



Willoughby City Council

ORDINARY COUNCIL

MINUTES

Council Chamber, Level 6, 31 Victor Street, Chatswood

8 April 2019

commencing at 7:00pm

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DRAFT

1 PRESENT

Councillors

Her Worship the Mayor Councillor G Giles-Gidney, Councillors Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Officers

Ms D Just (General Manager), Mr D Frost (Customer & Corporate Director), Mr G McDonald (Planning & Infrastructure Director), Ms A Casey (Culture & Leisure Manager), Mr I Arnott (Planning Manager) and Mr V Grepl (Acting Governance, Risk and Corporate Planning Manager) and Ms P Sheldrake (Minutes Secretary)

2 DISCLOSURES OF INTEREST

- Councillor Giles-Gidney declared, via a Disclosures of Interest form, a non-pecuniary significant interest in Item 18.1: 3-31 Walter Street, Willoughby – Planning Proposal and Item 18.2: 1-1A Walter Street and 452-462 Willoughby Road, Willoughby – Planning Proposal
(Nature of Interest: I am a member of the Sydney North Planning Panel)
- Councillor Rutherford declared, via a Disclosures of Interest form, a non-pecuniary less than significant interest in Item 18.1: 3-31 Walter Street, Willoughby – Planning Proposal and Item 18.2: 1-1A Walter Street and 452-462 Willoughby Road, Willoughby – Planning Proposal
(Nature of Interest: I am a member of the Sydney North Planning Panel)

3 CONFIRMATION OF MINUTES

RESOLUTION

That the Minutes of the Ordinary Meeting of Council held 25 March 2019, copies of which have been circulated to each member of Council, be confirmed.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR CAMPBELL

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

4 APOLOGIES AND LEAVE OF ABSENCE

- Councillor Coppock requested Leave of Absence for Monday 8 April 2019.

RESOLUTION

That Council grant Leave of Absence to Councillor Coppock for Monday 8 April 2019.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR SAVILLE

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

DRAFT

5 PETITIONS

5.1 PETITION – OBJECTING TO INTERSECTION UPGRADE ON EASTERN VALLEY WAY, CASTLECrag FROM SUNDAY 14 APRIL 2019 BY THE ROADS & MARITIME SERVICES

CITY STRATEGY OUTCOME: 5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO

MEETING DATE: 8 APRIL 2019

PURPOSE OF REPORT

Councillor Zhu tabled a petition containing 21 signatures objecting to the proposed intersection upgrade on Eastern Valley Way, Castlecrag by the Roads & Maritime Services.

RESOLUTION

That Council receive and note the petition from residents in opposition to the proposed intersection upgrade on Eastern Valley Way, Castlecrag relating to concerns about loss of resident parking and safety issues and refer it to the Planning & Infrastructure Director.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR FERNANDEZ

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

6 OPEN FORUM

Georgina Gaynor and Professor Paul Rappoport, representing the South Chatswood Heritage Conservation Group, spoke on the CBD Planning Strategy expressing their opposition to some aspects i.e. building heights.

DRAFT

7 MAYORAL MINUTE

7.1 MAYORAL MINUTE: PASSING OF DAPHNE DUNNE

MEETING DATE: 8 APRIL 2019

PURPOSE OF REPORT

To report on the passing of Daphne Dunne and to convey Council's condolences to her family.

DISCUSSION

Daphne Dunne passed away last Monday, just days after her 99th birthday. She was widely known in the media as Prince Harry's "biggest fan" whom she met three times.

Born Daphne Barton, she made a close connection to the Willoughby community. In March 1944, when serving as a corporal in the district finance office of the Australian Women's Army Service in Sydney, she married a newly commissioned lieutenant, Albert Chowne. As a young man Albert grew up in the Willoughby district and attended Chatswood Boys Intermediate High School and Naremburn Junior Technical School. He died in battle in May 1945 just a year after they were married. He was awarded the Victoria Cross medal for his bravery, the highest form of gallantry that can be awarded to Commonwealth forces. The medal itself was presented to Daphne by Queen Elizabeth II's uncle, Prince Henry.

It was over a decade before she remarried. Her second husband, Corporal John Dunne, also possessed uncommon reserves of courage and endurance. He was captured in Malaya in 1942 and endured the horrors of Changi.

Having met both her husbands through her work at David Jones, she said "That store has been good to me".

In a social media message on her passing, her family noted that "she spent a large part of her life representing the women of the Australian Army" and sought to ensure that the service of her two husbands to Australia was never forgotten.

She gained fame in 2015 when, as part of the crowd at the Sydney Opera House at a farewell for Prince Harry, he recognised the VC medal she was wearing. The *Daily Telegraph* reported that Mrs Dunne had a conversation with the prince and "told him how her first husband Lieutenant Albert Chowne died aged 25 in 1945 – just a year after they married – in a heroic attack on a Japanese machine gun post in Papua New Guinea". She met Prince Harry on two further occasions. In 2018, according to Fairfax Media, Prince Harry spotted Mrs Dunne and introduced her to his new wife, Meghan Markle the Duchess of Sussex, during a lengthy chat. Mrs Dunne received a letter from Prince Harry congratulating her on her 99th birthday just days before she died.

Mrs Dunne's family wrote that "she was a truly special lady who will be greatly missed by many".

MOTION

That Council adopt the Mayoral Minute on the passing of Daphne Dunne and write a letter of condolence to the family.

MOVED COUNCILLOR GILES-GIDNEY

CARRIED

7.2 MAYORAL MINUTE: PASSING OF JUNE JORGENSEN

MEETING DATE: 8 APRIL 2019

PURPOSE OF REPORT

To report on the passing of June Jorgenson and to convey Council's condolences to her family.

DISCUSSION

June Jorgenson, a resident of Tulloh Street, Willoughby, for more than 50 years passed away on 30 March, aged 95 years.

June served two-terms as a Councillor of Willoughby City Council and served on 15 committees. She also became the city vice-president and member of the executive committee of the Australian Local Government Women's Association.

During World War II June Jorgenson (née Jordan) joined the Women's Royal Australian Naval Service and was a Leading Writer in the Captain's and Admiral's office. She served at HMAS *Penguin*, HMAS *Moreton*, HMAS *Kuttabul* and HMAS *Rushcutter*. Following the war June Jorgenson became an active member of the Australian Legion of Ex-Servicemen and Women. A member of the Returned Services League, June Jorgenson was the Honorary Organiser/Honorary Secretary for the Chatswood-Willoughby Anzac Dawn Service committee for over 27 years. On 26 January 1997 she was awarded the Order of Australia for service to veterans and was awarded the Centennial Medal on Anzac Day 2003.

June Jorgenson was the eldest of eight children and a descendant of New South Wales pioneers. She married Raymond Jorgenson in 1951 and raised three children and it wasn't until she was in her 60s that she started her university studies. She obtained a Bachelor of Arts (Environmental Law) from the University of NSW in 1989 and in 2002 graduated from the University of Technology with a Bachelor of Law. In June 2005 June set an amazing record when, at age 81, she became the oldest person ever to be admitted as a legal practitioner in New South Wales.

A celebration of June's life will be held at St Stephen's Anglican Church, Willoughby, at 10.00am on 12 April.

MOTION

That Council note the passing of June Jorgenson and write a letter of condolence to the family.

MOVED COUNCILLOR GILES-GIDNEY

CARRIED

7.3 MAYOR'S DIARY: COUNCIL MEETING NOTES – 8 APRIL 2019

TUESDAY 26 MARCH			
Deputy Mayor: Cr Rutherford		Willoughby Park Meeting	Pat Reilly Room, Willoughby Park
WEDNESDAY 27 MARCH			
Mayor	9 am	Sydney North Planning Meeting	Council Chambers
Cr Norton	3 pm	Multicultural Advisory Committee	MOSAIC Centre, Chatswood
THURSDAY 28 MARCH			
Mayor	5.45 pm	Willoughby Roos Season Launch	Willoughby Park
Mayor Cr Norton	6.30 pm	Local Centres Strategies: Castlecrag Roundtable	Council Chambers
FRIDAY 29 MARCH			
Cr Norton	5 pm	Happy Hour	Dougherty Apartments
SATURDAY 30 MARCH			
Cr Norton	11 am	Local Centres Drop-in Session: South Willoughby	Willoughby Uniting Church
Deputy Mayor: Cr Rutherford (representing the Mayor) Cr Norton	11.30 am	HOLI Festival (MOSAIC Group)	Bales Park Oval
Cr Saville	10 am	SCCG Executive Meeting	Randwick Council
Crs Saville, Norton	12.30 pm to 4 pm	SCCG Full Group Meeting	Waverley Council
SUNDAY 31 MARCH			
Cr Norton (representing the Mayor)	9.30 am	Farewell Service for Rev & Mrs Wintle	St Stephens Anglican Church, Willoughby
Deputy Mayor: Cr Rutherford (representing the Mayor)	10 am	Armenian Missionary Association of Australia - Worship and Praise	Armenian Evangelical Church, French's Road, Willoughby
Cr Norton (representing the Mayor)	11.30 am	Opening of The Fauna Fair	Currey Park
Deputy Mayor: Cr Rutherford		Reception	Home of Jonathan O'Dea
TUESDAY 2 APRIL			
Deputy Mayor: Cr Rutherford Cr Norton	9 am	Cultural Events Committee	Banksia Room
WEDNESDAY 3 APRIL			
Cr Norton	9.30 am	Heritage & Bushland Advisory Committee	298 Edinburgh Road, Castlecrag
Mayor	3.30 pm	Sydney North Planning Meeting	Council Chambers
THURSDAY 4 APRIL			
Mayor	7.30 am	2019 Budget Breakfast Briefing organised by the Chatswood Chamber of Commerce	The Chatswood Club
Crs Norton, Saville	6 pm	Heritage & Bushland Advisory Committee	WCC Depot, Gibbes Street
Mayor Cr Norton	6.30 pm 7.15 pm	Housing & Local Centres Strategies Roundtable: Penshurst/Wby South	Chambers
Deputy Mayor: Cr Rutherford		Taiwan Reception	Art Gallery of NSW
SATURDAY 6 APRIL			
Cr Saville	10 am	Local Centres Drop-in Session: West Chatswood	Chatswood West Library, Mowbray Road
Crs Norton, Saville	7 pm	WSO Concert: <i>Eternity</i>	The Concourse

8 GENERAL MANAGER'S LATE REPORT

NIL

9 MATTERS FOR DEFERRAL OR PROCEDURAL PRIORITY

NIL

10 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 16.1 Council Meeting Schedule – Easter Holidays
- Item 16.2 Fraud and Corruption Prevention Policy
- Item 16.4 Exhibition of Complaint Management Policy
- Item 18.1 3-31 Walter Street, Willoughby – Planning Proposal
- Item 18.2 1-1A Walter Street and 452-462 Willoughby Road, Willoughby – Planning Proposal
- Item 18.3 114 Sydney Street, North Willoughby - Lease

RESOLUTION

That the remaining items, viz:

- Item 12.1 Minutes – Companion Animals Advisory Committee Meeting held 12 March 2019
- Item 12.2 Minutes – Access Advisory Committee Meeting held 13 March 2019
- Item 16.3 Asset Management Policy
- Item 17.1 Memorial bench and plaque – Ms Toni McKay

be adopted in accordance with the recommendations in the reports.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR FERNANDEZ

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

Absent: Councillor Rozos

11 MATTERS BROUGHT FORWARD BY THE PUBLIC

NIL

12 REPORTS FROM COMMITTEES

12.1 MINUTES - COMPANION ANIMALS ADVISORY COMMITTEE MEETING HELD 12 MARCH 2019

ATTACHMENTS:	1. IMPLICATIONS 2. MINUTES OF COMPANION ANIMALS ADVISORY COMMITTEE MEETING - 12 MARCH 2019
RESPONSIBLE OFFICER:	VLADIMIR GREPL - GOVERNANCE OFFICER
AUTHOR:	TEENA STRYDOM - GOVERNANCE ADMINISTRATION OFFICER
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	8 APRIL 2019

PURPOSE OF REPORT

To provide Council with the minutes of the Willoughby City Council Companion Animals Advisory Committee meeting held 12 March 2019.

RESOLUTION

That Council receive and note the minutes of the Willoughby City Council Companion Animals Advisory Committee meeting held on 12 March 2019.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR FERNANDEZ

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

Absent: Councillor Rozos

12.2 MINUTES - ACCESS ADVISORY COMMITTEE HELD 13 MARCH 2019

ATTACHMENTS:	1. IMPLICATIONS 2. MINUTES – ACCESS ADVISORY COMMITTEE – 13 MARCH 2019
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE & LEISURE DIRECTOR
AUTHOR:	MICHAEL CASHIN – COMMUNITY LIFE MANAGER
CITY STRATEGY OUTCOME:	2.7 – PROMOTE ACCESSIBLE SERVICES FOR THE COMMUNITY
MEETING DATE:	8 APRIL 2019

PURPOSE OF REPORT

To provide Council with the minutes of the Access Advisory Committee meeting held 13 March 2019.

RESOLUTION

That Council:

- 1. Receive and note the minutes of the Access Advisory Committee meeting held 13 March 2019.**
- 2. Endorses a change of name for the 'Access Advisory Committee' to 'Access and Inclusion Advisory Committee'.**

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR FERNANDEZ

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

Absent: Councillor Rozos

13 DEFERRED MATTERS

NIL

14 CORRESPONDENCE

NIL

15 REPORTS FROM OFFICERS – GENERAL MANAGER

NIL

DRAFT

16 REPORTS FROM OFFICERS – CUSTOMER AND CORPORATE SUPPORT DIRECTORATE

16.1 COUNCIL MEETING SCHEDULE - EASTER HOLIDAYS

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	DEAN FROST – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	VLADIMIR GREPL – ACTING GOVERNANCE, RISK & CORPORATE PLANNING MANAGER
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	8 APRIL 2019

PURPOSE OF REPORT

To consider an amendment to Council's meeting schedule to not hold an Ordinary Council Meeting on Tuesday 23 April 2019 due to school holidays and Easter Monday falling on 22 April 2019 and Anzac Day falling on Thursday 25 April 2019.

MOTION

That Council:

1. Resolve to not hold an Ordinary Council Meeting on Tuesday 23 April 2019 due to school holidays and the Easter and Anzac Day public holidays and resolve to hold an Ordinary Council Meeting on Monday 29 April 2019
2. Delegate authority to the Mayor and General Manager to deal with matters during the break considered by them to be urgent, subject to:
 - 2.1. compliance with relevant legislation;
 - 2.2. the limitations to delegations under section 377 of the *Local Government Act 1993*;
 - 2.3. matters that are considered urgent in nature or would cause undue delays to stakeholders;
 - 2.4. decisions being deferred where Council policy provides no clear guidelines.
3. Receive a list of matters dealt with under delegated authority at its meeting on 13 May 2019.

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR SAVILLE

NOT PUT

AMENDMENT

That Council:

1. Resolve to not hold an Ordinary Council Meeting on Tuesday 23 April 2019 due to school holidays and the Easter and Anzac Day public holidays.
2. Note that the March Investment Report will be presented to the 13 May 2019 Meeting.
3. Delegate authority to the Mayor and General Manager to deal with matters during the break considered by them to be urgent, subject to:
 - 3.1. compliance with relevant legislation;
 - 3.2. the limitations to delegations under section 377 of the *Local Government Act 1993*;
 - 3.3. matters that are considered urgent in nature or would cause undue delays to stakeholders;
 - 3.4. decision being deferred where Council policy provides no clear guidelines.
4. Receive a list of matters dealt with under delegated authority at its meeting on 13 May 2019.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR RUTHERFORD

CARRIED

The Amendment on being put to the meeting was carried to become the resolution of Council.

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Rozos, Rutherford, Tuon, Wright and Zhu.

Against: Councillors Norton and Saville.

Absent: Nil

16.2 FRAUD AND CORRUPTION PREVENTION POLICY

ATTACHMENTS:	1. IMPLICATIONS 2. FRAUD AND CORRUPTION PREVENTION POLICY 3. FRAUD AND CORRUPTION PREVENTION PLAN
RESPONSIBLE OFFICER:	DEAN FROST – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	VLADIMIR GREPL – ACTING GOVERNANCE, RISK AND CORPORATE PLANNING MANAGER
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	8 APRIL 2019

PURPOSE OF REPORT

To present the revised Fraud and Corruption Prevention Policy for adoption by Council.

MOTION

That Council:

1. Adopt the Willoughby City Council Fraud and Corruption Prevention Policy.
2. Note the Willoughby City Council Fraud and Corruption Prevention Plan.

MOVED COUNCILLOR MUSTACA

SECONDED COUNCILLOR ERIKSSON

CARRIED

The Motion on being put to the meeting (after the amendment was lost) was carried unanimously to become the resolution of Council.

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

AMENDMENT

That Council:

1. **Adopt the Willoughby City Council Fraud and Corruption Prevention Policy.**
2. **Note the Willoughby City Council Fraud and Corruption Prevention Plan.**
3. **Remove the Foreword from the Willoughby City Council Fraud and Corruption Prevention Policy.**

MOVED COUNCILLOR NORTON

SECONDED COUNCILLOR SAVILLE

LOST

Voting

For the Amendment: Councillor Norton and Saville.

Against: Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Rozos, Rutherford, Tuon, Wright and Zhu.

DRAFT

16.3 ASSET MANAGEMENT POLICY

ATTACHMENTS:	1. IMPLICATIONS 2. ASSET MANAGEMENT POLICY
RESPONSIBLE OFFICER:	DEAN FROST – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	TENDEKAI MAPEZA – SENIOR ASSET MANAGEMENT SPECIALIST
CITY STRATEGY OUTCOME:	3.5 – MAINTAIN QUALITY OF LIFE BY BALANCING POPULATION GROWTH WITH THE PROVISION OF ASSETS AND SERVICES
MEETING DATE:	08 APRIL 2019

PURPOSE OF REPORT

The purpose of this report is to seek Council's approval of the proposed Asset Management Policy.

RESOLUTION

That Council approve the attached Asset Management Policy.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR FERNANDEZ

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

Absent: Councillor Rozos

16.4 EXHIBITION OF COMPLAINT MANAGEMENT POLICY

ATTACHMENTS:	1. IMPLICATIONS 2. DRAFT COMPLAINT MANAGEMENT POLICY
RESPONSIBLE OFFICER:	DEAN FROST – CUSTOMER & CORPORATE DIRECTOR
AUTHOR:	EVANGELINA MARTINEZ - POLICY & SUBMISSIONS SPECIALIST
CITY STRATEGY OUTCOME:	5.1 – BE HONEST, TRANSPARENT AND ACCOUNTABLE IN ALL THAT WE DO
MEETING DATE:	8 APRIL 2019

PURPOSE OF REPORT

To endorse for public exhibition Council's Draft Complaint Management Policy.

RESOLUTION

That Council:

1. Place on public exhibition the draft Complaint Management Policy for a period of 28 days; and
2. Receive a further report at the conclusion of the exhibition period that considers any submissions prior to adopting the policy.
3. Include under *Section 7 – Monitoring and Review* a statement that a report to Council be provided annually.

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR MUSTACA

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

17 REPORTS FROM OFFICERS – COMMUNITY, CULTURE AND LEISURE DIRECTORATE

17.1 MEMORIAL BENCH AND PLAQUE - MS TONI MCKAY

ATTACHMENTS:	1. IMPLICATIONS
RESPONSIBLE OFFICER:	MELANIE SMITH – COMMUNITY, CULTURE AND LEISURE DIRECTOR
AUTHOR:	JULIE WHITFIELD - OPEN SPACE COORDINATOR
CITY STRATEGY OUTCOME:	2.2 – RESPECT AND CELEBRATE OUR HISTORY AND HERITAGE SITES
MEETING DATE:	8 APRIL 2019

PURPOSE OF REPORT

To approve the placing of a memorial bench and plaque at Artarmon Reserve playground in memory of a long term resident of Artarmon, Ms Toni McKay.

RESOLUTION

That Council approve the request for a memorial bench and plaque at Artarmon Reserve playground in memory of long term resident of Artarmon, Ms Toni McKay.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR FERNANDEZ

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

Absent: Councillor Rozos

18 REPORTS FROM OFFICERS – PLANNING AND INFRASTRUCTURE DIRECTORATE

18.1 3-31 WALTER STREET, WILLOUGHBY - PLANNING PROPOSAL

- ATTACHMENTS:**
1. IMPLICATIONS
 2. COUNCIL DETAILED ASSESSMENT
 3. COUNCIL ASSESSMENT OF DEPARTMENT OF PLANNING AND ENVIRONMENT'S 'A GUIDE TO PREPARING PLANNING PROPOSALS'
 4. PLANNING PROPOSAL CONCEPT PLANS (DISTRIBUTED SEPARATELY)
 5. PROPOSED WILLOUGHBY LOCAL ENVIRONMENTAL PLAN 2012 LAND ZONING, HEIGHT OF BUILDINGS AND FLOOR SPACE RATIO MAPS
 6. PROPOSED AMENDMENTS TO SITE SPECIFIC DEVELOPMENT CONTROL PLAN PROVISIONS

RESPONSIBLE OFFICER: IAN ARNOTT-PLANNING MANAGER

AUTHOR: JANE HOSIE-STRATEGIC PLANNER

CITY STRATEGY OUTCOMES: 3.4 – CREATE DESIRABLE PLACES TO BE AND ENJOY

MEETING DATE: 8 APRIL 2019

PURPOSE OF REPORT

To seek Council endorsement to refer comments as outlined in this report to the Department of Planning and Environment for consideration by the Sydney North Planning Panel to assist it making a decision about a Request for a Rezoning Review.

Members of the Sydney (North) Planning Panel should retire from Council Chambers during consideration of the Agenda item.

MOTION

That Council advise the Department of Planning and Environment that it does not support the planning proposal for 3-31 Walter Street, Willoughby for the following reasons:

1. The need for increased bus services
2. School capacity issues
3. Inadequate infrastructure
4. Loss of natural rocky outcrop
5. Energy efficiency issues
6. Overdevelopment of the site

7. Floor space ratio Council previously objected to which was 1.5 irrespective of affordable housing
8. Safety and traffic management along Willoughby Road

MOVED COUNCILLOR SAVILLE

SECONDED COUNCILLOR WRIGHT

CARRIED

The motion on being put to the meeting was carried to become the resolution of Council.

Voting

For the Resolution: Councillors Eriksson, Mustaca, Norton, Saville, Wright and Zhu.

Against: Councillors Campbell, Fernandez, Rozos and Tuon.

Absent: Councillors Giles-Gidney and Rutherford

Due to Item 18.1: 3-31 Walter Street, Willoughby – Planning Proposal being a Sydney North Planning Panel (SNPP) matter, Her Worship the Mayor Councillor Giles-Gidney declared a non-pecuniary significant interest and Deputy Mayor, Councillor Rutherford declared a non-pecuniary less than significant interest as members of the SNPP and withdrew from the meeting taking no part in the discussion or voting on this topic.

Former Deputy Mayor Eriksson assumed the Chair in the Mayor and Deputy Mayor's absence for this item.

**18.2 1-1A WALTER STREET AND 452-462 WILLOUGHBY ROAD,
WILLOUGHBY - PLANNING PROPOSAL**

ATTACHMENTS:	1. IMPLICATIONS 2. COUNCIL DETAILED ASSESSMENT 3. COUNCIL ASSESSMENT OF DEPARTMENT OF PLANNING AND ENVIRONMENT'S 'A GUIDE TO PREPARING PLANNING PROPOSALS' 4. PLANNING PROPOSAL CONCEPT PLANS (DISTRIBUTED SEPARATELY)
RESPONSIBLE OFFICER:	IAN ARNOTT - PLANNING MANAGER
AUTHOR:	JANE HOSIE - STRATEGIC PLANNER
CITY STRATEGY OUTCOME:	3.4 – CREATE DESIRABLE PLACES TO BE AND ENJOY
MEETING DATE:	8 APRIL 2019

PURPOSE OF REPORT

To seek Council endorsement to refer the contents of this report to the Department of Planning and Environment for consideration by the Sydney North Planning Panel to assist it making a decision about a Request for a Rezoning Review in relation to a Planning Proposal for 1-1A Walter Street and 452-462 Willoughby Road, Willoughby.

Members of the Sydney (North) Planning Panel should retire from Council Chambers during consideration of the Agenda item.

RESOLUTION

That Council:

- 1) In relation to an invitation for Council to comment on a Rezoning Request (Planning Proposal) the Department of Planning and Environment be advised

“That Council

- 1) Does not support Planning Proposal 2018/008 relating to 1-1A Walter Street and 452-462 Willoughby Road as:
 - a) The Planning Proposal is contrary to Council’s comprehensive draft *Housing Strategy* which has concluded that with a focus on the provision of housing around the Chatswood CBD, in existing local centres and on development under existing medium density controls, there is sufficient land available for Willoughby Council to meet its 20 year housing forecasts without the need to increase the potential of the subject site.
 - b) To date, Council has issued consent for residential flat developments at 5-9 Walter St, 11-13A Walter Street, 15 -17 Walter Street and 21-27 Walter Street under the current R3 Medium Density

Residential planning controls of *Willoughby Local Environmental Plan 2012*. This indicates viability for development under the current zoning.

- c) The proposed scale of development is significantly higher than the adjoining development on 2 Artarmon Road (known as Castle Vale) which has a scale of 1:1 across the whole site. This provides an appropriate relationship between the open space land on the eastern side of Willoughby Road and the low- rise garden character of the Willoughby Road frontage to the Castle Vale development which the Planning Proposal does not achieve.
 - d) The Planning Proposal is inconsistent with previous advice of the Sydney North Planning Panel and Council's urban design consultants which did not support rezoning 462 Willoughby Road to R4 High Density Residential.
 - e) Concept plans and proposed site specific Development Control Plan controls accompanying the Planning Proposal indicate significant non -compliance with the current Willoughby Development Control Plan (Willoughby DCP) - R4 High Density Residential provisions particularly in relation to site cover, front setback, open space and landscaping requirements.
 - f) There is currently inadequate infrastructure including education, public transport and road capacity to support the increase in density.
- 2) A revised concept could be considered that supports a lower height and density from that requested in the Planning Proposal as follows:
- a. amends the zoning from R3 Medium Density Residential to R4 High Density Residential
 - b. amends the floor space ratio from 0.9 to 1.2:1 (including 4% affordable housing) and the height from 12m to 14m.

MOVED COUNCILLOR WRIGHT

SECONDED COUNCILLOR TUON

CARRIED

Voting

For the Resolution: Councillors Campbell, Eriksson, Fernandez, Mustaca, Norton, Rozos, Saville, Tuon, Wright and Zhu.

Against: Nil

Absent: Councillors Giles-Gidney and Rutherford.

Due to Item 18.2: 1-1A Walter Street and 452-462 Willoughby Road, Willoughby – Planning Proposal being a Sydney North Planning Panel (SNPP) matter, Her Worship the Mayor Councillor Giles-Gidney declared a non-pecuniary significant interest and Deputy Mayor,

Councillor Rutherford declared a non-pecuniary less than significant interest as members of the SNPP and withdrew from the meeting taking no part in the discussion or voting on this topic.

Former Deputy Mayor Eriksson assumed the Chair in the Mayor and Deputy Mayor's absence for this item.

DRAFT

18.3 114 SYDNEY STREET, NORTH WILLOUGHBY - LEASE

ATTACHMENTS:	1. IMPLICATIONS 2. COPY OF PROPOSED LEASE
RESPONSIBLE OFFICER:	GREG MCDONALD – PLANNING & INFRASTRUCTURE DIRECTOR
AUTHOR:	ANNA VECCHIO – PROPERTY LEASING OFFICER
CITY STRATEGY OUTCOME:	3.5 – MAINTAIN QUALITY OF LIFE BY BALANCING POPULATION GROWTH WITH THE PROVISION OF ASSETS AND SERVICES
MEETING DATE:	8 APRIL 2019

PURPOSE OF REPORT

To seek Council's approval to enter into a lease with BaptistCare NSW & ACT Pty Ltd for property at 114 Sydney Street, North Willoughby for a term of two years with a two year option to renew.

RESOLUTION

That Council authorise the General Manager to negotiate and execute the lease agreement and any associated legal documents with BaptistCare NSW & ACT Pty Ltd related to the occupation of 114 Sydney Street, North Willoughby for the term of two years with a two year option to renew.

MOVED COUNCILLOR ERIKSSON

SECONDED COUNCILLOR FERNANDEZ

CARRIED

Voting

For the Resolution: Councillors Giles-Gidney, Campbell, Eriksson, Fernandez, Mustaca, Norton, Rutherford, Saville, Tuon, Wright and Zhu.

Against: Nil

Absent: Councillor Rozos

19 NOTICE OF MOTION

NIL

20 CONFIDENTIAL ITEMS

NIL

21 QUESTIONS

NIL

- Her Worship the Mayor Councillor Giles-Gidney and Deputy Mayor, Councillor Rutherford left the meeting at 7:23pm during debate on Item 18.1: 3-31 Walter Street, Willoughby – Planning Proposal and Item 18.2: 1-1A Walter Street and 452-462 Willoughby Road, Willoughby – Planning Proposal taking no part in the debate or vote on these topics. They returned to the meeting at 7:55pm. Former Deputy Mayor Eriksson took the chair in the Mayor’s absence.

The meeting concluded at 8:14pm

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Ordinary Council Meeting held on 8 April 2019. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.