

Meeting Date: Tuesday 28 April 2015
Location: Council Chambers, Level 6, Civic Centre, 1 Devlin Street, Ryde
Time: 7.30pm

NOTICE OF BUSINESS

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**2 REPORT OF THE PLANNING AND ENVIRONMENT COMMITTEE MEETING
5/15 held on 21 April 2015**

Report prepared by: Section Manager - Governance
File No.: CLM/15/1/4/2 - BP15/452

REPORT SUMMARY

Attached are the Minutes of the Planning and Environment Committee Meeting 5/15 held on 21 April 2015. The Minutes will be listed for confirmation at the next Planning and Environment Committee Meeting.

All items (1, 2, 3 and 4) were dealt with by the Committee within its delegated powers.

As a result, no Committee recommendations are submitted to Council for determination in accordance with the delegations set out in the Code of Meeting Practice relating to Charters, functions and powers of Committees.

RECOMMENDATION:

That Council note that all Items of the Planning and Environment Committee Meeting 5/15 held on 21 April 2015 were dealt with by the Committee within its delegated powers.

ATTACHMENTS

- 1 Minutes - Planning and Environment Committee – 21 April 2015

ITEM 2 (continued)

ATTACHMENT 1

**Planning and Environment Committee
MINUTES OF MEETING NO. 5/15**

Meeting Date: Tuesday 21 April 2015

Location: Committee Room 2, Level 5, Civic Centre, 1 Devlin Street, Ryde

Time: 5.16pm

Councillors Present: The Mayor, Councillor Pickering and Councillors Chung (Chairperson) and Yedelian OAM.

Apologies: Councillor Simon.

Leave of Absence: Councillor Laxale.

Absent: Councillor Salvestro-Martin.

Staff Present: Group Manager – Environment and Planning, Service Unit Manager – Assessment, Service Unit Manager – Urban Planning, Team Leader – Strategic Planning, Senior Development Engineer, Team Leader – Assessment, Assessment Officer, Senior Town Planner, Heritage Officer, Business Support Coordinator – Environment and Planning, Section Manager – Governance and Governance, Risk and Audit Coordinator.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

1 CONFIRMATION OF MINUTES - Meeting held on 17 March 2015

RESOLUTION: (Moved by Councillor Yedelian OAM and the Mayor, Councillor Pickering)

That the Minutes of the Planning and Environment Committee 4/15, held on 17 March 2015, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 2 (continued)

ATTACHMENT 1

2 46-48 GLADSTONE AVENUE, RYDE. LOTS F and G DP 32873. Local Development Application for demolition of existing structures and construction of a 3 storey residential flat building containing 12 apartments and car parking for 16 vehicles. LDA2013/0173.

Note: A Memorandum from the Group Manager – Environment and Planning dated 14 April 2015 was tabled in relation to this Item and a copy is ON FILE.

Note: Tony Pratt (objector) and Tony Legge (applicant) addressed the meeting in relation to this Item.

RESOLUTION: (Moved by the Mayor, Councillor Pickering and Councillor Yedelian OAM)

(a) That Local Development Application No. 2013/0173 for 46- 48 Gladstone Avenue be approved subject to the **ATTACHED** conditions (Attachment 1), with an amendment to Condition Number 54 to read as follows:-

54. Boundary Fence & Retaining wall: Side and rear boundary fence shall be provided at the developers expense as part of the development. Such fence to be as follows:

- A 2.4m high lapped and capped timber fence must be provided along the northern and part of the eastern boundary that adjoins No. 39, 41, **43**, 45, 47 and 49 Princes Street;
- A 1.8m high lapped and capped timber fence must be provided along the southern side boundary of the site that adjoins No. 44 Gladstone Avenue;
- All retaining walls are to be setback from the boundary in accordance with the approved plans so that the boundary fence is independent of any retaining wall;
- Retaining walls higher than 600mm must be certified by a structural engineer;
- If front and return fence are provided, it must not exceed 1.0m in height and shall be designed in accordance with Council's Development Control Plan; Details must be submitted with the Construction Certificate plans;
- Any retaining structures proposed forward of the front setback must not exceed 600mm.

All proposed fence and retaining walls must ensure compliance with this condition and details of compliance are to be provided in the plans for the **Construction Certificate**.

(b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 2 (continued)

ATTACHMENT 1

3 99 ELLIOTT AVENUE, EAST RYDE. LOT 393 DP 31574. Local Development Application for Demolition, new dual occupancy (attached). LDA2014/0311.

Note: Andrew McClelland (objector), Albert Khoo (objector), Leonie Dean (objector) Daa Shaker and Matthew Benson (applicants) and Shant Kradian (owner) addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillors Yedelian OAM and the Mayor, Councillor Pickering)

(a) That Local Development Application No. 2014/311 at 99 Elliott Avenue, East Ryde being LOT 393 DP 31574, be approved subject to the **ATTACHED** conditions (Attachment 1).

(b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

4 36 SAMUEL STREET, RYDE - LOT 27 DP 4826. Development Application for demolition and construction of a new dual occupancy (attached). LDA2014/332.

Note: A Memorandum from the Group Manager – Environment and Planning dated 10 April 2015 was tabled in relation to this Item and a copy is ON FILE.

Note: A Memorandum from the Group Manager – Environment and Planning dated 21 April 2015 attaching late submissions was tabled in relation to this Item and a copy is ON FILE.

Note: Bruce Lindsay (objector) and David Dinh (applicant) addressed the meeting in relation to this Item.

RESOLUTION: (Moved by Councillor Yedelian OAM and the Mayor, Councillor Pickering)

(a) That Local Development Application No. LDA2014/332 at 36 Samuel Street, Ryde being LOT 54 DP 27143 be approved subject to the **ATTACHED** conditions (Attachment 1) with an amendment to Condition 34 that all fencing is to be at the cost of the developer and an additional condition to ensure full compliance with Council's 40% hard paving area within the front setback. Evidence of the compliance with the 40% paving area to be submitted with the Construction Certificate.

ITEM 2 (continued)

ATTACHMENT 1

(b) That the persons who made submissions be advised of Council's decision.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

The meeting closed at 6.22pm.

CONFIRMED THIS 5TH DAY OF MAY 2015.

Chairperson

3 REPORT OF THE WORKS AND COMMUNITY COMMITTEE MEETING 5/15 held on 21 April 2015

Report prepared by: Section Manager - Governance
File No.: CLM/15/1/4/2 - BP15/453

REPORT SUMMARY

Attached are the Minutes of the Works and Community Committee Meeting 5/15 held on 21 April 2015. The Minutes will be listed for confirmation at the next Works and Community Committee Meeting.

Items 1, 3, 4, 5 and 6 were dealt with by the Committee within its delegated powers.

The following Committee recommendation for Item 2 is submitted to Council for determination in accordance with the delegations set out in Council's Code of Meeting Practice relating to Charters, functions and powers of Committees:

2 INSTALLATION OF DEFIBRILLATION UNITS AT COUNCIL FACILITIES

Note: Julie Hughes (representing Remember Mike and Save a Life) and Chris McCarthy addressed the meeting in relation to this Item.

Note: Councillor Li arrived at the meeting at 5.05pm during public participation on this Item.

RECOMMENDATION: (Moved by Councillors Maggio and Perram)

- (a) That the City of Ryde endorse the donation of 5 defibrillator units and request Remember Mike and Save a life install them in the following locations:
- Meadowbank Park - ERNA
 - Morrison Bay Canteen – Sharks/Putney Rangers
 - Ryde Park – Ryde Rugby
 - ELS Hall Canteen – Panthers and Koalas
 - Christie Park – GHFA
- (b) That Council thank the “Remember Mike and Save a Life” Committee for its offer.
- (c) That Council facilitate the use of these AEDs under the current hire agreement, license or lease, where the responsibility of the AEDs becomes that of the user group.
- (d) That Council facilitate the further roll out of defibrillators with community and sporting groups in conjunction with “Remember Mike and Save a Life” to realise the potential for wider access to these units at these and other locations.

ITEM 3 (continued)

- (e) That a face to face training program be facilitated by Remember Mike and Save a Life for sporting groups in Ryde.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 APRIL 2015** as substantive changes were made to the published recommendation.

ATTACHMENTS

- 1 Minutes – Works and Community Committee – 21 April 2015

ITEM 3 (continued)

ATTACHMENT 1

**Works and Community Committee
MINUTES OF MEETING NO. 5/15**

Meeting Date: Tuesday 21 April 2015

Location: Committee Room 1, Level 5, Civic Centre, 1 Devlin Street, Ryde

Time: 5.00pm

Councillors Present: Councillors Maggio (Chairperson), Li, Perram and Stott.

Note: Councillor Li arrived at the meeting at 5.05pm during Public Participation on Item 2 and was present for consideration of all Items.

Apologies: Councillor Etmekdjian.

Leave of Absence: Councillor Pendleton.

Staff Present: Acting Group Manager – Community Life, Group Manager – Public Works, General Counsel, Acting Manager – Open Space, Section Manager – Waste, Manager – Project Development, Section Manager – Program Delivery, Manager – Asset Systems, Section Manager – Stormwater and Catchments, Section Manager – Governance and Executive Assistant to Mayor and Councillors.

DISCLOSURES OF INTEREST

There were no disclosures of interest.

1 CONFIRMATION OF MINUTES - Meeting held on 31 March 2015

Note: This matter was dealt with later in the meeting as outlined in these Minutes.

2 INSTALLATION OF DEFIBRILLATION UNITS AT COUNCIL FACILITIES

Note: Julie Hughes (representing Remember Mike and Save a Life) and Chris McCarthy addressed the meeting in relation to this Item.

Note: Councillor Li arrived at the meeting at 5.05pm during public participation on this Item.

RECOMMENDATION: (Moved by Councillors Maggio and Perram)

- (a) That the City of Ryde endorse the donation of 5 defibrillator units and request Remember Mike and Save a life install them in the following locations:

ITEM 3 (continued)**ATTACHMENT 1**

- Meadowbank Park - ERNA
 - Morrison Bay Canteen – Sharks/Putney Rangers
 - Ryde Park – Ryde Rugby
 - ELS Hall Canteen – Panthers and Koalas
 - Christie Park – GHFA
- (b) That Council thank the “Remember Mike and Save a Life” Committee for its offer.
- (c) That Council facilitate the use of these AEDs under the current hire agreement, license or lease, where the responsibility of the AEDs becomes that of the user group.
- (d) That Council facilitate the further roll out of defibrillators with community and sporting groups in conjunction with “Remember Mike and Save a Life” to realise the potential for wider access to these units at these and other locations.
- (e) That a face to face training program be facilitated by Remember Mike and Save a Life for sporting groups in Ryde.

Record of Voting:

For the Motion: Unanimous

Note: This matter will be dealt with at the Council Meeting to be held on **28 APRIL 2015** as substantive changes were made to the published recommendation.

1 CONFIRMATION OF MINUTES - Meeting held on 31 March 2015

RESOLUTION: (Moved by Councillors Perram and Stott)

That the Minutes of the Works and Community Committee 4/15, held on 31 March 2015, be confirmed.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee’s delegated powers.

2 INSTALLATION OF DEFIBRILLATION UNITS AT COUNCIL FACILITIES

Note: This matter was dealt with earlier in the meeting as outlined in these Minutes.

ITEM 3 (continued)

ATTACHMENT 1

3 CHANGES TO THE TIMING OF WORKS WITHIN THE SPORTSFIELD RENEWAL AND UPGRADE CLUSTER

RESOLUTION: (Moved by Councillors Perram and Stott)

- (a) That Council endorse the variations to the Sportsfield Upgrade and Renewal Program as outlined in this report.
- (b) That Council include these changes in the Four Year Delivery Plan and 2015/16 Operational Plan, yet to be placed on public exhibition.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

4 ANNUAL WASTE EDUCATION PROGRAM UPDATE

RESOLUTION: (Moved by Councillors Li and Stott)

That Council receive and note the Annual Waste Education Report.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

5 PROJECT STATUS REPORT FEBRUARY 2015 - PROJECT DEVELOPMENT UNIT

RESOLUTION: (Moved by Councillors Perram and Stott)

That Council receive and note this report.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee's delegated powers.

ITEM 3 (continued)**ATTACHMENT 1****CLOSED SESSION****ITEM 6 - 100-104 ROWE STREET, EASTWOOD****Confidential**

This item is classified CONFIDENTIAL under Section 10A(2) of the Local Government Act, 1993, which permits the meeting to be closed to the public for business relating to the following: (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

RESOLUTION: (Moved by Councillors Perram and Stott)

That the Committee resolve into Closed Session to consider the above matters.

Record of Voting:

For the Motion: Unanimous

Note: The Committee closed the meeting at 5.52pm. The public and media left the meeting room.

6 100-104 ROWE STREET, EASTWOOD**RECOMENDATION:** (Moved by Councillors Perram and Stott)

That:

- Council maintain the “RE1 Public Recreation” zoning of 100 – 104 Rowe Street, Eastwood, as it is the most appropriate zoning for high flood risk properties under the LEP 2014.
- The identification of 100 – 104 Rowe Street, Eastwood, on the Land Acquisition Map under the LEP 2014 remain.

Record of Voting:

For the Motion: Unanimous

Note: This is now a resolution of Council in accordance with the Committee’s delegated powers.

ITEM 3 (continued)

ATTACHMENT 1

OPEN SESSION

RESOLUTION: (Moved by Councillors Perram and Stott)

That the Committee resolve itself into Open Session.

Record of Voting:

For the Motion: Unanimous

Note: Open Session resumed at 6.03pm.

RESOLUTION: (Moved by Councillors Perram and Stott)

That the recommendation of the Item considered in Closed Session be received and adopted as a Resolution of the Council without any alteration or amendment thereto in accordance with the Committee's delegated powers.

Record of Voting:

For the Motion: Unanimous

The meeting closed at 6.04pm.

CONFIRMED THIS 5TH DAY OF MAY 2015.

Chairperson