

Meeting Date: Tuesday 10 December 2019
Location: Civic Hall, 1 Devlin Street, Ryde
Time: 7.00pm

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

Apologies: Nil.

Leave of Absence: Nil.

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Executive Manager – Strategy and Innovation, Manager – Communications and Engagement, Manager – Urban Strategy, Senior Coordinator – Communications, Senior Coordinator – Community Engagement, Communications Coordinator, Team Leader – Customer Service, Internal Communications Coordinator, Community Engagement Officer, Team Leader – Customer Service, System Support Officer, Civic Services Manager and Civic Support Officer.

PRAYER

Councillor Maggio 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.

ONE MINUTE SILENCE

Councillor Yedelian OAM requested that Council observe a one minute silence as a mark of respect for the victims of the New Zealand volcano and also the bushfires.

Note: A one minute silence was then observed.

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Terry Neville	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Janette Doyle	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Jacky Lei	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Scott Mackenzie	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Stavi Tsioustas	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Paul Margerseon	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Philip Brown	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Meeghan Tsihlis	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Tom Tsihlis	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
John Geevarghese (representing Mr Y. Zhou)	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019

PUBLIC PARTICIPATION ON ITEMS NOT LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
John Geevarghese	Deteriorating Environmental Impact

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

RESOLUTION: (Moved by Councillors Maggio and Lane)

That additional speakers who submitted a Request to Address Council on Items listed on the Agenda be allowed to address the meeting, the time being 7.39pm.

On being put to the Meeting, Councillor Clifton abstained from voting and accordingly her vote was recorded Against the Motion.

Record of Voting:

For the Motion: The Mayor, Councillor Laxale and Councillors Brown, Gordon, Kim, Lane, Maggio, Moujalli, Pedersen, Purcell, Yedelian OAM and Zhou

Against the Motion: Councillor Clifton

PUBLIC PARTICIPATION ON ITEMS LISTED ON THE AGENDA

The following persons addressed the Council:-

Name	Topic
Kathleen Campbell	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Jessica Ingham	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Tony Andrews	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Jenny Steel	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Damian Jeffree	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Guanjing Ruan	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Elisha James	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Daniel Wong	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Leo James	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Lucy Lauria	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Greg Davis	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Pamela Johnson	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Qian Wang	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Bill Cardiff	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Rossie Vasilev	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Lyn Langtry	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Runmin Jiang	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Gabrielle Fitzgerald	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Lucy Cooper	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Mitesh Khatri	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Guang Zhi	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019

Name	Topic
Michael Black	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
John Range	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Keith Davies	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Lucy Chen	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Christopher Perini	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Nevana Jordan	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Charlotte Atkins	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Lauria Silvestro	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Janet King	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Amanda Haras	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
David Moody	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Cuiling Wang	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Jiajun Zhu	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
David Wilkinson	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Yong King	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Sunder Venkat	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Amanda Riedel	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Ben Craig	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Lawrence Lee (representing Maria Lee)	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Natalie Vinton	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Brian McDonald	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Richard Farmer	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Stuart Low	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019

Name	Topic
Dominic Wong	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Novella Wilkinson	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Gordon Choi	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Donny Li	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Zi Tao	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Alex Harsas	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Fei Wang	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Daniel Wong	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Xueshan Liao	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019
Cartier Zhi	Item 2 – Outcomes of Exhibition – Planning Proposal – Heritage Review 2019

Note: Trevor Campbell, Pei Cheng, Lillian Lu, Esther Wong, Philip Howe, Mai Tram Doan, Andrew Fong, Junbin Huang and Christine Mandakos were called to address Council but were not present in the Chamber.

Note: A document regarding 35 Anthony Road, Denistone and also some photographs of various houses in the Simla Road area was circulated to Councillors by Elisha James and a copy is ON FILE.

Note: A document outlining a List of Deceptions was circulated to Councillors by Rossie Vasilev and a copy is ON FILE.

Note: A document regarding 39A Anthony Road, Denistone and also some photographs of houses in the Anthony Road area was circulated to Councillors by Stuart Low and a copy is ON FILE.

INFORMATION REPORT

1 REPORT FOR INFORMATION OF COUNCILLORS - HERITAGE REVIEW - PLANNING PROPOSAL 2019

Note: An Information Report was presented to Council.

COUNCIL REPORT

2 OUTCOMES OF EXHIBITION - PLANNING PROPOSAL - HERITAGE REVIEW 2019

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

- (a) That Council endorse the Ryde Planning Proposal Heritage Review 2019 (Planning Proposal) as amended in part (b).
- (b) That Council recommend to the Minister for Planning immediately that an amendment to the Ryde Local Environmental Plan Schedule 5 Environmental Heritage and Heritage Maps be finalised and published in accordance with the Planning Proposal as exhibited, with the following amendments arising from submissions made to the exhibition:
 - i. Not proceed with 99 Western Crescent, Gladesville as a Heritage Item
 - ii. Not proceed with 21 Douglas Street, Putney as a Heritage Item
 - iii. Not proceed with 14 Mitchell Street, Putney as a Heritage Item
 - iv. Not proceed with the proposed Wharf Road Heritage Conservation Area
 - v. Not proceed with the proposed Summerhayes Heritage Conservation Area
 - vi. Not proceed with the proposed Lunds Estate Heritage Conservation Area
 - vii. Amend the boundary of the proposed Darvall Estate Heritage Conservation Area to exclude (map ATTACHED):
 - 78A to 90 West Parade, Denistone
 - 1 to 21 Miriam Road, Denistone
- (c) That subsequent to the publication of the amendment to the Ryde Local Environmental Plan Schedule 5 Environmental Heritage and Heritage Maps, Council receives a report that details the changes required to the Ryde Development Control Plan 2014 (Ryde DCP2014) based on the outcomes of the Heritage Review.
- (d) That Council support the preparation of a Heritage Development Control Plan and that the draft DCP be reported to Council for approval to exhibit.
- (e) That submissions relating to the proposed Heritage Items be utilized to update the Heritage Data Forms prior to the amending LEP coming into effect.

- (f) That Council endorses a one-off budget allocation of \$500,000 and explores a subsequent annual allocation of \$500,000 for Heritage Assistance Fund grants of up to \$15,000. The eligibility criteria for Heritage Assistance grants are:
- i. All works must involve the conservation or restoration of a residential heritage item, listed on Schedule 5 of the Ryde Local Environmental Plan 2014 and/or identified as a Contributory Item in a Heritage Conservation Area.
 - ii. All works must demonstrate compliance with the provisions of Ryde Local Environmental Plan 2014, specifically, clause 5.10 Heritage Conservation.
 - iii. The works are undertaken in accordance with a development consent or heritage exemption; or involve minor maintenance works or repairs that do not require any formal approval or exemption from Council.
 - iv. All works must be completed (and paid) and tax invoices submitted with the grant application.
 - v. The works must have been completed within the past 12 months by qualified tradesmen who have demonstrated skills / experience in dealing with heritage fabric.
 - vi. The invoices for the completed works must be submitted. Grants will be paid to the owner of the heritage item – not to the contractor.
 - vii. All works must be undertaken in accordance with good heritage conservation practices and methodology (refer to the guidelines and publications available from the Heritage Division – Office of Environment and Heritage (OEH) [www.environment.nsw.gov.au])
 - viii. The Ryde Local Heritage Assistance Fund can also contribute to the preparation of:
 - A Conservation Management Plan (CMP) prepared prior to lodging a Development Application (DA) in accordance with NSW Heritage Council guidelines.
 - A Heritage Impact Statement (HIS) prepared prior to lodging a Development Application (DA) in accordance with NSW Heritage Council guidelines.
- (g) That Council write to all who made a submission advising of their recommendation to the Minister for Planning in respect of the Planning Proposal Heritage Review.

AMENDMENT: (Moved by Councillors Brown and Lane)

- (a) That Council notes the Planning Review – Heritage Review 2019.
- (b) That Council requires additional work to be undertaken in community consultation and therefore supports a third program of consultation via ‘Listen and Learn’ information sessions – to be organised between interested Ward Councillors and the planning / heritage staff and community members in each precinct / HCA.
- (c) That Council receives a report that details the changes required to the Ryde Development Control Plan 2014 (Ryde DCP2014) based upon the proposed heritage and character items identified in the report of 10 December 2019.
- (d) That Council endorses and annual allocation of \$500,000 for the Heritage Assistance Fund with grants of up to \$15,000 for listed Heritage Items and character houses that are assessed as being either Character Complying or Character Neutral.
- (e) That Council seeks a City wide study of all suburbs be completed. Many Ryde residents have recognised that this study has concentrations of character assessment, primarily in Eastwood and Denistone only and that other suburbs should also be included in the broader more expansive study.
- (f) The name given to ALL HCA’s should reflect the ‘Name Conservation Area’.
- (g) That Council support the creation of a Ryde Heritage (Key Worker) Housing Fund to purchase heritage listed properties and make them available for identified key workers in the City of Ryde. This would be funded by the surplus received from section 7.11 and 7.12 (property developer) contributions.
- (h) That Heritage Items proposed for individual listing should have an internal comprehensive assessment made and subsequent report and recommendation made back to Council in 2020.
- (i) That options be provided for Council to make boundary determinations at a granular level.

On being put to the Meeting, Councillor Zhou abstained from voting and accordingly his vote was recorded Against the Motion. The voting on the Amendment was six (6) all. The Mayor used his casting vote Against the Amendment. The Amendment was **LOST**.

Record of Voting:

For the Amendment: Councillors Brown, Kim, Lane, Maggio, Moujalli and Yedelian OAM

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

FURTHER AMENDMENT: (Moved by Councillors Maggio and Kim)

- (a) That Council receive and note the Heritage Study 2019.
- (b) That Council resolves to request the Minister to make the LEP with the following amendments:-
 - i. **Respect the rights of owners supporting the items of heritage significance.** That the 15 homes belonging to the owners supporting their home to be heritage listed, per Table in Item 2 of the report, be added to the Heritage Register in Ryde Local Environmental Plan 2014.
 - ii. **Respect the rights of owners objecting the items of heritage significance.** That the 22 homes belonging to the owners objecting their homes to be heritage listed, per Table in Item 2 of the report, removed from the Planning Proposal and that the General Manager investigate ways to make inclusion of these homes in future Heritage Studies extremely difficult.
 - iii. **Strikeout ALL Heritage Conservation Areas.** That all HCAs identified in this Study to be added to the Prohibition Register in Ryde Local Environmental Plan 2014 and that the General Manager investigate ways to make inclusion of these Heritage Conservation Areas in future Heritage Studies extremely difficult.
 - iv. **Confirm the owners' consent** on 7 homes identified in the Heritage Study where the owners did not make a submission and provide a report to Council to decide whether or not to list their homes in the Heritage Register.
 - v. **That Council and the officers affirm** that the Ryde Local Government will **"not pursue compulsory listing of any property unless the landowner of the property applies for a heritage listing."**

ADJOURNMENT

At the request of some Councillors, the Mayor, Councillor Laxale adjourned the Council Meeting for five (5) minutes, the time being 12.35am on Wednesday, 11 December 2019. The Council Meeting was adjourned to:

Wednesday, 11 December 2019 at 12.40am in the Civic Hall, 1 Devlin Street, Ryde.

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

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Executive Manager – Strategy and Innovation, Manager – Communications and Engagement, Manager – Urban Strategy, Senior Coordinator – Communications, Senior Coordinator – Community Engagement, Communications Coordinator, Team Leader – Customer Service, Internal Communications Coordinator, Community Engagement Officer, Team Leader – Customer Service, System Support Officer, Civic Services Manager and Civic Support Officer.

MEETING RECONVENED

The Mayor, Councillor Laxale reconvened the meeting at 12.45am on Wednesday, 11 December 2019 in the Civic Hall, 1 Devlin Street, Ryde.

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

Staff Present: General Manager, Director – Customer and Community Services, Director – Corporate Services, Director – City Planning and Environment, Director – City Works, General Counsel, Executive Manager – Strategy and Innovation, Manager – Communications and Engagement, Manager – Urban Strategy, Senior Coordinator – Communications, Senior Coordinator – Community Engagement, Communications Coordinator, Team Leader – Customer Service, Internal Communications Coordinator, Community Engagement Officer, Team Leader – Customer Service, System Support Officer, Civic Services Manager and Civic Support Officer.

FURTHER AMENDMENT: (Moved by Councillors Maggio and Kim)

(a) That Council receive and note the Heritage Study 2019.

(b) That Council resolves as follows:-

1. The Minister to make the Heritage LEP subject to the following amendments:-
 - i. **Respect the rights of owners supporting the items of heritage significance.** That the 15 homes belonging to the owners supporting their home to be heritage listed, per Table in Item 2 of the report, be added to the Heritage Register in Ryde Local Environmental Plan 2014.
 - ii. **Respect the rights of owners objecting the items of heritage significance.** That the 22 homes belonging to the owners objecting their homes to be heritage listed, per Table in Item 2 of the report, removed from the Planning Proposal.
 - iii. **Strikeout ALL proposed Heritage Conservation Areas.**
 - iv. **Confirm the owners' consent** on 7 homes identified in the Heritage Study where the owners did not make a submission and provide a report to Council to decide whether or not to list their homes in the Heritage Register.
2. That Council obtain legal advice as to whether it can only list future Heritage Items with the consent of the relevant property owner.

On being put to the Meeting, Councillor Zhou abstained from voting and accordingly his vote was recorded Against the Motion. The voting on the Amendment was five (5) For and seven (7) Against. The Amendment was **LOST**.

Record of the Voting:

For the Amendment: Councillors Kim, Lane, Maggio, Moujalli and Yedelian
OAM

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

FURTHER AMENDMENT: (Moved by Councillors Moujalli and Yedelian OAM)

- (a) That Council notes the Ryde Planning Proposal Heritage Review 2019 (Planning Proposal).
- (b) That Council recommend to the Minister for Planning that an amendment to the Ryde Local Environmental Plan Schedule 5 Environmental Heritage and Heritage Maps be finalised and published in accordance with the Planning Proposal as exhibited, with the following amendments arising from submissions made to the exhibition:

- i. Not proceed with 99 Western Crescent, Gladesville as a Heritage Item
- ii. Not proceed with 21 Douglas Street, Putney as a Heritage Item
- iii. Not proceed with 14 Mitchell Street, Putney as a Heritage Item
- iv. Not proceed with the proposed Wharf Road Heritage Conservation Area
- v. Not proceed with the proposed Summerhayes Heritage Conservation Area
- vi. Not proceed with the proposed Lunds Estate Heritage Conservation Area
- vii. Not proceed with the proposed Darvall Estate Heritage Conservation Area
- viii. Not proceed with the proposed Chatham Road Heritage Conservation Area
- ix. Not proceed with the Tyrell Street Heritage Conservation Area
- x. Not proceed with Street trees - Anthony and Miriam Roads
- xi. Not proceed with Street trees – Bencoolen Avenue and Simla Road
- xii. Not proceed with Street trees – Auld, Tarrants, Richards Avenue
- xiii. Not proceed with Campbell & Rowe Streets
- xiv. Not proceed with 1 Campbell Street Eastwood
- xv. Not proceed with 19 Campbell Street Eastwood
- xvi. Not proceed with 31 Campbell Street Eastwood
- xvii. Not proceed with 17 Clanalpine Street Eastwood
- xviii. Not proceed with 212 Rowe Street Eastwood (Eastwood Public School)
- xix. Not proceed with 72 Eltham Street Gladesville
- xx. Not proceed with 16 Percy Street Gladesville
- xxi. Not proceed with 18 Percy Street Gladesville

- xxii. Not proceed with Westminster Park, Gladesville
- xxiii. Not proceed with 72 Tennyson Road Gladesville
- xxiv. Not proceed with 99 Western Crescent Gladesville
- xxv. Not proceed with 39 Wharf Road Gladesville
- xxvi. Not proceed with 2 Richardson Place North Ryde
- xxvii. Not proceed with 21 Douglas Street Putney
- xxviii. Not proceed with Cleves Park Putney
- xxix. Not proceed with Morrison Bay Park, Putney
- xxx. Not proceed with 14 Mitchell Street Putney
- xxxi. Not proceed with 10 Storey Street Putney
- xxxii. Not proceed with 15 Waterview Street Putney
- xxxiii. Not proceed with 20 Waterview Street Putney
- xxxiv. Not proceed with 321 Blaxland Road Ryde
- xxxv. Not proceed with 343-351 Blaxland Road Ryde (Sydney Water)
- xxxvi. Not proceed with 46 Frederick Street Ryde
- xxxvii. Not proceed with 24 Gladstone Avenue Ryde
- xxxviii. Not proceed with 51 Higginbotham Road Ryde
- xxxix. Not proceed with Burrows Park Ryde
- xl. Not proceed with 17 Champion Road Tennyson Point
- xli. Not proceed with 43 Champion Road Tennyson Point
- xlii. Not proceed with 63 Champion Road Tennyson Point
- xliii. Not proceed with Maze Park West Ryde
- xliv. Not proceed with 48 Falconer Street West Ryde
- xlv. Not proceed with 61 Marsden Road West Ryde
- xlvi. Not proceed with 45 Terry Road West Ryde

- xlvi. Not proceed with 1021-1023 Victoria Road West Ryde
- xlvi. Not proceed with Anzac Park West Ryde
- (c) That Council recommends to the Minister that an amended LEP [as above in (b)] is drafted and subsequently notified on the NSW Legislation website.
- (d) That Council write to all who made a submission advising of their recommendation to the Minister for Planning in respect of the Planning Proposal Heritage Review.
- (e) That subsequent to the publication of the amendment to the Ryde Local Environmental Plan Schedule 5 Environmental Heritage and Heritage Maps, Council receives a report that details the changes required to the Ryde Development Control Plan 2014 (Ryde DCP2014) based on the outcomes of the Heritage Review.
- (f) That Council support the preparation of a Heritage Development Control Plan and that the draft DCP be reported to Council for approval to exhibit.
- (g) That submissions relating to the proposed Heritage Items be utilised to update the Heritage Data Forms prior to the amending LEP coming into effect.
- (h) That Council endorses a one-off budget allocation of \$500,000 for Heritage Assistance Fund grants of up to \$15,000. The eligibility criteria for Heritage Assistance grants are:
 - i. All works must involve the conservation or restoration of a residential heritage item, listed on Schedule 5 of the Ryde Local Environmental Plan 2014 and/or identified as a Contributory Item in a Heritage Conservation Area.
 - ii. All works must demonstrate compliance with the provisions of Ryde Local Environmental Plan 2014, specifically, clause 5.10 Heritage Conservation.
 - iii. The works are undertaken in accordance with a development consent or heritage exemption; or involve minor maintenance works or repairs that do not require any formal approval or exemption from Council.
 - iv. All works must be completed (and paid) and tax invoices submitted with the grant application.
 - v. The works must have been completed within the past 12 months by qualified tradesmen who have demonstrated skills / experience in dealing with heritage fabric.

- vi. The invoices for the completed works must be submitted. Grants will be paid to the owner of the heritage item – not to the contractor.
- vii. All works must be undertaken in accordance with good heritage conservation practices and methodology (refer to the guidelines and publications available from the Heritage Division – Office of Environment and Heritage (OEH) [www.environment.nsw.gov.au])
- viii. The Ryde Local Heritage Assistance Fund can also contribute to the preparation of:
 - A Conservation Management Plan (CMP) prepared prior to lodging a Development Application (DA) in accordance with NSW Heritage Council guidelines.
 - A Heritage Impact Statement (HIS) prepared prior to lodging a Development Application (DA) in accordance with NSW Heritage Council guidelines.

On being put to the Meeting, Councillor Zhou abstained from voting and accordingly his vote was recorded Against the Motion. The voting on the Amendment was five (5) For and seven (7) Against. The Amendment was **LOST**.

Record of Voting:

For the Amendment: Councillors Kim, Lane, Maggio, Moujalli and Yedelian OAM

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

FURTHER AMENDMENT: (Moved by Councillors Lane and Yedelian OAM)

That Council defer the matter until such time as a professional staff report is prepared offering a factual basis of support for the Mayors amendment. Specifically the report should differentiate between the heritage value of those areas still in motion, and those now removed.

On being put to the Meeting, Councillor Zhou abstained from voting and accordingly his vote was recorded Against the Motion. The voting on the Amendment was six (6) all. The Mayor used his casting vote Against the Amendment. The Amendment was **LOST**. The Motion was then put and **CARRIED**.

Record of Voting:

For the Amendment: Councillors Brown, Kim, Lane, Maggio, Moujalli and Yedelian OAM

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

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

- (a) That Council endorse the Ryde Planning Proposal Heritage Review 2019 (Planning Proposal) as amended in part (b).
- (b) That Council recommend to the Minister for Planning immediately that an amendment to the Ryde Local Environmental Plan Schedule 5 Environmental Heritage and Heritage Maps be finalised and published in accordance with the Planning Proposal as exhibited, with the following amendments arising from submissions made to the exhibition:
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 - iv. Not proceed with the proposed Wharf Road Heritage Conservation Area
 - v. Not proceed with the proposed Summerhayes Heritage Conservation Area
 - vi. Not proceed with the proposed Lunds Estate Heritage Conservation Area
 - vii. Amend the boundary of the proposed Darvall Estate Heritage Conservation Area to exclude (map ATTACHED):
 - 78A to 90 West Parade, Denistone
 - 1 to 21 Miriam Road, Denistone
- (c) That subsequent to the publication of the amendment to the Ryde Local Environmental Plan Schedule 5 Environmental Heritage and Heritage Maps, Council receives a report that details the changes required to the Ryde Development Control Plan 2014 (Ryde DCP2014) based on the outcomes of the Heritage Review.

- (d) That Council support the preparation of a Heritage Development Control Plan and that the draft DCP be reported to Council for approval to exhibit.
- (e) That submissions relating to the proposed Heritage Items be utilized to update the Heritage Data Forms prior to the amending LEP coming into effect.
- (f) That Council endorses a one-off budget allocation of \$500,000 and explores a subsequent annual allocation of \$500,000 for Heritage Assistance Fund grants of up to \$15,000. The eligibility criteria for Heritage Assistance grants are:
- i. All works must involve the conservation or restoration of a residential heritage item, listed on Schedule 5 of the Ryde Local Environmental Plan 2014 and/or identified as a Contributory Item in a Heritage Conservation Area.
 - ii. All works must demonstrate compliance with the provisions of Ryde Local Environmental Plan 2014, specifically, clause 5.10 Heritage Conservation.
 - iii. The works are undertaken in accordance with a development consent or heritage exemption; or involve minor maintenance works or repairs that do not require any formal approval or exemption from Council.
 - iv. All works must be completed (and paid) and tax invoices submitted with the grant application.
 - v. The works must have been completed within the past 12 months by qualified tradesmen who have demonstrated skills / experience in dealing with heritage fabric.
 - vi. The invoices for the completed works must be submitted. Grants will be paid to the owner of the heritage item – not to the contractor.
 - vii. All works must be undertaken in accordance with good heritage conservation practices and methodology (refer to the guidelines and publications available from the Heritage Division – Office of Environment and Heritage (OEH) [www.environment.nsw.gov.au])
 - viii. The Ryde Local Heritage Assistance Fund can also contribute to the preparation of:
 - A Conservation Management Plan (CMP) prepared prior to lodging a Development Application (DA) in accordance with NSW Heritage Council guidelines.

- A Heritage Impact Statement (HIS) prepared prior to lodging a Development Application (DA) in accordance with NSW Heritage Council guidelines.
- (g) That Council write to all who made a submission advising of their recommendation to the Minister for Planning in respect of the Planning Proposal Heritage Review.

On being put to the Meeting, the voting on the Motion was six (6) all. The Mayor used his casting vote For the Motion. The Motion was **CARRIED**.

Record of Voting:

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

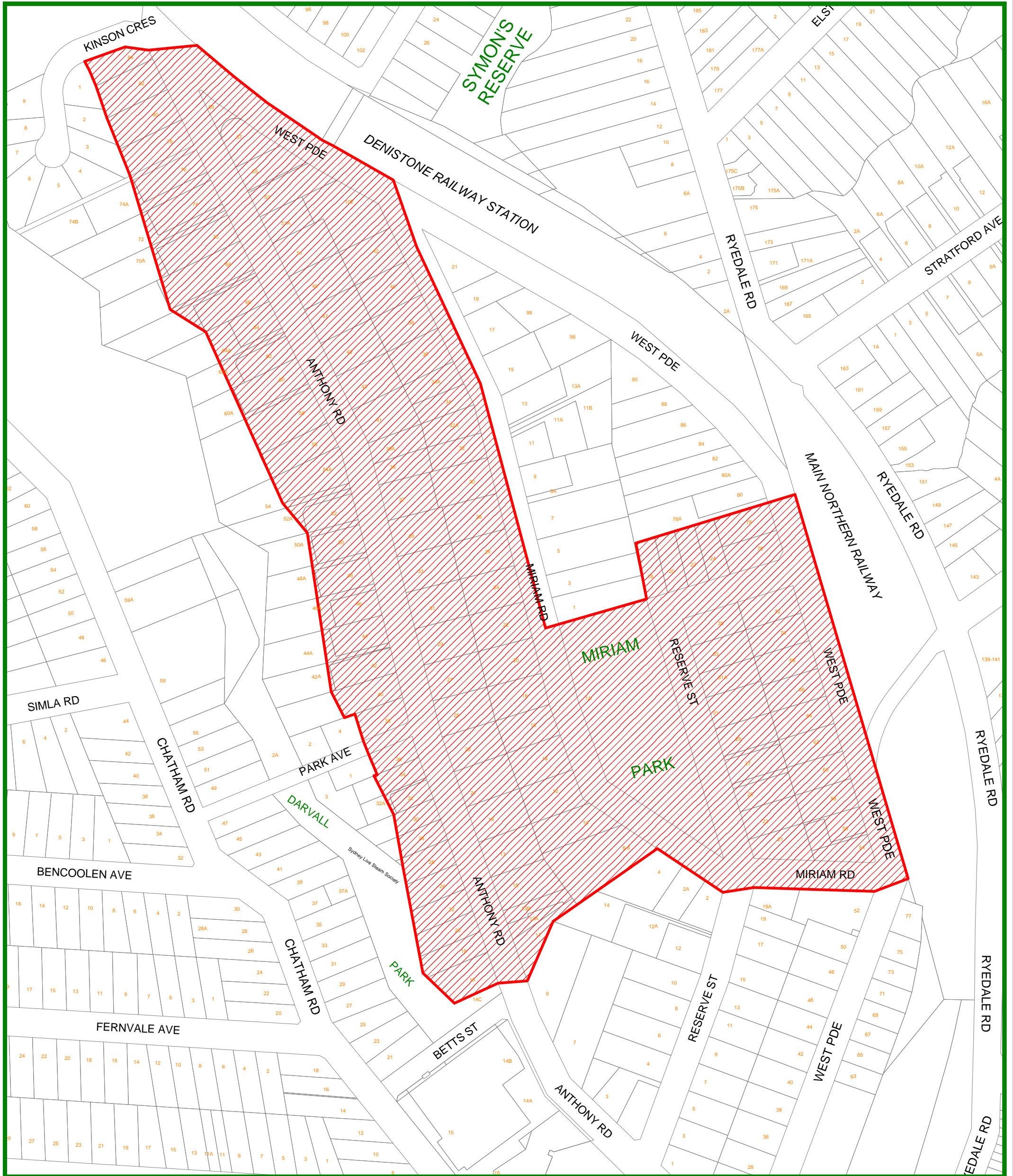
Against the Motion: Councillors Brown, Kim, Lane, Maggio, Moujalli and Yedelian OAM

The meeting closed at 1.45am on Wednesday, 11 December 2019

CONFIRMED THIS 12TH DAY OF DECEMBER 2019

Chairperson

Revised Boundary of Proposed Darvall Estate Heritage Conservation Area



 Proposed Heritage Conservation Area

Created by:	Name
Date:	10/12/2019
Scale:	1:2500 @ A3

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