), Ms P Sheldrake (Minute Secretary) and Ms B Jeffries (Executive Assistant).

## 2 DISCLOSURES OF INTEREST - COUNCILLORS AND STAFF

NIL

## 3 CONFIRMATION OF MINUTES

*That the Minutes of the Ordinary Meeting of Council held 25 May 2015, copies of which have been circulated to each member of Council, be confirmed with the following amendments:*

### Item 18.2 4 Louise Avenue, Chatswood – DA 2013/560

Councillor Stevens was shown as voting for and against the Motion. This should be corrected to show Councillor Stevens as voting for the Motion.

Councillor Saville should be shown as voting for the Amendment.

*That the Minutes of the Confidential Meeting of Council held 25 May 2015, copies of which have been circulated to each member of Council, with an amendment which was circulated by email due to confidentiality, be confirmed.*

## 4 APOLOGIES AND LEAVE OF ABSENCE

- Councillor J Hooper is on leave previously granted.
- Councillor A Rozos submitted an apology for non-attendance and requested Leave of Absence.

## RESOLUTION

1. That Council notes Councillor Hooper on leave previously granted.
2. Council notes the absence of Councillor Rozos and grants Leave of Absence.

**MOVED COUNCILLOR WRIGHT****SECONDED COUNCILLOR STEVENS****CARRIED****Voting****For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.**Against:** Nil

- Councillor M Stevens requested Leave of Absence from 20 July to 3 August 2015.

**RESOLUTION****That Council grants Leave of Absence to Councillor Stevens from 20 July to 3 August 2015.****MOVED COUNCILLOR COPPOCK****SECONDED COUNCILLOR ERIKSSON****CARRIED****Voting****For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.**Against:** Nil**5 PETITIONS**

NIL

**6 OPEN FORUM**

NIL

## **7 MAYORAL MINUTE**

### **7.1 2015 QUEEN'S BIRTHDAY HONOURS**

#### **Purpose of Report**

To inform Council of the resident in Willoughby who received an award in the 2015 Queen's Birthday Honours List.

#### **MOTION**

I am pleased to inform Council that the following resident was recognised in the 2015 Queen's Birthday Honours Awards.

#### **Member of the Order of Australia (AM)**

##### **STANTON, David Alan**

Middle Cove

For significant service to the community through programs to improve the mental, emotional and social wellbeing of young Australians.

#### **RESOLUTION**

**That Council congratulates the recipient on his award in the 2015 Queen's Birthday Honours List.**

#### **MOVED COUNCILLOR GILES-GIDNEY**

**CARRIED**

#### **Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**7.2 MAYOR'S DIARY – COUNCIL MEETING NOTES – 09 JUNE 2015**

The Mayoral Report was circulated to all Councillors listing the Mayor's activities.

<b>TUESDAY 26 MAY</b>			
Mayor	9.30 am	Speech at Sorry Day Event	Civic Pavilion
<b>WEDNESDAY 27 MAY</b>			
Mayor	9.45 am	Read Story at National Simultaneous Story-time Event	Chatswood Library
<b>THURSDAY 28 MAY</b>			
Mayor Crs Norton, Sloane, Rozos	6 pm	"Illuminate" – Vivid Event	The Concourse
<b>FRIDAY 29 MAY</b>			
Cr Saville	7 pm	Fundraiser for Nepal	Roseville Cinema
<b>SATURDAY 30 MAY</b>			
Mayor Cr Norton	9.30 am	FPA Meeting – Address by Mayor	Dougherty Centre
<b>SUNDAY 31 MAY</b>			
Mayor	1 pm	NSTE Seniors Concert	North Shore Temple Emanuel, 28 Chatswood Avenue
Mayor Cr Eriksson	3.45 pm	Re-opening of The Pinnacle Bus Shelter	Edinburgh Road
<b>TUESDAY 2 JUNE</b>			
Mayor	6.30 pm	Northbridge Rotary Event	Northbridge Golf Club
<b>WEDNESDAY 3 JUNE</b>			
Cr Saville	9 am	Homeless Persons Hub	Dougherty Centre
Mayor	5.30 pm	Opening of BUPA Dental Clinic	47 Neridah Street
<b>THURSDAY 4 JUNE</b>			
Mayor	12.30 pm	Northside Council of Mayors	Coachwood Room
Cr Saville	12.30 pm	Library Talk – Ross Gittens	Chatswood Library
Mayor Cr Saville	5.45 pm	Opening of <i>Microcosm</i> Art Expo	Ground Floor Foyer, Council Building
Mayor	6.30 pm	Destination NSW Visit to Chatswood Precinct	The Concourse



FRIDAY 5 JUNE			
Mayor	9.30 am – 12.30 pm	International Forum on Integrative Medicine & Herbal Planting Signing Ceremony (Healthpac & Bingara)	The Concourse

**RESOLUTION**

That the Mayoral report be received.

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR RUTHERFORD**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**8 GENERAL MANAGER'S LATE REPORT**

NIL

**9 MATTERS FOR DEFERRAL, REFERRAL TO INSPECTION AND/OR PROCEDURAL PRIORITY**

NIL

**10 MATTERS BROUGHT FORWARD BY THE PUBLIC**

Item 13.1 43 Donnelly Road, Naremburn – DA 2011/493B

**11 MATTERS NOT REQUIRING ELABORATION OR DEBATE**

The Mayor invited Councillors to indicate the items not brought forward by the public that they wished to deal with separately:

- Item 12.1 Transport, Access and Environment Committee Meeting Minutes – 1 June 2015
- Item 12.3 Review of Artarmon Loop Service and Council's Shuttle Bus Service
- Item 12.4 A Plan for Growing Sydney – to be considered with:
- Item 16.1 Update on Metro Strategy Governance Structure
- Item 12.5 Planning Proposal Report to 1 June 2015
- Item 12.6 Willoughby Adaptation Action Plan
- Item 18.1 Affixing Council's Seal – 6 Barcoo Street, Roseville

**RESOLUTION**

That the remaining items, viz:

- Item 12.2 **Sustainability Reference Group Notes for Meeting held 14 March 2015**
- Item 12.7 **NSROC Community Recycling Centre (CRC)**
- Item 12.8 **46 Calbina Road, Northbridge – Sailors Bay Ward Councillors Inspection Committee Meeting – 2 June 2015**
- Item 14.1 **Councillors Information Booklets – 28 May and 4 June 2015**
- Item 18.2 **Development Application Report to 1 June 2015**
- Item 19.1 **Marlow Street Reserve – Landscape Improvement Plan**
- Item 19.2 **Commemorative Plaque – Northbridge Memorial Clock**

be adopted in accordance with the recommendations in the reports.

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## 12 REPORTS FROM COMMITTEES

### 12.1 TRANSPORT, ACCESS AND ENVIRONMENT COMMITTEE MEETING MINUTES - 1 JUNE 2015

**ATTACHMENTS:** 1. MINUTES

**RESPONSIBLE OFFICER:** LINDA MCCLURE - STRATEGIC PLANNING  
MANAGER  
SALLY HAMILTON - SUSTAINABLE PROJECTS  
DIRECTOR

**MEETING DATE:** 9 JUNE 2015

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#### **Purpose of Report**

To list on the agenda the minutes of the Transport, Access and Environment Committee Meeting held 1 June 2015.

#### **RESOLUTION**

**That Council:**

1. **Receives the Minutes of the Transport, Access and Environment Committee Meeting of 1 June 2015.**
2. **Notes the resolutions adopted by the Committee.**
3. **Adopts the Committee's recommendations with the exception of:**
  - **Item 12.1 Transport, Access and Environment Committee Meeting Minutes – 1 June 2015**
  - **Item 12.3 Review of Artarmon Loop Service and Council's Shuttle Bus Service**
  - **Item 12.4 A Plan for Growing Sydney – to be considered with:**
  - **Item 12.5 Planning Proposal Report to 1 June 2015**
  - **Item 12.6 Willoughby Adaptation Action Plan**
4. **That there was also an undertaking by the Officers to clarify the patronage of the Loop.**

**MOVED COUNCILLOR WRIGHT**

**SECONDED COUNCILLOR NORTON**

**CARRIED**

#### **Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**12.2 SUSTAINABILITY REFERENCE GROUP NOTES FOR MEETING HELD 14 MARCH 2015**

<b>ATTACHMENTS:</b>	<b>1. SUSTAINABILITY REFERENCE GROUP NOTES FOR MEETING HELD 14 MARCH 2015</b>
<b>RESPONSIBLE OFFICER:</b>	david roberts, sustainability co-ordinator
<b>AUTHOR:</b>	NICOLA FAITH, CLIMATE CHANGE PROJECT OFFICER
<b>CITY STRATEGY LINK:</b>	2.1.2 THE COMMUNITY VALUES THE NATURAL ENVIRONMENT
<b>MEETING DATE:</b>	1 JUNE 2015

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**Purpose of Report**

To inform Council of the suggested actions put forward by the Sustainability Reference Group ("SRG") at its meeting on 14 March 2015.

**RESOLUTION**

That Council:

1. **Receives the notes of the Sustainability Reference Group meeting held on 14 March 2015; and**
2. **Notes the actions suggested by the Sustainability Reference Group and responses from the Sustainable Environment Branch.**

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

### 12.3 REVIEW OF ARTARMON LOOP SERVICE AND COUNCIL'S SHUTTLE BUS SERVICE

<b>ATTACHMENTS:</b>	<b>1. TAVERNER RESEARCH - MARKET RESEARCH REPORT</b>
<b>RESPONSIBLE OFFICER:</b>	<b>SALLY HAMILTON – SUSTAINABILITY PROJECTS DIRECTOR</b>
<b>AUTHOR:</b>	<b>JOSEPHINE GORRING – SUSTAINABLE TRANSPORT PLANNER</b>
<b>CITY STRATEGY LINK:</b>	<b>4.2.1 INCREASE USE OF PUBLIC TRANSPORT 4.2.2 BALANCE TRAFFIC MANAGEMENT</b>
<b>MEETING DATE:</b>	<b>1 JUNE 2015</b>

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#### **Purpose of Report**

The purpose of this report is to present Council with the market research findings for the Council Loop service, to seek Council endorsement to enact the final 12 month option of the shuttle bus service contract and to provide information to Councillors following the Draft Budget Workshop held on 24 March 2015.

#### **RESOLUTION**

**That Council:**

- 1. Extends the current Artarmon Loop contract for a further 12 months;**
- 2. Explores further sponsorship of the Artarmon Loop to enable the cost of the service to be further off-set;**
- 3. Explores opportunities to combine the Loop and Council Cab Services; and**
- 4. Receives a report in late 2015 about the review process and service efficiencies identified, along with a cost benefit analysis and associated recommendations.**

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR WRIGHT**

**CARRIED**

#### **Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## 12.4 A PLAN FOR GROWING SYDNEY

<b>ATTACHMENTS:</b>	<b>1. SUBMISSION BY NSROC AND SHOROC 2. NORTH SUBREGION –FAQ 3. PRIORITIES FOR NORTH SUBREGION 4. NORTH SUBREGION POPULATION PROJECTIONS</b>
<b>RESPONSIBLE OFFICER:</b>	<b>LINDA MCCLURE – STRATEGIC PLANNING MANAGER</b>
<b>AUTHOR:</b>	<b>JANE GIBSON – STRATEGIC PLANNER</b>
<b>CITY STRATEGY LINK:</b>	<b>6.3.4 COUNCIL WORKS WITH STATE AND REGIONAL ORGANISATIONS</b>
<b>MEETING DATE:</b>	<b>1 JUNE 2015</b>

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### **Purpose of Report**

This report provides information to Council on a “*Plan for Growing Sydney*” the new Sydney Metropolitan Plan and the North Subregion Plan preparation that has commenced.

This report has three purposes:

- To provide information on the main points of the North subregion in the Plan (ie what is says about the region);
- To explain the process of subregional planning and to provide a status update; and
- To explain and seek Council endorsement of the NSROC / SHOROC submission on the proposed Greater Sydney Commission which will oversee implementation of the Metropolitan Plan.

### **RESOLUTION**

**That Council:**

- 1. Notes the information provided in this report on the new Sydney Metropolitan Strategy “A Plan for Growing Sydney” and the North Subregion planning process; and**
- 2. Notes the submission dated 26 March 2015 and titled “*The Greater Sydney Commission and subregional planning for northern Sydney*” from NSROC AND SHOROC to the NSW Government.**
- 3. Requests the Minister for Planning and Environment to suspend the review process for Planning Proposals that have been refused (or deemed to be so) by local councils until the completion and adoption of the new Subregional Plans.**

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR MUSTACA**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**Absent:** Councillor Coppock

**12.5 PLANNING PROPOSAL REPORT TO 1 JUNE 2015**

<b>ATTACHMENTS:</b>	<b>1. LIST OF PLANNING PROPOSALS</b>
<b>RESPONSIBLE OFFICER:</b>	<b>LINDA MCCLURE – STRATEGIC PLANNING MANAGER</b>
<b>AUTHOR:</b>	<b>JANE GIBSON – STRATEGIC PLANNER</b>
<b>CITY STRATEGY LINK:</b>	<b>6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS.</b>
<b>MEETING DATE:</b>	<b>1 JUNE 2015</b>

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**Purpose of Report**

The attached Schedule lists the progress of current planning proposals that have been reported to Council.

**RESOLUTION**

**That Council notes the information contained in the Schedule “Current Planning Proposals up to 22 May 2015”.**

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR ERIKSSON**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane and Stevens.

**Against:** Nil

**Absent:** Councillors Coppock and Wright.



**12.6 WILLOUGHBY ADAPTATION ACTION PLAN**

<b>ATTACHMENTS:</b>	<b>1. WILLOUGHBY ADAPTATION ACTION REPORT</b>
<b>RESPONSIBLE OFFICER:</b>	<b>SALLY HAMILTON – SUSTAINABILITY PROJECTS DIRECTOR</b>
<b>AUTHOR:</b>	<b>NICOLA FAITH, CLIMATE CHANGE PROJECT OFFICER</b>
<b>CITY STRATEGY LINK:</b>	<b>2.2.1 PEOPLE LIVE MORE RESPONSIBLY AND INCREASE RESILIENCE TO CLIMATE CHANGE IMPACTS</b>
<b>MEETING DATE:</b>	<b>1 JUNE 2015</b>

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**Purpose of Report**

This Report seeks Council's endorsement of the Willoughby Adaptation Action Plan.

**RESOLUTION**

**That Council endorses the Willoughby Adaptation Action Plan and ongoing development of Climate Change Adaptation programs.**

**MOVED COUNCILLOR SAVILLE**

**SECONDED COUNCILLOR NORTON**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane and Stevens.

**Against:** Nil

**Absent:** Councillors Coppock and Wright.

**12.7 NSROC COMMUNITY RECYCLING CENTRE (CRC)**

<b>ATTACHMENTS:</b>	<b>1. DEED – RE: NORTHERN SYDNEY REGION COMMUNITY RECYCLING CENTRE</b>
<b>RESPONSIBLE OFFICER:</b>	<b>SALLY HAMILTON – SUSTAINABILITY PROJECTS DIRECTOR</b>
<b>AUTHOR:</b>	<b>KRISTIAN WYNN – RESOURCE RECOVERY CO- ORDINATOR</b>
<b>CITY STRATEGY LINK:</b>	<b>2.2.1 REDUCE WASTE</b>
<b>MEETING DATE:</b>	<b>01 JUNE 2015</b>

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**Purpose of Report**

To seek delegated authority for the General Manager to sign the deed establishing the governance arrangements between partner councils for the proposed Northern Sydney Community Recycling Centre (CRC) at Artarmon.

**RESOLUTION****That Council:**

- 1. Authorises the General Manager to sign the Northern Sydney Community Recycling Centre Deed on Council's behalf; and**
- 2. Nominates the Resource and Recovery Coordinator as Willoughby's representative on the Committee of Management.**

**MOVED COUNCILLOR MUSTACA****SECONDED COUNCILLOR SAVILLE****CARRIED****Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**12.8 46 CALBINA ROAD, NORTHBRIDGE - SAILORS BAY WARD  
COUNCILLORS INSPECTION COMMITTEE MEETING - 2 JUNE 2015**

<b>ATTACHMENTS:</b>	<b>1. MINUTES</b>
<b>RESPONSIBLE OFFICERS:</b>	<b>IAN ARNOTT - DEVELOPMENT PLANNING MANAGER PETER ROWAN - BUILDING SERVICES MANAGER</b>
<b>AUTHORS:</b>	<b>IAN ARNOTT - DEVELOPMENT PLANNING MANAGER PETER ROWAN - BUILDING SERVICES MANAGER</b>
<b>MEETING DATE:</b>	<b>9 JUNE 2015</b>

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**Purpose of Report**

To list on the agenda the minutes of the Sailors Bay Ward Councillors Meeting held 2 June 2015, covering Building Certification Application 2014/73 and Development Application 2014/307.

**RESOLUTION**

That Council:

1. **Receives the Minutes of the Sailors Bay Ward Councillors Inspection Committee of 2 June 2015.**
2. **Notes the resolution adopted by the Committee for Building Certificate Application 2014/73 for 46 Calbina Road, Northbridge:**

**That the Officer's Recommendation be adopted:**

*"That the application be refused for the following reasons:*

- 1) *The proposal fails to comply with Clause 4.4 Floor Space Ratio of the Willoughby Local Environment Plan 2012, where no justifiable reason exists to vary the floor space ratio of the dwelling.*
  - 2) *The proposal fails to comply with Part D.1.5 Density of the Willoughby Development Control plan, where no justifiable reason exists to vary the density/floor space ratio of the dwelling.*
  - 3) *The matter of the unauthorised works be referred to Council's Compliance Section to issue a notice and order for demolition of the unauthorised works and reinstatement of the original subfloor storage rooms."*
3. **Notes the resolution adopted by the Committee for Development Application 2014/307 for 46 Calbina Road, Northbridge:**
    - 1) **That consideration of the application be deferred for the applicant to consult with the Council Officers to reduce the extent of the upper level having regard to the applicable floor space ratio control;**

- 2) That amended plans received as a result of 1) above be renotified to all previous correspondents and a report brought back to a Ward Councillor Committee meeting.

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## 13 DEFERRED MATTERS

### 13.1 43 DONNELLY ROAD, NAREMBURN - DA 2011/493/B

**ATTACHMENTS:**

1. NOTIFICATION MAP
2. COUNCIL REPORT DATED 10 MARCH 2014
3. S96 CONSENT 2011/493/A
4. ORIGINAL CONSENT: DA-2011/493

**MEETING DATE:** 25 MAY 2015

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**RECOMMENDATION:** APPROVAL

**LOCATION:** 43 DONNELLY ROAD, NAREMBURN

**APPLICANT:** MR REX CURRY

**OWNER:** ROMAN CATHOLIC CHURCH TRUSTEES

**PROPOSAL:** S96 - MODIFY ORIGINAL CONSENT TO ALTER MAXIMUM ALLOWABLE VOLUME AND RINGING TIMES OF CHURCH BELLS AND ALLOW RINGING AT CIVIC OCCASIONS.

**DATE OF LODGEMENT:** 21 OCTOBER 2014

**VALID APPLICATION DATE:** 15 NOVEMBER 2014

**REPORTING OFFICER:** ANA VISSARION – DEVELOPMENT PLANNER

**RESPONSIBLE OFFICER:** IAN ARNOTT - DEVELOPMENT PLANNING MANAGER

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### DESCRIPTION OF PROPOSAL

The current S96 Modification Application DA-2011/493/B seeks approval to amend Conditions 15 and 20 of the consent relating to noise level and ringing times for the recently installed bells at St Leonard's Church Naremburn. The conditions in question were subject to another recent modification application (DA-2011/493/A) discussed and resolved in the Council Meeting that took place on March 10, 2014.

Specifically, these conditions now read as follows:

#### Condition 15. Noise level following installation

The maximum noise level of the bells shall not exceed background noise level plus **17dB(A)** at the boundary of the most affected residential property (most sensitive receiver) at the time of use.

Certification from a suitably qualified acoustic consultant shall be provided to Council prior to commencement of the bell ringing at the maximum noise level on the first

event permitted under **Condition 20** of this consent to demonstrate that a noise level of less than background noise plus **17dB(A)** has been achieved. The equivalent continuous energy-average A weighted level of noise from the bells (represented by the LAeq descriptor), measured over a period of a bell ringing event shall not exceed the background noise level measured in the absence of the source by more than **17dB(A)** at the boundary of the most affected residential property (most sensitive receiver). **(For the purpose of this condition the most affected residential property is 30 Donnelly Road)**

Where compliance is not achieved the acoustic consultant is to make further recommendations on what further attenuation is necessary to achieve this criteria. Such attenuation is to be implemented prior to any further bellringing. If compliance cannot be achieved then use of the bells, other than for closed practice sessions, is to cease.

(Reason: Compliance)

### Condition 20. Bell ringing hours

The hours of operation of the bells (other than for bell ringing practice) will be restricted to the following:

**Sundays:** A maximum of 15 minutes ringing between 10:10am to 10:30am and a maximum of 15 minutes ringing between 5:40pm to 6:00pm;

**For weddings:** between 3:30pm and 6:00pm Friday, 10:30am to 6:00pm Saturday, and 12 noon to 5:30pm Sunday. Maximum of 2 weddings with bell ringing per week. Maximum bell ringing time per wedding- 15 minutes beforehand and **20 minutes** afterwards. In the event a wedding takes place on a Sunday then there is to be bellringing before only one of the Masses.

**For funerals:** between 10:30am to 2:30pm Monday to Saturday. Maximum of 2 funerals with bell ringing per week. Maximum bell ringing time per funeral- half muffled ringing beforehand for a maximum of 15 minutes beforehand and a single bell for a maximum of 5 minutes afterwards.

**Special Religious Occasions (when not occurring on a Sunday including Good Friday, Easter Virgil and Christmas): Ringing after 10am or prior to 6pm for a maximum of 20 minutes prior to one service on the day of the occasion.**

Despite the above:

- a) Bellringing is not to occur more than twice on any day **or 5 times in any week**; and
- b) Bellringing may occur for an additional 15 minutes prior to or at the conclusion of any event to the specification above so long as the acoustic trapdoor and any other noise attenuation measures are in place (in practice mode- Condition 21) and the door at the rear and south side of the Church are closed.

(Reason: Amenity)

The current application aims to reformulate *Condition 15* to include clear quantification of the maximum noise level of the bells allowed, independent of the background noise.

The application also aims to modify wording in *Condition 20* to allow the church bells to ring before or after a service and on civic occasions like Anzac day or at the request of Council.

The application is referred to Council for determination due to the number of submissions received and due to the fact that both the original consent and the previous modification application were determined by Council.

## RESOLUTION

That Council:

1. Approves the S96 modification application (DA 2011/493/B) to alter maximum allowable volume and ringing times of church bells and allow ringing at civic occasions at St Leonards church, 43 Donnelly Road, Naremburn; and
2. Grants delegated authority to the General Manager to issue the consent notice subject to the attached conditions.

### Condition 15. Noise level following installation

#### 15. Noise level following installation

The maximum noise level of the bells shall not exceed background noise level plus **17dB(A)** at the boundary of the most affected residential property (most sensitive receiver) at the time of use or **60dB(A)**, whichever is the greatest.

Certification from a suitably qualified acoustic consultant “**who is a Member of the Association of Australian Acoustical Consultants**” shall be provided to Council within 3 months of the date of the modified consent to demonstrate that the maximum bellringing noise level is less than background noise plus **17dB(A)** or **60dB(A)**, whichever is the greatest, has been achieved.

The equivalent continuous energy-average A weighted level of noise from the bells (represented by the LAeq descriptor), measured over a period of a bell ringing event shall not exceed the background noise level measured in the absence of the source by more than **17dB(A)** at the boundary of the most affected residential property (most sensitive receiver) or **60dB(A)**, whichever is the greatest.

Where compliance is not achieved the acoustic consultant is to make further recommendations on what further attenuation is necessary to achieve the criteria. Such attenuation is to be implemented prior to any further bellringing. If compliance cannot be achieved then use of the bells, other than for closed practice sessions, is to cease.  
(Reason: Compliance)

**MOVED COUNCILLOR COPPOCK**

**SECONDED COUNCILLOR SLOANE**

**CARRIED**

#### Voting

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**AMENDMENT****That Council:**

- 1. Approves the S96 modification application (DA 2011/493/B) to alter maximum allowable volume and ringing times of church bells and allow ringing at civic occasions at St Leonards church, 43 Donnelly Road, Naremburn; and**
- 2. Grants delegated authority to the General Manager to issue the consent notice subject to the attached conditions.**

The maximum noise level of the bells shall not exceed background noise level plus **17dB(A)** at the boundary of the most affected residential property (most sensitive receiver) at the time of use or **65dB(A)**, whichever is the greatest.

Certification from a suitably qualified acoustic consultant “**who is a Member of the Association of Australian Acoustical Consultants**” shall be provided to Council within 3 months of the date of the modified consent to demonstrate that the maximum bellringing noise level is less than background noise plus **17dB(A)** or **65dB(A)**, whichever is the greatest, has been achieved.

The equivalent continuous energy-average A weighted level of noise from the bells (represented by the LAeq descriptor), measured over a period of a bell ringing event shall not exceed the background noise level measured in the absence of the source by more than **17dB(A)** at the boundary of the most affected residential property (most sensitive receiver) or **65dB(A)**, whichever is the greatest.

Where compliance is not achieved the acoustic consultant is to make further recommendations on what further attenuation is necessary to achieve the criteria. Such attenuation is to be implemented prior to any further bellringing. If compliance cannot be achieved then use of the bells, other than for closed practice sessions, is to cease.

(Reason: Compliance)

**MOVED COUNCILLOR MUSTACA****SECONDED COUNCILLOR STEVENS****LOST****Voting**

**For the Amendment:** Councillors Mustaca, Norton and Stevens.

**Against:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Rutherford, Saville, Sloane, and Wright.



## SCHEDULE OF CONDITIONS

A. Condition No 15 and 20 are modified to read as follows:

### 15. Noise level following installation

The maximum noise level of the bells shall not exceed background noise level plus **17dB(A)** at the boundary of the most affected residential property (most sensitive receiver) at the time of use or **60dB(A)**, whichever is the greatest.

Certification from a suitably qualified acoustic consultant “**who is a Member of the Association of Australian Acoustical Consultants**” shall be provided to Council within 3 months of the date of the modified consent to demonstrate that the maximum bellringing noise level is less than background noise plus **17dB(A)** or **60dB(A)**, whichever is the greatest, has been achieved.

The equivalent continuous energy-average A weighted level of noise from the bells (represented by the LAeq descriptor), measured over a period of a bell ringing event shall not exceed the background noise level measured in the absence of the source by more than **17dB(A)** at the boundary of the most affected residential property (most sensitive receiver) or **60dB(A)**, whichever is the greatest.

Where compliance is not achieved the acoustic consultant is to make further recommendations on what further attenuation is necessary to achieve the criteria. Such attenuation is to be implemented prior to any further bellringing. If compliance cannot be achieved then use of the bells, other than for closed practice sessions, is to cease.

(Reason: Compliance)

### 20. Bell ringing hours

The hours of operation of the bells (other than for bell ringing practice) will be restricted to the following:

**Sundays:** A maximum of 15 minutes ringing between 10:10am to 10:30am and a maximum of 15 minutes ringing between 5:40pm to 6:00pm;

**For weddings:** between 3:30pm and 6:00pm Friday, 10:30am to 6:00pm Saturday, and 12 noon to 5:30pm Sunday. Maximum of 2 weddings with bell ringing per week. Maximum bell ringing time per wedding- 15 minutes beforehand and **20 minutes** afterwards. In the event a wedding takes place on a Sunday then there is to be bellringing before only one of the Masses.

**For funerals:** between 10:30am to 2:30pm Monday to Saturday. Maximum of 2 funerals with bell ringing per week. Maximum bell ringing time per funeral- half muffled ringing beforehand for a maximum of 15 minutes beforehand and a single bell for a maximum of 5 minutes afterwards.

**Special Religious Occasions (when not occurring on a Sunday including Good Friday, Easter Virgil and Christmas):** Ringing after 10am or prior to 6pm for a maximum of 20 minutes prior to a service OR 20 minutes after the service, on the day of the occasion.

**Special Civic Occasions**

- a) Ringing after 10am and prior to 6pm for a maximum of **20 minutes** on the day of the occasion. Bells could rung at the request of the Council up to a maximum of 4 occasions per year.
- b) Ringing after 10am and prior to 6pm for a maximum of **20 minutes** on Anzac Day.

Despite the above:

- a) Bellringing is not to occur more than twice on any day **or 5 times in any week**; and
- b) Bellringing may occur for an additional 15 minutes prior to or at the conclusion of any event to the specification above so long as the acoustic trapdoor and any other noise attenuation measures are in place (in practice mode-Condition 21) and the door at the rear and south side of the Church are closed.

(Reason: Amenity)

- B. Comply with all other Conditions of the Original Development Consent for DA-2011/493 as modified by S96 application DA-2011/493/A.

## 14 CORRESPONDENCE

### 14.1 COUNCILLORS INFORMATION BOOKLETS - 28 MAY AND 4 JUNE 2015

<b>RESPONSIBLE OFFICER:</b>	<b>DEBRA JUST - GENERAL MANAGER</b>
<b>AUTHOR:</b>	<b>TRISHA DUFFY - SECRETARY ADMINISTRATIVE SERVICES</b>
<b>CITY STRATEGY LINK:</b>	<b>6.1.1 A COUNCIL THAT IS OPEN, ACCOUNTABLE AND REPRESENTS ITS CONSTITUENTS</b>
<b>MEETING DATE:</b>	<b>9 JUNE 2015</b>

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#### **Purpose of Report**

To list on the Council Agenda the weekly Councillors Information Booklet, circulated to all Councillors on 28 May and 4 June 2015.

#### **RESOLUTION**

**That Council receives the Councillors Information Booklets circulated to all Councillors on 28 May and 4 June 2015.**

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

#### **Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**15 REPORTS FROM OFFICERS - GENERAL MANAGER**

NIL

## 16 REPORTS FROM OFFICERS - CORPORATE SERVICES DIRECTOR

### 16.1 UPDATE ON METRO STRATEGY GOVERNANCE STRUCTURE

ATTACHMENTS:	1. SUBMISSION BY NSROC AND SHOROC
	2. NORTH SUBREGION FAQ
	3. PRIORITIES FOR NORTH SUBREGION
	4. NORTH SUBREGION POPULATION PROJECTIONS
	5. CORRESPONDENCE
RESPONSIBLE OFFICER:	DEBRA JUST – GENERAL MANAGER
AUTHOR:	TRACEY CROUCH – CORPORATE SUPPORT AND PERFORMANCE DIRECTOR
CITY STRATEGY LINK:	6.3.4 COUNCIL WORKS WITH STATE AND REGIONAL ORGANISATIONS
MEETING DATE:	9 JUNE 2015

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#### Purpose of Report

This report is in addition to the report referred by the Transport, Access and Environment Committee Meeting held 1 June 2015 titled *A Plan for Growing Sydney*.

A request has been received from Northern Sydney Regional Organisation of Councils (NSROC) asking for Council to consider and support their recommendations. They are that Council:

- agrees to the composition of the Local Government Advisory Committee; and
- endorses that the selection of the subregional representative of the Greater Sydney Commission be delegated to the Local Government Advisory Committee.

#### RESOLUTION

##### That Council:

1. Adopts a position that the meeting of Mayors and General Managers from the Northern Sydney Councils (the combined NSROC/SHOROC regions) is the appropriate forum for engagement in the subregional planning process and that the combined meeting with representatives of SHOROC/NSROC Councils be endorsed as the 'Local Government Advisory Committee' for the north subregion.
2. Endorses that the selection of the subregional representative of the Greater Sydney Commission be delegated to the Local Government Advisory Committee.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR SAVILLE

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**Absent:** Councillor Coppock

**17 REPORTS FROM OFFICERS - COMMUNITY SERVICES  
DIRECTOR**

NIL





**18.2 DEVELOPMENT APPLICATION REPORT TO 1 JUNE 2015**

<b>ATTACHMENTS:</b>	<b>1. LIST OF APPLICATIONS</b>
<b>RESPONSIBLE OFFICER:</b>	<b>IAN ARNOTT - DEVELOPMENT PLANNING MANAGER, PETER ROWAN – BUILDING SERVICES MANAGER</b>
<b>AUTHOR:</b>	<b>DEVELOPMENT PLANNERS, BUILDING SURVEYORS</b>
<b>MEETING DATE:</b>	<b>9 JUNE 2015</b>

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**Purpose of Report**

The attached schedule lists all current development applications grouped by suburb.

**RESOLUTION**

**That Council notes the information on the Development Applications Report to 1 June 2015.**

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

## 19 REPORTS FROM OFFICERS - INFRASTRUCTURE SERVICES DIRECTOR

### 19.1 MARLOW STREET RESERVE - LANDSCAPE IMPROVEMENT PLAN

ATTACHMENTS:	1. MARLOW STREET RESERVE COMMUNITY CONSULTATION SUMMARY 2. MARLOW STREET RESERVE LANDSCAPE IMPROVEMENTS PLAN 3. MARLOW STREET RESERVE PUBLIC EXHIBITION ISSUES AND RECOMMENDATIONS REPORT
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY SERVICES DIRECTOR
AUTHOR:	AMY BARNES – OPEN SPACE PROJECTS OFFICER
CITY STRATEGY LINK:	1.3.1 ACCESSIBLE OPEN SPACE AND RECREATIONAL FACILITIES FOR THE COMMUNITY ARE PROVIDED
MEETING DATE:	9 JUNE 2015

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#### Purpose of Report

For Council to adopt the Landscape Improvements Plan for Marlow Street Reserve Artarmon, and to adopt the new name of 'Marlow Reserve'.

#### RESOLUTION

That Council:

1. Adopts the Marlow Street Reserve Landscape Improvements Plan dated May 2015; and
2. Resolves that the reserve be formally named "Marlow Reserve" and a reserve name signage be erected at the reserve entrances.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR SAVILLE

**CARRIED**

#### Voting

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**19.2 COMMEMORATIVE PLAQUE - NORTHBRIDGE MEMORIAL CLOCK TOWER**

<b>ATTACHMENTS:</b>	<b>1. REQUEST FROM MS ERRATT</b>
<b>RESPONSIBLE OFFICER:</b>	<b>MELANIE SMITH - COMMUNITY SERVICES DIRECTOR</b>
<b>AUTHOR:</b>	<b>JULIE WHITFIELD - OPEN SPACE MANAGER</b>
<b>CITY STRATEGY LINK:</b>	<b>3.1.3 LOCAL CHARACTER</b>
<b>MEETING DATE:</b>	<b>9 JUNE 2015</b>

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**Purpose of Report**

To approve the placing of a memorial plaque at the Northbridge War Memorial Clock Tower paying tribute to the contribution made to the war efforts at home and overseas by Northbridge men and women.

**RESOLUTION**

**That Council approves the placing of a plaque on the Northbridge War Memorial Clock Tower.**

**MOVED COUNCILLOR MUSTACA**

**SECONDED COUNCILLOR SAVILLE**

**CARRIED**

**Voting**

**For the Resolution:** Councillors Giles-Gidney, Coppock, Eriksson, Hill, Mustaca, Norton, Rutherford, Saville, Sloane, Stevens and Wright.

**Against:** Nil

**20 NOTICE OF MOTION**

NIL

**21 CONFIDENTIAL ITEMS**

NIL

## **22 QUESTIONS**

NIL

**Councillor Coppock left the meeting at 7:58pm.**

**Councillor Wright left the meeting at 8:04pm.**

**The meeting closed at 8:29pm**

**I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council held on 9 June 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.**