

Meeting Date: Thursday 19 April 2018
Location: Council Chambers, Level 1A, 1 Pope Street, Ryde
Time: 8.00pm

Councillors Present: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell, Yedelian OAM and Zhou.

Apologies: Councillor Brown.

Staff Present: General Manager, Acting Director – Customer and Community Services, Director – Corporate and Organisational Support Services, Acting Director – City Planning and Development, Acting Director – City Works and Infrastructure, Manager – City Planning, Senior Coordinator – Community Engagement, Communications Coordinator, Digital Communications Coordinator and Senior Coordinator – Governance.

PRAYER

Councillor Peter Kim offered prayer prior to the commencement of the meeting.

NATIONAL ANTHEM

The National Anthem was sung prior to the commencement of the meeting.

DISCLOSURES OF INTEREST

There were no Disclosures of Interest.

TABLING OF PETITIONS

No Petitions were tabled.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

No addresses were made to Council.

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

No addresses were made to Council.

MAYORAL MINUTE**8/18 URGENT RESPONSE TO THE MEDIUM DENSITY HOUSING CODE CHANGES - Mayor, Councillor Jerome Laxale**

Note: An undated document from the NSW Government Department of Planning and Environment titled 'Low Rise Medium Density Housing Code' was tabled by Councillor Lane in relation to this Item and a copy is ON FILE.

MOTION: (Moved by The Mayor, Councillor Laxale and Councillor Maggio)

- (a) That the General Manager seek an urgent meeting with The Hon. Anthony Roberts (Minister for Planning) and The Hon. Victor Dominello (Minister for Finance, Services and Property) to be attended by the Mayor and Acting Director - City Planning and Development to seek an exemption from the Codes SEPP amendments and to request that our local planning controls prevail over the State Policy.
- (b) That concurrently the General Manager be authorised to investigate and take all steps available in regard to planning pathways and legal action to prevent this legislation taking effect in City of Ryde on 6 July 2018.
- (c) That Council immediately take action to alert our community to this legislation and its potential impacts on our City to be coordinated by the Director - Customer and Community Services and delegate authority to the General Manager to allocate funds as required, from General Revenue or other funding sources.
- (d) That Councillors are updated on developments through the Councillor Information Bulletin and Confidential Legal updates.
- (e) That a Media Release be issued to metropolitan and local media, Local Government NSW and NSROC seeking their support to endorse Council's campaign.

MOTION OF DISSENT

Councillor Moujalli moved a Motion of Dissent against the Mayor, Councillor Laxale's ruling on a Point of Order, relating to relevance of the matter before Council.

MOTION: (Moved by Councillors Moujalli and Yedelian OAM)

That a Motion of Dissent be made against the Mayor, Councillor Laxale's ruling on a Point of Order, relating to relevance on the matter before Council.

On being put to the Meeting, the voting on the Motion was three (3) for and eight (8) against. The Motion was **LOST**.

Record of the Voting

For the Motion: Councillors Lane, Moujalli and Yedelian OAM

Against the Motion: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Maggio, Pedersen, Purcell and Zhou

AMENDMENT: (Moved by Councillors Lane and Moujalli)

That Council:

- (a) Recognise that the City of Ryde is responsible for enacting the Ryde Local Environmental Plan (LEP) 2014.
- (b) Notes that the recently announced Low Rise Medium Density Code ('the Code') received bipartisan support in November 2017.
- (c) Acknowledges the former Council's awareness of potential changes to the Code.
- (d) Urgently commence a review of the Ryde LEP to consider, among other identified improvements, where medium dwelling provisions could adversely affect the community.
- (e) Where said impacts could be adverse, remove medium types of dwellings from R1 and R2 zones.
- (f) That a Media Release be issued to metropolitan and local media, Local Government NSW and NSROC seeking their support to endorse Council's campaign.

On being put to the Meeting, the voting on the Amendment was three (3) for and eight (8) against. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

Record of the Voting

For the Amendment: Councillors Lane, Moujalli and Yedelian OAM

Against the Amendment: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Maggio, Pedersen, Purcell and Zhou

RESOLUTION: (Moved by The Mayor, Councillor Laxale and Councillor Maggio)

- (a) That the General Manager seek an urgent meeting with The Hon. Anthony Roberts (Minister for Planning) and The Hon. Victor Dominello (Minister for Finance, Services and Property) to be attended by the Mayor and Acting Director - City Planning and Development to seek an exemption from the Codes SEPP amendments and to request that our local planning controls prevail over the State Policy.
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- (d) That Councillors are updated on developments through the Councillor Information Bulletin and Confidential Legal updates.
- (e) That a Media Release be issued to metropolitan and local media, Local Government NSW and NSROC seeking their support to endorse Council's campaign.

On being put to the Meeting, the voting on the Motion was eight (8) for and three (3) against. Councillor Yedelian OAM abstained from voting and accordingly his vote was recorded Against the Motion. The Motion was **CARRIED**.

Record of the Voting

For the Motion: The Mayor, Councillor Laxale and Councillors Clifton, Gordon, Kim, Maggio, Pedersen, Purcell and Zhou

Against the Motion: Councillors Lane, Moujalli and Yedelian OAM

The meeting closed at 9.40pm.

CONFIRMED THIS 24TH DAY OF APRIL 2018

Chairperson