



Agenda

Planning and Strategy Committee

Notice is hereby given that a Planning and Strategy Committee of Council will be held at Council Chambers, 1 Belgrave Street, Manly, on:

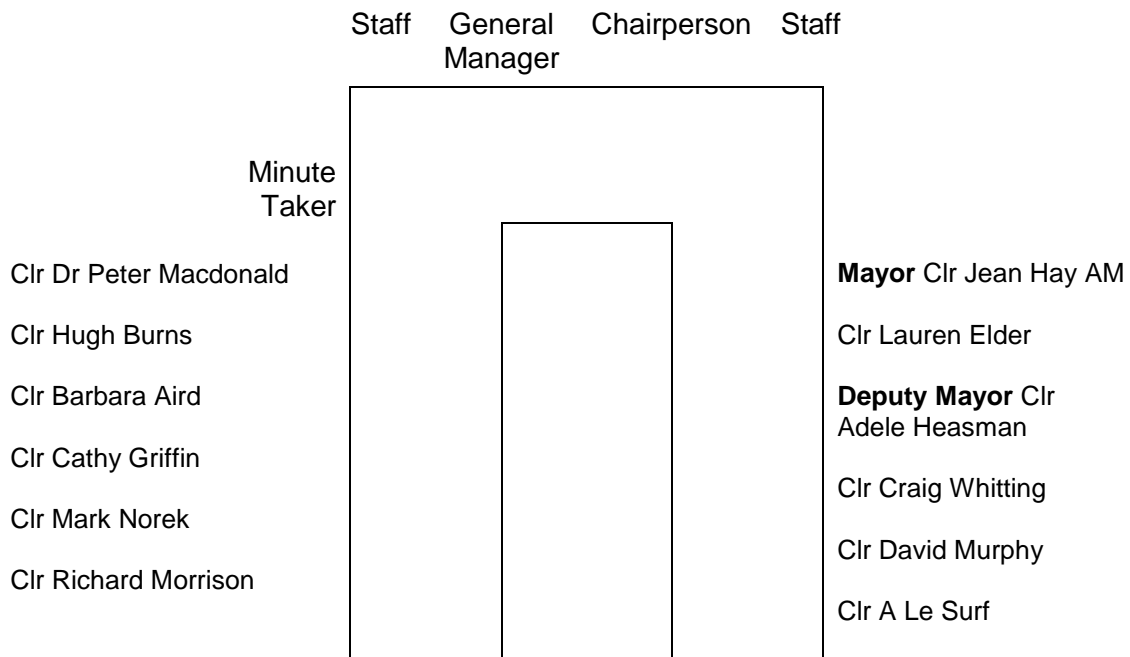
Monday 4 May 2009

Commencing at 7:30pm for the purpose of considering items included on the Agenda.

Persons in the gallery are advised that the proceedings of the meeting are being taped for the purpose of ensuring the accuracy of the Minutes. However, under the Local Government Act 1993, no other tape recording is permitted without the authority of the Council or Committee. Tape recording includes a video camera and any electronic device capable of recording speech.

*Copies of business papers are available at the Customer Services Counter at Manly Council, Manly Library and Seaforth Library and are available on Council's website:
www.manly.nsw.gov.au*

Seating Arrangements for Meetings



Press

Public
Addresses

Public Gallery

Chairperson: Councillor Richard Morrison
Deputy Chairperson: Councillor David Murphy

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***** END OF AGENDA *****

TO: Planning and Strategy Committee - 4 May 2009
REPORT: Mayoral Minute Report No. 5
SUBJECT: Regional and Local Infrastructure Program
FILE NO:

I received a call from the Parliamentary Secretary for Government Service Delivery, Senator Mark Arbib, who rang to pleasantly surprise me about Council's success in obtaining a \$2.2 Million grant under the Regional and Local Infrastructure Program for the proposal to complete landscaping work on the Ocean Beach Promenade and some seawall protection work in the section between North Steyne and Queenscliff Surf Clubs.

I subsequently met with and toured the site of the proposed works with him and discussed its benefits. I advised the Senator that Manly experiences approximately seven million international and domestic visitors each year and that the Manly Ocean Beach Promenade is a prominent draw cards to visitors, and is used throughout the year to host major international events, as well as numerous local community leisure time activities.

Although a funding agreement has yet to come to Council, it is, however, expected that the components of the work that would be funded will include improved amenity, lighting, landscaping and pathway works along the adjacent foreshore area as well as some seawall protection work.

For Council to receive the funds, works must be substantially commenced by September this year; this, the General Manager has assured me, would not be an issue logistically, however prevailing weather conditions are likely to be the controlling factor for this project.

I would like to congratulate the General Manager and his staff for the excellent submissions they have prepared for this and two other funding submissions, which included detailed employment and economic targets that our submitted projects aimed to achieve. Primarily due to the comprehensiveness of our submissions, two out of the three of our applications have been approved, and well ahead of the hundreds the Commonwealth has received. Furthermore, I have been advised that the last remaining application is still in the mix and undergoing final assessments.

RECOMMENDATION

I Move that Council

1. receive and note the Mayoral Minute, and
2. thank the General Manager and his staff for the thorough and successful submissions they have prepared for the submission to the Commonwealth.

ATTACHMENTS

There are no attachments for this report.

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***** End of Mayoral Minute Report No. 5 *****

TO: Planning and Strategy Committee - 4 May 2009
REPORT: Item For Brief Mention Report No. 6
SUBJECT: Items for Brief Mention - Minutes for Adoption by Council - Special Purpose Joint Committees
FILE NO:

1. Minutes of Meetings without recommendations of a substantial nature:

- i) Traffic Committee – 6 April 2009
- ii) Manly Meals on Wheels Committee – 8 April 2009

2. The following Minutes contain recommendations of a substantial nature requiring formal Council adoption as follows:

i) Art and Culture Committee – 17 March 2009

a) Item 5 Strategic Frameworks for the Art and Culture Committee

A presentation was made concerning the strategic framework for the work of the Committee. This detailed the cultural services in Manly and Committee's objectives. It was explained that the Cultural Plan was hoped to be presented to Council in the next few months.

Committee members may suggest additions.

Priorities for the years 2009 – 2012 were presented for comment. Committee agreed to accept those suggested and to present their own at the next meeting. The priorities agreed on will set the agendas for future meetings.

To discuss MAGAM redevelopment and Public Art, It was recommended that:

- a representative from the LMUD Committee be invited to the May meeting to explain new developments in Manly to see if public art components can be recommended in the developments
- a research paper on the LGSA's Public Art Policy be presented
- previous MAGAM development plans be presented for discussion
- Stockland's Public Art consultant is invited to July meeting to discuss the public art in the Balgowlah Village development.

Objectives: The objectives in the terms of reference were accepted but it was proposed to review the objectives in one year, and a review will be conducted annually.

Recommendation

The Committee recommends to the Council that it considers the Committee's approved strategic framework.

The Committee recommends to the General Manager and Council that:

Item For Brief Mention Report No. 6 (Cont'd)

- The Committee takes an active role in the formulation of advice to Council on policy and strategies to promote the Arts and Culture in Manly.
- The review procedure for the annual review of the Committee's objectives be approved.

b) Item 7.1 Proposed Acquisitions

Director MAGAM asked Committee to recommend the adoption of the Minutes of the previous Art and Culture Committee of 23 July 2008, as proposed acquisitions had not been notified to Council. Members who were at that meeting recommended the acceptance of the minutes.

Director MAGAM proposed the acquisition of the gift of 50 watercolours and 2 paintings by Alan Waite of the Peninsula Art Society. Committee agreed to accept them.

Director MAGAM proposed the purchase, through the Theo Batten Bequest of a Chris Langlois painting, *Narrabeen Lake* for \$17,000.
Moved: Cllr Le Surf Seconded: A van Ogtrop.

Recommendation

That the proposed acquisitions by Alan Waite and Chris Langlois be accepted into the Manly Art Gallery collection.

ii) Waste Management Committee – 18 March 2009**a) Item 5 Report Strategic Framework for the Waste Management Committee**

A presentation was made concerning the strategic framework for the work of the Committee.

Recommendation

The Committee recommends to the General Manager and Council:

- a) That the following objectives for the Committee be approved (new objectives in bold):
- i. Act as an advisory body to Council on waste services and education.**
 - ii. Make recommendations to Council, other Committees of Council and the community on a broad range of waste matters identified by the Management Plan, Zero Waste Strategy, Litter Avoidance Strategy and other sources.**

In essence, provide advice to Council on strategic direction to ultimately achieve zero waste through best practice waste processes for Council's consideration.

- b) That the two vacancies for community representatives be filled.
- c) That the name of the Committee be changed to the Waste Committee.
- d) That the priorities for the Committee be: second service audits, public place bins, fines for littering, and the relevance of current waste service initiatives to a zero waste strategy.
- e) Request the General Manager to make available to the Committee staff's work plans.

Item For Brief Mention Report No. 6 (Cont'd)

- f) Council to include waste related questions for businesses as part of the existing Starfish rating evaluations for restaurants.
- g) Per capita data for SHOROC comparisons in waste trends to be provided.
- h) The Code of Respect for the Environment that was included in a previous Council resolution, be promoted to the Sustainable Economic Development and Tourism Committee, Visitor Information Centre and local businesses.
- i) Review the May '08 resolution on the Code of Respect for the Environment
- j) Request the General Manager to make available Waste staff to make a presentation to the Sustainable Economic Development and Tourism Committee on tourism and waste issues, including seeking their endorsement of the waste addition to the Starfish ratings.
- k) Waste and climate change issues be discussed with Corporate Planning and Strategy to investigate the possibility of waste issues being incorporated in decisions on carbon neutrality and associated EOIs.
- l) Amendments are made to the waste section of the Management Plan particularly with regard to emphasising the link between climate change and waste in Key Outcomes and the use of action oriented verbs in Actions.

iii) Manly Arts Festival Working Group – 24 March 2009**a) Item 5 Strategic Framework**

A presentation was made of the strategic framework for the Working Group, and proposed priorities and these were approved.

The Working Group considered its proposed schedule of meetings and decided to change them to:

Wednesday 1 July 3.30pm

Wednesday 5 August 3.30pm

Wednesday 28 October at 2.00pm to be followed by afternoon tea celebrations at 3.30pm

Recommendation

The Committee recommends to the Council that it considers the Committee's approved strategic framework.

iv) Sustainable Economic Development and Tourism Committee – 2 April 2009**a) Item 4 Matters Arising Report – Membership of the Committee**

The report proposed priorities for the Committee over the next year, and external venues for some meetings, which were approved. The Committee was informed of Council's sponsorship of the Northern Beaches Local Business Awards 2009.

Concern was expressed about the lack of information on which to base the development of a Sustainable Economic Development Strategy to update the 1993 Tourism Management Plan. It was suggested that Council should reconsider the proposal for a pedestrian traffic count.

The priorities approved for future meetings and venues were:

Meeting of 21 May – Presentations from Sydney Harbour Federation Trust and Manly Chamber of Commerce on Manly Tourism at Sydney Harbour Federation

Item For Brief Mention Report No. 6 (Cont'd)

Trust, North Head.

Meeting of 16 July – Presentation by Tourism NSW and the consideration of 'carrying capacity'.

Meeting of 20 August – Seek a presentation from Committee member International College of Management (and venue for meeting).

Meeting of 1 October – Developing a Sustainable Economic Development Strategy.

Meeting 19 November – Take stock of what has been achieved in 2009, and set priorities for 2010. Presentations from venue providers. Venue for the meeting to be the Q Station.

Recommendation

The Committee recommends to the General Manager and Council that:

- 1) Lisa Kable and Carole Douglas be appointed as Community Representatives,
- 2) The remaining vacancy for a community representative be not filled, so the final membership of the Committee is 16 with a quorum of 9 members.

b) Item 5 Presentation on Sydney Ferries

The representative from Sydney Ferries made a presentation to the Committee, which was subsequently distributed to all Committee members.

The biggest number of passengers travelling to Manly was 12 million in 1946. The Manly ferry carries 50% of all Sydney Ferries passengers: 12,000 people per day in winter and 25-30,000 in summer.

The presentation included a proposal for a joint marketing campaign in June 2009 to encourage people to visit Manly in the winter and experience the new Corso and Farmers' Markets etc.

Recommendation

The committee recommends that the council develops a partnership between Council and Sydney Ferries.

v) Surf Club Liaison Working Group – 7 April 2009

a) Item 4 Priorities 2009-2012

Recommendation

i) The Working Group recommends to the General Manager and Council that the following changes be made to the schedule of meetings and the Terms of Reference:

- Meetings to be held bimonthly on the second Tuesday of the month at 6pm.
- The Mayor is the Chair of the working group, and that needs to be reflected in the Terms of Reference and included in the quorum, making the quorum 9.
- The Objectives to be changed to include the words in bold below:

Item For Brief Mention Report No. 6 (Cont'd)

The ongoing maintenance **and funding** and necessary improvement of the Surf Life Saving Club buildings to operate effectively into the future.

- The following sentence in italics be deleted from the Terms of Reference:

Note on operation of Working Group:

Encourage that the working Group would only deal with the issues of any one Surf Life Saving club at one time (where practical).

ii) The Working Group recommends to the General Manager and Council that:

- Surf Club maintenance and government funding are the priorities for the working group in 2009-12.
- That a Calendar of Surf Club events be prepared by Club representative for the Working Group and Council to provide awareness for planning and opportunities for lobbying State Government for funding to support major events as a priority for 2009-12.

vi) Manly Environment Committee – 8 April 2009**a) Item 4 Terms of Reference**

Previous Terms of Reference for this committee included the following:

“Liaison with and support for the Manly Environment Centre, Sustainability Youth Crew and other stakeholders and interested parties, including National Parks and Wildlife Service in the Manly Area.”

Recommendation

That the above clause be added to the Terms of Reference of this Committee as shown in italics below.

Liaison with and support for the Manly Environment Centre, Sustainability Youth Crew and other stakeholders and interested parties, including National Parks and Wildlife Service in the Manly Area.

b) Item 5 Environmental Levy Report

Staff presented the evaluation report for projects funded in 2007/8 year. Also they recommended allocation of funds for the levy for the 2009/10 financial year. The following points were noted:

- The evaluation report for projects funded from the 2008 /9 financial year will be forwarded to the committee in the second half of this year (after the financial year closes). This financial year's projects included the \$150,000 climate change icon project.
- Importance of a good executive summary in presenting figures and allocations to the committee was noted by staff.
- Committee desired to see Hill to Harbour Tours project to be self funded under the environmental education program to allow for these funds to be utilised in an education project relating to conserving the marine environment.
- Some committee members desired more information on Community Garden project and requested the community be consulted with as this project progressed (it still received support for an allocation of funds as recommended).
- Committee to continue to monitor bushland allocations in future years. It was noted other funding obtained by Council may lessen the burden from the levy for these funds in 2010/11.
- Further reports were requested in relation to the Gross Pollutant Trap Program

Item For Brief Mention Report No. 6 (Cont'd)

giving background and its overall effectiveness as well as Environmental Education program and its current focus areas.

Recommendation

- 5.1 That the Committee receives and notes the Annual Report for 2007-2008 environment levy funded projects.
- 5.2 That the Committee recommends to Council that the Draft Environment Levy Budget 2009/10 be endorsed for public exhibition with the Council's General Revenue Budget for 2009/2010.

Environment Levy Program 2009/10	
Project Name	2009/10
Biodiversity Program	
Burnt Bridge Creek Restoration	\$65,000
Bushland Restoration Program	\$195,000
Threatened species program	\$10,000
Water Cycle Management Program	
Water Cycle Management	\$73,000
Water Cycle Monitoring and Integrated Decision Support Tool Development	\$40,000
Manly LGA Flood Study and Risk Management Plan (Stage 1 & 2)	\$60,000
Feasibility Assessment – New GPTs (North Harbour & Manly Cove CMP areas)	\$20,000
Sustainable Water Resources – (Water Plan Implementation)	\$30,000
GPT + Water Tanks Maintenance Vote (up to 10% allowed- \$94,600)	\$61,000
Lagoon Conservation & Remediation Program	
Coastline Management Program	
Coastal Environmental Projects	\$155,000
Manly Ocean Beach CMP Implementation	\$65,000
Harbour based Coastline Management Plans - Implementation	\$45,000
Education for Sustainability Program	
Education for Sustainability Strategy Implementation	\$96,000

Item For Brief Mention Report No. 6 (Cont'd)

Ocean Care Day	\$20,000
Manly Community Garden & Nursery	\$16,000
Fair Trade Manly	\$2,000
Manly Ambassadors	\$4,000
Environment Levy Community Communication Strategy	\$6,000
TOTAL ENVIRONMENT LEVY FUNDED PROJECTS 2009/10:	\$966,000

c) **Item 6.2 Australian Institute of Police Management**

NSW Planning Minister Keneally and Federal Minister for Home Affairs Mr Bob Debus, announced the approval of the AIPM's Preferred Project. However, an officer from the Referrals Section, Federal Department of Environment, Water and Heritage has verbally advised that their Department has not been notified by the NSW Government as yet. When the report from NSW Planning is received, the approval process is 40 days. Letter of 2nd December, 2008 received from their Minister Garrett assured Council that his department would assess "matters raised when deciding whether or not the proposal should be approved under the EPBC Act."

Recommendation

Council seek written confirmation from Minister Garrett as to the current status of the approval of this Preferred Project under the *Environmental Protection and Biodiversity Conservation Act, 1999* which his Department administers.

vii) **Community Safety Committee – 9 April 2009**a) **Item 9 Graffiti**

Following the resolution of the extraordinary meeting of Council on 20 October 2008 Council held a joint meeting with key stakeholders (including school principals, Manly Police and Community Safety Committee representatives) on 31st March 2009 to discuss the issue of graffiti in Manly.

A summary report of the meeting was provided to the Committee and key points discussed.

Recommendation

The Community Safety Committee recommends that Council:

- Continues the policy of rapid removal.
- Publicise and continue to offer a monetary reward of up to \$1,000 upon the conviction of a graffiti vandal for their crime.
- Establishes a database of graffiti tags and display on line on Council's website (sharing information across organisations).
- Re-establish a dedicated Council hotline to receive community reports.

Item For Brief Mention Report No. 6 (Cont'd)

- Mount a public awareness campaign to encourage residents to report graffiti.
- Develop an information resource to assist residents in removing graffiti and how to graffiti proof property against tags e.g. graffiti resistant materials, darker surfaces.
- Consider the requirements that would be necessary for removal of publicly visible graffiti from private property.

b) Item 12 Manly Bathers Pavilion DA

Two separate development applications for alterations and additions to the Manly Bathers Pavilion level 1 and 2, including fitout for a restaurant have been referred to the Committee for comment.

A site visit was made by the Community Safety Coordinator, Council's principal and senior planners, Superintendent Dave Darcy and Detective Inspector Carole Dowsen. The developers and architect explained that the DA was for two restaurants only, there is a bar area on level two, but this is to serve patrons waiting for meals. To reduce the impact of noise on local residents, the entry and exit points will be onto the East Esplanade area. Security will be engaged, to ensure the safety of patrons along the Esplanade. They have offered to provide a Plan of Management or Business Plan which will explain the details of security, suggested hours of operation, and who they intend to target as patrons. Parking has been arranged at the Grand Esplanade. It is understood that the venue would close at midnight.

The Community Safety Coordinator will investigate the current liquor licence type.

The Committee agreed there are varying opinions regarding the extent and the scale of the two DAs.

Recommendation

The Committee requests the General Manager to provide information on the proposals in the DAs at the Community Safety Committee's May meeting.

RECOMMENDATION

1. That the recommendations of **Minutes of Meetings**, as listed in **item 1**, being **1i to 1ii**, be **adopted**.
- 2 i) That the minutes of the **Art & Culture Committee -17 March 2009** be **adopted**, including the following recommendations of a substantial nature:
 - a) **Item 5 Strategic Framework for the Art and Culture Committee**

The Committee recommends to the Council that it considers the Committee's approved strategic framework.

The Committee recommends to the General Manager and Council that:

- The Committee takes an active role in the formulation of advice to Council on

Item For Brief Mention Report No. 6 (Cont'd)

- policy and strategies to promote the Arts and Culture in Manly.
- The review procedure for the annual review of the Committee's objectives be approved.

b) Item 7.1 Proposed Acquisitions

That the proposed acquisitions by Alan Waite and Chris Langlois be accepted into the Manly Art Gallery collection.

- ii) That the minutes of the **Waste Management Committee -18 March 2009** be adopted, including the following recommendations of a substantial nature:

a) Item 5 Report Strategic Framework for the Waste Management Committee

The Committee recommends to the General Manager and Council:

- a) That the following objectives for the Committee be approved (new objectives in bold):
- i. **Act as an advisory body to Council on waste services and education.**
 - ii. **Make recommendations to Council, other Committees of Council and the community on a broad range of waste matters identified by the Management Plan, Zero Waste Strategy, Litter Avoidance Strategy and other sources.**

In essence, provide advice to Council on strategic direction to ultimately achieve zero waste through best practice waste processes for Council's consideration.

- b) That the two vacancies for community representatives be filled.
- c) That the name of the Committee be changed to the Waste Committee.
- d) That the priorities for the Committee be: second service audits, public place bins, fines for littering, and the relevance of current waste service initiatives to a zero waste strategy.
- e) Request the General Manager to make available to the Committee staff's work plans.
- f) Council to include waste related questions for businesses as part of the existing Starfish rating evaluations for restaurants.
- g) Per capita data for SHOROC comparisons in waste trends to be provided.
- h) The Code of Respect for the Environment that was included in a previous Council resolution, be promoted to the Sustainable Economic Development and Tourism Committee, Visitor Information Centre and local businesses.
- i) Review the May '08 resolution on the Code of Respect for the Environment.
- j) Request the General Manager to make available Waste staff to make a presentation to the Sustainable Economic Development and Tourism Committee on tourism and waste issues, including seeking their endorsement of the waste addition to the Starfish ratings.
- k) Waste and climate change issues be discussed with Corporate Planning and Strategy to investigate the possibility of waste issues being incorporated in decisions on carbon neutrality and associated EOIs.
- l) Amendments are made to the waste section of the Management Plan particularly with regard to emphasising the link between climate change and waste in Key Outcomes and the use of action oriented verbs in Actions.

Item For Brief Mention Report No. 6 (Cont'd)

- iii) That the minutes of the **Manly Arts Festival Working Group -24 March 2009** be adopted, including the following recommendations of a substantial nature:

a) **Item 5 Strategic Framework**

The Committee recommends to the Council that it considers the Committee's approved strategic framework.

- iv) That the minutes of the **Sustainable Economic Development and Tourism Committee – 2 April 2009** be adopted, including the following recommendations of a substantial nature:

a) **Item 4 Matters Arising Report – Membership of the Committee**

The Committee recommends to the General Manager and Council that:

- 1) Lisa Kable and Carole Douglas be appointed as Community Representatives, and
- 2) The remaining vacancy for a community representative be not filled, so the final membership of the Committee is 16 with a quorum of 9 members.

b) **Item 5 Presentation on Sydney Ferries**

The Committee recommends that the Council develops a partnership between Council and Sydney Ferries.

- v) That the minutes of the **Surf Club Liaison Working Group -7 April 2009** be adopted, including the following recommendations of a substantial nature:

a) **Item 4 Priorities 2009-2012**

- i) **The Working Group recommends to the General Manager and Council that the following changes be made to the schedule of meetings and the Terms of Reference:**

- Meetings to be held bimonthly on the second Tuesday of the month at 6pm.
- The Mayor is the Chair of the working group, and that needs to be reflected in the Terms of Reference and included in the quorum, making the quorum 9.
- The Objectives to be changed to include the words in bold below:
The ongoing maintenance **and funding** and necessary improvement of the Surf Life Saving Club buildings to operate effectively into the future.
- The following sentence in italics be deleted from the Terms of Reference:

Note on operation of Working Group:

Encourage that the working Group would only deal with the issues of any one Surf Life Saving club at one time (where practical).

- ii) **The Working Group recommends to the General Manager and Council that:**

- Surf Club maintenance and government funding are the priorities for the working group in 2009-12.
- That a Calendar of Surf Club events be prepared by Club representative for

Item For Brief Mention Report No. 6 (Cont'd)

the Working Group and Council to provide awareness for planning and opportunities for lobbying State Government for funding to support major events as a priority for 2009-12.

- vi) That the minutes of the **Community Environment Committee – 8 April 2009** be adopted, including the following recommendations of a substantial nature:

- a) **Item 4 Terms of Reference**

That the above clause be added to the Terms of Reference of this Committee as shown in italics below.

Liaison with and support for the Manly Environment Centre, Sustainability Youth Crew and other stakeholders and interested parties, including National Parks and Wildlife Service in the Manly Area.

- b) **Item 5 Environmental Levy Report**

- 5.1 That the Committee receives and notes the Annual Report for 2007-2008 environment levy funded projects.
- 5.2 That the Committee recommends to Council that the Draft Environment Levy Budget 2009/10 be endorsed for public exhibition with the Council's General Revenue Budget for 2009/2010.

Environment Levy Program 2009/10	
Project Name	2009/10
Biodiversity Program	
Burnt Bridge Creek Restoration	\$65,000
Bushland Restoration Program	\$195,000
Threatened species program	\$10,000
Water Cycle Management Program	
Water Cycle Management	\$73,000
Water Cycle Monitoring and Integrated Decision Support Tool Development	\$40,000
Manly LGA Flood Study and Risk Management Plan (Stage 1 & 2)	\$60,000
Feasibility Assessment – New GPTs (North Harbour & Manly Cove CMP areas)	\$20,000
Sustainable Water Resources – (Water Plan Implementation)	\$30,000
GPT + Water Tanks Maintenance Vote (up to 10% allowed- \$94,600)	\$61,000

Item For Brief Mention Report No. 6 (Cont'd)

Lagoon Conservation & Remediation Program	
Coastline Management Program	
Coastal Environmental Projects	\$155,000
Manly Ocean Beach CMP Implementation	\$65,000
Harbour based Coastline Management Plans - Implementation	\$45,000
Education for Sustainability Program	
Education for Sustainability Strategy Implementation	\$96,000
Ocean Care Day	\$20,000
Manly Community Garden & Nursery	\$16,000
Fair Trade Manly	\$2,000
Manly Ambassadors	\$4,000
Environment Levy Community Communication Strategy	\$6,000
TOTAL ENVIRONMENT LEVY FUNDED PROJECTS 2009/10:	\$966,000

c) **Item 6.2 Australian Institute of Police Management**

Council seek written confirmation from Minister Garrett as to the current status of the approval of this Preferred Project under the *Environmental Protection and Biodiversity Conservation Act, 1999* which his Department administers.

vii) That the minutes of the **Community Safety Committee -9 April 2009** be adopted, including the following recommendations of a substantial nature:

a) **Item 9 Graffiti**

The Community Safety Committee recommends that Council:

- Continues the policy of rapid removal.
- Publicise and continue to offer a monetary reward of up to \$1,000 upon the conviction of a graffiti vandal for their crime.
- Establishes a database of graffiti tags and display on line on Council's website (sharing information across organisations).
- Re-establish a dedicated Council hotline to receive community reports.
- Mount a public awareness campaign to encourage residents to report graffiti.
- Develop an information resource to assist residents in removing graffiti and how to graffiti proof property against tags e.g. graffiti resistant materials, darker surfaces.
- Consider the requirements that would be necessary for removal of publicly visible graffiti from private property.

Item For Brief Mention Report No. 6 (Cont'd)

b) **Item 12 Manly Bathers Pavilion DA**

The Committee requests the General Manager to provide information on the proposals in the DAs at the Community Safety Committee's May meeting.

ATTACHMENTS

There are no attachments for this report.

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***** End of Item For Brief Mention Report No. 6 *****

TO: Planning and Strategy Committee - 4 May 2009
REPORT: Planning And Strategy Division Report No. 18
SUBJECT: Individual Heritage Items
FILE NO:

SUMMARY

This review and assessment of potential heritage items in Manly Council's Local Government Area identified 28 (twenty-eight) places of heritage significance that should be listed as individual heritage items in the Schedule 4 of Manly LEP.

The review follows the methodology of the NSW Department of Planning's Heritage Branch, approved by the NSW Heritage Council. The review was completed by Zoran Popovic, Heritage Planner (Contractor), with assistance of members of the Council's Corporate Planning and Strategy Division and Manly Council Library.

REPORT

In total, 127 potential new items were considered. This includes 45 items previously proposed for individual listing as part of the *Manly's Sustainable Heritage* report (prepared on behalf of Manly Council by Clive Lucas, Stapleton and Partners in 2005), and another 40 items identified as part of that report but located within the proposed Conservation Areas that were not formalised. The current review also considered 8 items listed in the heritage registers of State Government Agencies and in the Sydney Regional Environmental Plan (SREP) 2005 that were not previously listed in Manly LEP. Further 34 potential items were nominated by members of the general public or identified from primary research undertaken by the author and the Council staff.

Items from:	Considered	Recommended for listing
1 – Individual items from <i>Manly's Sustainable Heritage</i>	45	11
2 – Items in previously proposed Conservation Areas	40	8
3 – SREP and S.170 Registers of State agencies	8	4
4 – Council staff research	34	5
Total number of items	127	28

Items identified in *Manly's Sustainable Heritage* were previously assessed utilising basic criteria for heritage listing (defined by the NSW Heritage Council). For the purposes of this report, the items were re-assessed using additional guidelines (sub-criteria) for inclusion and for exclusion, developed by NSW Heritage Branch to assist in application of the basic criteria. Some new information was derived from additional primary research, occasionally utilising sources not previously accessible to consultants. The process resulted in some variation of the original assessment.

Items first time identified as part of the preparation of this report were fully assessed against the NSW Heritage Branch criteria and sub-criteria.

The assessments of items identified by the State Government Agencies were taken over without modification from the Section 170 Registers of these Agencies.

In several instances, it was found that places have streetscape or character values, albeit they would not necessarily meet the threshold of the evaluation criteria for individual heritage listing. It

Planning And Strategy Division Report No. 18 (Cont'd)

is one of the conclusions of this report that the Council should look into ways of protecting the streetscapes, character areas and particular building materials (face brick, stone and fine craftwork, including timber joinery) in a process separate from that of the individual heritage listing.

The resulting list of proposed items was screened for places already included in formally listed items, as parts of significant streetscapes or groups, which resulted in a reduced number of potential items. Where places were found to form "related places" (as defined by *The Burra Charter*), they were organised in pairs or group items, which further reduced the number of items.

The final report is presented in two volumes:

- Technical Report, with summary results of assessment and recommendations and photographs of the items; and
- Assessment Report, with detailed examination of heritage criteria, statements of significance, and the recommended management guidelines.

As consultation with the property owners of the individual items has not yet occurred the addresses of the items are confidential. Given this, the Technical Report and the Assessment Report are circulated separately as **confidential Attachments 1 and 2** respectively. The recommended list of potential items is also circulated separately as **confidential Attachment 3**.

Council has consulted extensively throughout the process of the Heritage Review, and it is considered that consultation with the owners of each of the properties identified as potential individual heritage items should also take place before proceeding with any action to list the potential items. Similarly, a confidential briefing to Council's Heritage Committee is planned. A further report to Council will be prepared once consultation with the property owners and the Heritage Committee has been completed, and to progress the listing of the individual items in the Manly Local Environmental Plan.

RECOMMENDATION

It is recommended that Council:

1. Receive and note the report, and
2. Consult with the Heritage Committee and the property owners of the properties which have been identified as potential individual heritage items, and receive a further report on the outcome of the consultation, prior to progressing action to list the potential heritage items in the Manly Local Environmental Plan.

ATTACHMENTS

AT- 1	Heritage Items Review, Part A, Technical Report - CONFIDENTIAL ATTACHMENT - for the information of Councillors	97 Pages	Circulated Separately
AT- 2	Heritage Items Review, Part B, Detailed Assessment Report - CONFIDENTIAL ATTACHMENT - for the information of Councillors	242 Pages	Circulated Separately
AT- 3	Recommended list of Potential Heritage Items - CONFIDENTIAL ATTACHMENT - for the information of Councillors	1 Page	Circulated Separately

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***** End of Planning And Strategy Division Report No. 18 *****

TO: Planning and Strategy Committee - 4 May 2009
REPORT: Planning And Strategy Division Report No. 19
SUBJECT: State Environmental Planning Policy (Infrastructure) 2007, Amendments
February/April 2009
FILE NO:

SUMMARY

The purpose of this report is to advise on recent amendments to the *State Environmental Planning Policy (Infrastructure) 2007* (Infrastructure SEPP). The amendments aim to facilitate the recent Commonwealth Government Economic Stimulus Plan, including provisions for Schools and Housing (Affordable Housing and Group Homes).

REPORT

State Environmental Planning Policy (Infrastructure) 2007 was gazetted on 21 December 2007 and took effect on 1 January 2008. A copy of the Planning & Strategy Report (12 May 2008) on the introduction of the Infrastructure SEPP is **tabled** for information.

In 2009, the Infrastructure SEPP was amended (20 February 2009) to give immediate effect to provisions regarding Schools, Affordable Housing and Metro Rail Corridors. Provisions in the Infrastructure SEPP also protect interim rail corridors in the Sydney CBD and South West Rail Link; however, these do not affect Manly Local Government Area. On Friday 24 April 2009, the SEPP Housing provisions were amended to include additional provisions for Group Homes.

School Provisions

Amendments have been made to the Schools provisions of the Policy (Division 3 - Educational Establishments) to support the Commonwealth Government's Economic Stimulus Plan in the provision of additional infrastructure facilities at educational establishments including government and non-government schools, TAFEs and Universities. The amendments provide for common complying development standards for both government and non-government schools. The amendments also extend the zones where government and non-government schools are permissible. This provision applies in respect of non-government schools for three (3) years.

New schools (government or non-government) are permissible with consent in rural, residential, business, special use zones and environmental zones (E4). In addition, an existing school can be expanded on adjacent land without rezoning being required and a new school is permitted on land where there is an existing educational establishment, such as a TAFE. Additional complying development provisions have been added to assist schools undertaking construction, alterations or additions at existing establishments, such as a library, a gym, classrooms, a tuck-shop or a car park. It is noted that the provisions permit portable classrooms at educational establishments without consent.

Affordable Housing

The Infrastructure SEPP provisions allow social housing providers to develop affordable housing with consent in accessible locations without the need for a rezoning. The amended provisions (clause 63A) include residential flat buildings or multi-unit dwellings being permitted on land within 800 metres of all rail stations in the Sydney Region and 400 metres of land in Zone B4 Commercial Core or Zone B4 Mixed Uses.

Car parking is not required to be provided in relation to development for housing provided by social housing providers or public authorities under these provisions. This means that councils cannot require parking to comply with their parking policies.

Planning And Strategy Division Report No. 19 (Cont'd)

Residential development by or on behalf of Housing NSW is development without consent (clause 63D) if it is no more than 8.5 metres high or more than 20 dwellings on a single lot and complies with the Seniors Living Policy. Housing NSW is required to consult with neighbours and the relevant Council.

Housing Provisions - Group Homes

Group Homes are permitted in Residential zones, Business zones, and Special Uses zones, without consent if the development does not result in more than 10 bedrooms within one or more group home on a site and is carried out by or on behalf of a public authority and is permitted with consent in any other case.

Additional complying development provisions (Clause 62) permit Group Homes if the requirements of the *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008* for complying development are satisfied. The complying provisions regarding minimum lot size and land within a draft heritage conservation area do not apply to Group Homes. The complying provisions also state that excluded land does not include a difficult site and reference to a flood control lot is a lot which flood related development controls apply. Complying development standards for Group Homes are added.

The provisions allow for complying development certificates to permit approval to remove a tree or other vegetation, under 4 metres in height if required to be removed for the development. Complying development certificates are subject to the standard conditions of *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*, except that the reference in that Policy to a dwelling house is taken to be a reference to a Group Home.

To enable Group Home development Clause 63 suspends any agreement, covenant or other similar instrument that restricts this development. However this requirement does not apply to a covenant imposed by the council or that the council requires to be imposed and does not affect the rights or interests of any public authority under any registered instrument.

In general the amendments to the Housing provisions enable greater flexibility for Group Homes to be provided in the community.

Housing NSW and the Commonwealth Economic Stimulus Plan

Council has recently received advice from the Director General of Housing NSW regarding the Commonwealth's Nation Building Economic Stimulus Plan, being a \$2 billion investment to build up to 6,000 social housing homes in NSW. In addition to this the NSW Government is investing \$1Billion to build an additional 3,000 homes. This combined investment is stated to generate 37,000 jobs. The Commonwealth and State governments have also allocated funding for the maintenance and upgrading of 31,000 social housing homes. Under the Infrastructure SEPP amendments mentioned above, Housing NSW is able to approve some development as 'development without consent' instead of Council. Housing NSW advises that the majority of properties built and bought will be managed by local community housing providers. It is stated that large concentrations of social housing is not proposed and architecturally designed housing which blends in with the local area will be built. Housing NSW will provide more details in the near future regarding its plans for social housing in NSW.

PLANNING COMMENT

The provision of Commonwealth Government funding for the provision of facilities in schools and the purchase and/or construction of social housing is welcomed. However, the SEPP Infrastructure policy and recent amendments remove a number of requirements for development assessment and approval by a consent authority and as such the normal checks and balances required by Council for environmental assessments, and particularly rezoning of land for particular land uses.

The projects carried out will involve various private public partnerships and there is concern that the long-term interests of the local community should be protected. Hence it is considered that the

Planning And Strategy Division Report No. 19 (Cont'd)

Council should make representations to the NSW Minister for the Environment & Climate Change, and the Minister for Planning to amend the SEPP by placing responsibility on those carrying out any proposed works under the SEPP to require that the physical attributes and constraints of the land, the social impacts, the natural and cultural heritage values and environmental impacts of the proposed development are properly assessed by the relevant authorities; and also to add a provision to the Policy to the effect that the persons or agency carrying out the development is legally responsible to ensure that the carrying out of the development does not harm the environment or place the future occupants of the development at risk from the effects of sea level rise.

RECOMMENDATION

It is recommended that Council:

1. Receive and note the report, and
2. Write to the NSW Minister for the Environment and Climate Change, and the Minister for Planning requesting amendments to the SEPP (Infrastructure) by:
 - a. placing responsibility on those carrying out any proposed works under the SEPP to require that the physical attributes and constraints of the land, and the social impacts, the natural and cultural heritage values and environmental impacts of the proposed development are properly assessed by the relevant authorities; and
 - b. adding a provision to the Policy to the effect that the person(s) or agency carrying out the development is legally responsible to ensure that the carrying out of the development does not harm the environment or place the future occupants of the development at risk from the effects of sea level rise.

ATTACHMENTS

There are no attachments for this report.

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***** End of Planning And Strategy Division Report No. 19 *****

TO: Planning and Strategy Committee - 4 May 2009
REPORT: Planning And Strategy Division Report No. 20
SUBJECT: Manly Development Control Plan for the Business Zone 1989
(Manly Business DCP 1989 - Amendment 6)

FILE NO:

SUMMARY

The Manly Business Development Control Plan (DCP) is proposed to be amended to deal with setbacks to Lane 34, Balgowlah recently redeveloped and widened in conjunction with the Stockland Development.

Amended DCP provisions are recommended for improved local amenity, pedestrian safety and accessibility at the rear boundary of Sydney Road properties (nos. 340 to 358 Sydney Road, Balgowlah) which adjoin Lane 34. The recommended DCP amendment involves rear setbacks (1.5m), provision of landscaping and pedestrian access.

It is recommended that Council resolve to prepare an amendment to the Manly Business DCP (Amendment 6) in accordance with Sec.74C(1)(a) of the *Environmental Planning and Assessment Act 1979* (EP&A Act) and exhibit the amended DCP in accordance with clause 18 of the EP&A Regulation 2000. It is also recommended that a further report be presented to Council following the exhibition period.

REPORT

Background

The purpose of this report is to recommend an Amendment to Council's Business DCP and to proceed to exhibit the plan for public comment. The recommended DCP amendments involve rear setbacks, provision of landscaping and pedestrian access.

Lane 34 is currently being reconstructed with the Stockland Development incorporating a lane widening on the northern side as well as a raised pedestrian threshold for pedestrian connection directly through to Sydney Road. Furthermore the newly constructed lane has, to a limited extent provided some opportunity for a footway between the kerb and the southern side boundary of the lane adjoining retail properties.

While opportunity exists to improve pedestrian access on the southern side of the lane, existing DCP controls do not currently deal with rear boundary setbacks including setbacks to lanes. The absence of these provisions in the Business DCP may be explained partly by the predominantly utility and service function of lanes generally in the business zone.

The reconstruction of Lane 34 has enhanced pedestrian connections. On the other hand, the existing DCP provisions for the redevelopment of Sydney Road properties with access to Lane 34 are encouraged to locate open space elements at the rear, adjacent Lane 34 (having particular regard to northerly aspect).

Accordingly, it is considered appropriate to review existing DCP guidelines with the aim of ensuring an appropriate level of amenity in future redevelopment adjoining the Lane by further DCP amendments proposed in this report.

The amendments are sought to apply only to certain Sydney Road properties which access Lane 34 at the rear being nos. 340 to 358 Sydney Road, Balgowlah being towards the eastern end of the land to Condamine Street, Balgowlah. These properties are shown on the attached sketch (refer to Attachment 1).

Planning And Strategy Division Report No. 20 (Cont'd)

The purposes of the amendments are to ensure improved local amenity, pedestrian safety and accessibility in the redevelopment of the subject Sydney Road properties.

Statutory ProvisionsEnvironmental Planning and Assessment Act 1979

In relation to the preparation of development control plans, clause 74C of the Environmental Planning and Assessment Act 1979 ('the Act') states that:

"(1) The relevant planning authority may prepare a development control plan (or cause such a plan to be prepared) if it considers it necessary or desirable:

(a) to make more detailed provision with respect to development to achieve the purpose of an environmental planning instrument applying to the land concerned,..."

Furthermore in relation to the consistency of DCP clause 74C(5) of the Act states that:

"(5) A provision of a development control plan (whenever made) has no effect to the extent that:

....

(b) it is inconsistent with a provision of any such instrument or its application prevents compliance with a provision of any such instrument."

The proposed amendment to the Business DCP will be prepared in accordance with the Act.

Finally, Clause 21A of the Act is relevant in respect of development control plans relating to residential flat development. As the proposed controls including rear setback will apply to the development of residential flat buildings consideration is given to Clause 21A as follows:

Clause 21A (1): The council must not approve a draft development control plan (including an amending plan) containing provisions that apply to residential flat development unless the council:

(a) has referred the provisions of the draft development control plan that relate to design quality to the design review panel (if any) constituted for the council's area (or a region that includes the council's area) under State Environmental Planning Policy No 65—Design Quality of Residential Flat Development, and

(b) has taken into consideration any comments made by the design review panel concerning those provisions.

While a design review panel is not constituted for referral of this DCP amendment, the proposed amendments incorporating setbacks, landscaping and amenity are considered to be generally consistent with the design principles of State Environmental Planning Policy No 65—Design Quality of Residential Flat Development. In particular the provision of a landscaped setback, complimenting existing public footpath orientated to the north is considered to complement and encourage quality design of any future Residential Flat Development.

Manly Local Environmental Plan (LEP) 1988

Manly Local Environmental Plan (LEP) 1988 has the following objectives:

Manly LEP 1988 clause 3(1)(l) under general aims and objectives states:

"to increase safety and amenity of residential, commercial and industrial precincts without downgrading accessibility"

Manly LEP 1988 clause 3(2)(a) under particular aims states:

"to enable the council to make development control plans regulating the carrying out of development in any zone –

Planning And Strategy Division Report No. 20 (Cont'd)

- (i) *by restricting the carrying out of that development to a specified area within the zone, or*
- (ii) *by fixing standards or specifying requirements for that development"*

Manly LEP 1988 clause 4(c)(viii) under Policies and Strategies states:

"to create safe pedestrian areas within all retail areas"

The proposed DCP amendments meet the abovementioned LEP objectives. Furthermore the proposed DCP amendments are not inconsistent with any environmental planning instrument including Manly LEP 1988.

Manly Development Control Plan for the Business Zone 1989

The Manly Development Control Plan for the Business Zone 1989 ('Business DCP') has been subject to five amendments since its initial adoption and applies to the Business Zone in the Manly LEP1988. The DCP is divided into four sections comprising specific provisions for each centre being Manly Town Centre, Balgowlah, Seaforth and other neighbourhood centres. The proposed amendment seeks to introduce new provisions in respect of certain sites in the Balgowlah Centre which is Part 3 of the DCP.

Balgowlah Urban Design Controls 1999

Balgowlah Urban Design Controls 1999 deals particularly with the street block containing what was at that time described as the 'Totem Development Site'. The aims of the Urban Design Controls include Aim 2.1.iv. which states:

"Development in this area must improve the pedestrian amenity and service efficiency of Lane 34"

Existing design controls which give effect to this aim include the following:

4.1.vi.: Lane 34 is to be widened on its northern side by 2.3m as part of any redevelopment of the Totem Centre.

4.2: 'Development of 360 Sydney Road for Pedestrian Access/ Spaces and Linkages' providing an appropriate link between Sydney Road and across Lane 34 to development to the north.

4.4.2 Lane 34 i. "Redevelopment of properties fronting Sydney Road (accessing Lane 34) should take advantage of the northerly aspect with verandas, courtyards and gardens"

The proposed DCP amendments are considered to be consistent and to some extent give effect to this urban design aims and the abovementioned aims of the LEP.

Balgowlah Urban Design Plan 1999

The purpose of the Balgowlah Urban Design Plan 1999 is to provide detailed guidance for the future development of the Balgowlah Shopping Centre. A number of issues and proposals for both the pedestrian and vehicle environments are outlined in this plan. The proposed DCP amendment is consistent with this Design Plan.

Existing Reconstruction of Lane 34

The recent reconstruction of Lane 34 was verified by Survey undertaken in April 2009. A pathway is partly constructed on the south side of the Lane against the rear of Sydney Road properties. This pathway is insufficient width to comply with the Australian Standard e.g. a minimum 1200 mm width.

Midway along Lane 34 is a raised pedestrian threshold (under construction) linking the body of shop and supermarket in the Stockland development through 360 Sydney Road to Sydney Road

Planning And Strategy Division Report No. 20 (Cont'd)

shops. The new pathway on the south side of the Lane will provide some secondary pedestrian route from this pedestrian threshold/link through to Condamine Road.

Rationale for Amendments

While Council's existing DCP and other planning policy have provided for the widening of Lane 34 on the north side by up to 2.3m and pedestrian linkages across the Lane 34 to Sydney Road, existing controls provide little direction regards future development at the rear of Sydney Road properties adjoining the south side of Lane 34.

Clause 4.4.2 of the Balgowlah Urban Design Controls 1999 encourages the use of verandas, courtyards and gardens at the rear of these properties adjoining Lane 34 to 'take advantage of the northerly aspect.

Lane 34 is currently being reconstructed. Along the southern side adjoining the rear of Sydney Road properties will be a narrow concreted area which does not comply with accepted standards.

Notwithstanding the widening of Lane 34 achieved on the northern side under existing planning controls, the vehicular access requirements for the lane have restricted the available width for a pedestrian path on the southern side. As a result it is proposed to require future development at the rear of Sydney Road properties be setback to protect and enhance pedestrian access in Lane 34 as well as to provide an appropriate level of amenity for future development adjoining Lane 34.

Details of Amendment

It is proposed to add a new clause under Part 2 – 'Balgowlah Shopping Centre', Section 2.3 – 'Setback' (currently dealing with front and side setbacks) as follows:

2.3.1 – Rear Setbacks and for Sydney Road properties adjoining Lane 34.

Development of 340 to 358 Sydney Road, Balgowlah must be setback a minimum of 1.5 metres from the rear boundary to ensure:

- a) pedestrian access is provided in a safe and accessible manner along the southern side of Lane 34;*
- b) the provision of landscaping at the rear boundary;*
- c) the setback area is not to be enclosed by walls, fencing or any structures to ensure adequate site distances for vehicles accessing Lane 34.*

Proposed Exhibition of DCP Amendment Under clause 18(1) of EP&A Regulation 2000, once a draft development control plan has been prepared, the council must give public notice in a local newspaper of the places, dates and times for inspection of the draft plan and publicly exhibit the draft plan at the places, on the dates and during the times set out in the notice. The Regulations require that the exhibition contain a copy of the draft plan and a copy of any relevant local environmental plan (i.e. Manly LEP 1988). The amended development control plan must be publicly exhibited for at least 28 days.

Conclusion

Amendment 6 to the Business DCP has been prepared and is now required to be exhibited to seek input from the broader community prior to the adoption. The amendment introduces a 1.5m setback at the rear of several Sydney Road properties which have rear access to Lane 34 towards the eastern end of the lane. The amendment is needed to improve local amenity, pedestrian safety and accessibility in conjunction with future development of these properties.

RECOMMENDATION

It is recommended that Council:

1. Prepares Amendment 6 to the Manly Business DCP in accordance with Sec.74C(1)(a) of the EP& A Act 1979;

Planning And Strategy Division Report No. 20 (Cont'd)

2. Exhibits the amended DCP in accordance with clause 18 of the EP&A Regulation 2000; and
3. Receives a further report following the exhibition period.

ATTACHMENTS

AT- 1 Plan of Lane 34 1 Page

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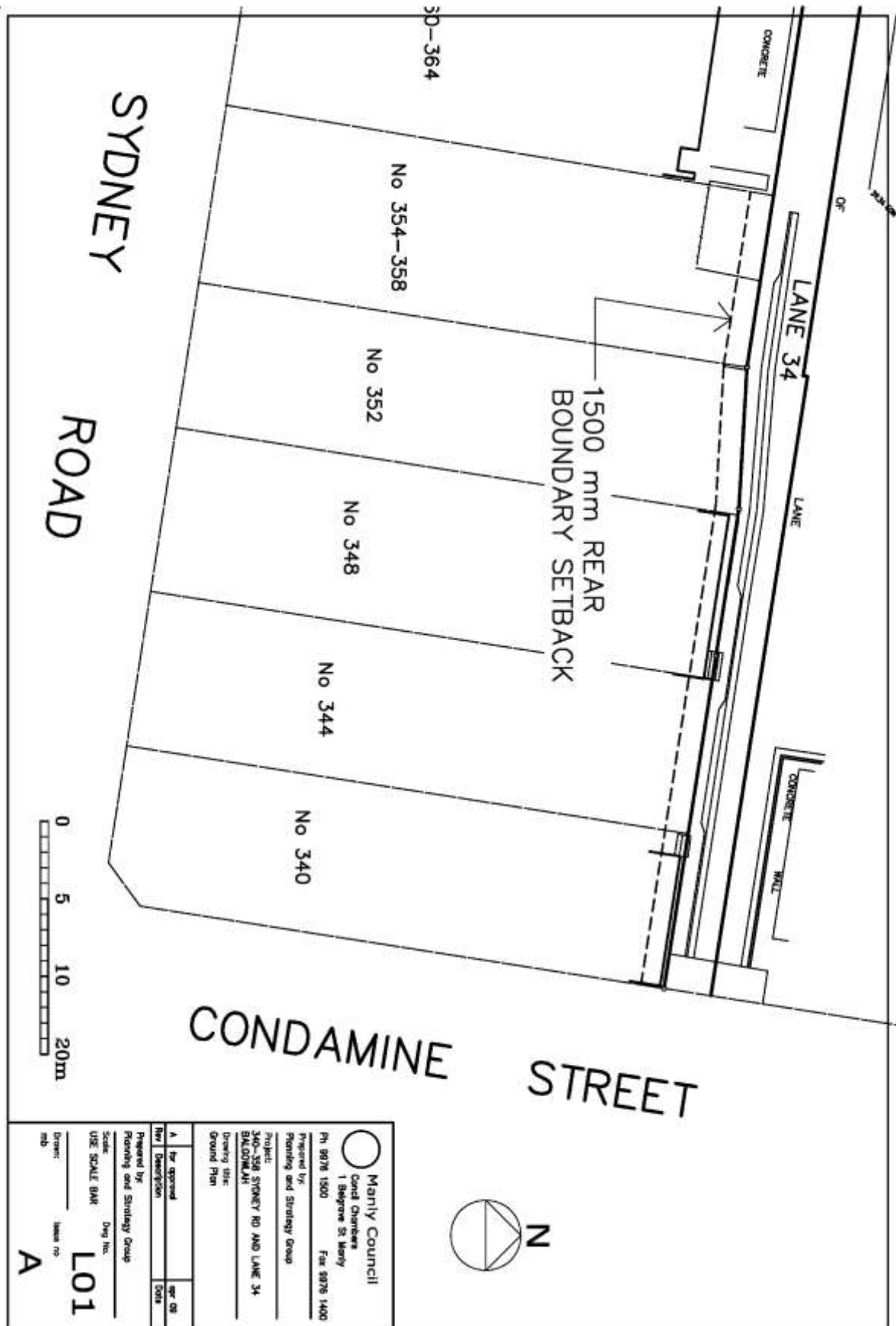
***** End of Planning And Strategy Division Report No. 20 *****

ATTACHMENT 1

Planning And Strategy Division Report No. 20 - Manly Development Control Plan for the Business Zone 1989

(Manly Business DCP 1989 - Amendment 6)

Plan of Lane 34



TO: Planning and Strategy Committee - 4 May 2009
REPORT: Planning And Strategy Division Report No. 21
SUBJECT: Update Report to Manly is Greening our Streets
FILE NO:

SUMMARY

Council, at its Planning and Strategy Meeting of 6 April 2009 resolved to defer the new voluntary environmental initiative *Manly is Greening our Streets* to the Sustainability & Climate Change Committee meeting of 14 April 2009.

The initiative was considered by the Sustainability and Climate Change Committee at the April meeting. The Committee resolved to recommend that Council, as part of its broader approach to becoming carbon neutral, refer the *Manly is Greening our Streets* initiative into the options considered for the Carbon Neutral Plan, for which Council staff have initiated a tender process for preparation of the plan in response to Council's Carbon Neutral resolution of July 2008.

REPORT

A report on a new environmental initiative: *Manly is Greening Our Streets* was put to Council by the General Managers Division (Report No. 11) at the Planning and Strategy meeting of 6 April 2009.

The report recommended that Council adopt the new voluntary environmental initiative: *Manly is Greening our Streets*, aimed at reducing Council's annual carbon emissions and thus ameliorating the cause of climate change.

The initiative would involve purchasing 100% Green Power for Manly's street lights funded by the voluntary payment by residents and ratepayers who would contribute \$10.00 per year to participate in the program.

Council resolved to refer the matter to the 'Climate Change Working Group' 14 April 2009 meeting. The Climate Change Working Group has been replaced this new Council term by the Sustainability and Climate Change Committee.

The agenda report submitted to Council's Planning and Strategy meeting on 6 April 2009 was tabled at the Sustainability and Climate Change Committee meeting.

The Committee considered the report and acknowledged that the program presented social, environmental and public relations benefits.

However, the Committee deemed that the initiative would be best considered in the broader context of preparing Council's Carbon Neutral Plan, which would consider the widely agreed energy hierarchy to ensure a least cost approach to reducing greenhouse emissions of Council.

Recommendation of the Sustainability and Climate Change Committee:

1. The Committee recommends that Council, as part of its broader approach to becoming carbon neutral, refer the Greening our Streets initiative into the options considered for the Carbon Neutral Plan, for which Council staff have initiated a tender process for preparation of the plan in response to Council's resolution of July 2008.

Planning And Strategy Division Report No. 21 (Cont'd)**RECOMMENDATION**

That Council, as part of its broader approach to becoming carbon neutral, refer the *Manly is Greening our Streets Initiative* into the options considered for the Carbon Neutral Plan, for which Council staff have initiated a tender process for preparation of the plan in response to Council's resolution of July 2008.

ATTACHMENTS

There are no attachments for this report.

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***** End of Planning And Strategy Division Report No. 21 *****

TO: Planning and Strategy Committee - 4 May 2009
REPORT: Environmental Services Division Report No. 9
SUBJECT: Development Applications Being Processed During May 2009
FILE NO:

SUMMARY

DEVELOPMENT APPLICATIONS BEING PROCESSED DURING MAY 2009.

REPORT

The following applications are with the Town Planners for assessment.

10/08	3 Prince Edward Road	Section 96 Modification
10/09	4 Old Sydney Road	Demolition of existing, new 3 storey dwelling
104/08	100 Seaforth Crescent	Demolish and New 2 Storey Dwelling with garage
13/09	74 Castle Circuit	Alterations & Additions
14/09	47 Pacific Parade	Carport over existing hardstand
146/08	36 Daintrey Street	82A Review
16/09	95 Castle Circuit	Alterations & Additions
17/09	17 The Corso	Alterations & Additions
175/07	48 Peronne Avenue	82A Review
184/08	63 Kangaroo Street	Demolition and New Garage
186/08	94 Cutler Road	Alterations & Additions
193/07	96 Kirkwood Street	Section 96 Modification
20/09	38 Healthcliff Crescent	Demolition of existing and new 2 storey dwelling
203/08	10 Parkview Road	Section 96 Modification
209/06	73 Fairlight Street	Section 96 Modification
21/09	73 Lauderdale Avenue	Modification to the existing Strata Subdivision
23/08	10 Addison Road	Section 96 Modification
23/09	9 Adrian Place	Swimming pool, deck and landscaping
234/08	96 Seaforth Crescent	Section 96 Modification
24/09	7 Marine Parade	Alterations and Additions to mixed use building
242/08	Wharves & Jetties	2 neon signs for Hugos restaurant
243/06	45 Beatty Street	Section 96 Modification
25/09	West Esplanade	Alterations and Additions to Bathers Pavilion Level 1
26/09	West Esplanade	Alterations and Additions to Bathers Pavilion Level 2
263/08	1 Castle Circuit	Section 96 Modification
273/06	1 Beatty Street	Section 96 Modification
277/08	24A Bungaloe Avenue	Section 96 Modification
28/09	51 Hope Street	Alterations & Additions
29/09	183 Pittwater Road	Alterations & Additions
294/08	8A Harvey Street	Alterations & Additions
3/09	11 Bolingbroke Parade	Alterations & Additions to RFB
31/09	3 Lewis street	Alterations & Additions

Environmental Services Division Report No. 9 (Cont'd)

311/08	North Steyne	Amended Plans - Alterations & Additions
32/09	27 Curban Street	Pool, deck and landscaping
330/06	76 Bower Street	Amended plans
335/08	12 Kitchener Street	Alterations & Additions
338/08	14-16 Smith Street	Demolish #14 and Alterations & Additions to #16 and Consolidation of lots in 1 Torrens title lot
34/08	1 Armstrong Street	Section 96 Modification
340/07	110-112 Bower Street	Amended Plans
358/08	30 Kitchener Street	Demolition of existing, Torrens Title into two lots
372/08	117B Seaforth Crescent	Alterations & Additions
39/09	34 Bellevue Street	Alterations and Additions
396/08	10 Gourlay Avenue	Alterations & Additions
398/07	13 Barrabooka Street	Alterations & Additions
398/08	55 Pittwater Road	Demolition of existing, new 5 storey retail and commercial
4/09	131 Seaforth Crescent	Alterations & Additions to Jetty
403/08	207-217 Pittwater Road	Demolition of existing and new carwash shade structure
408/08	47 Seaforth Crescent	Demolition of existing and new
417/07	7A Seaforth Crescent	Section 96 Modification
418/08	Clavering Road	Demolition of existing structure
425/08	1A Roseberry Street	Shop fit out and change of use
427/07	2A West Street	Land Subdivision into 2 allotments and new driveway access
435/08	9 Bligh Street	Alterations & Additions
439/08	9 Adrian Place	Demolition of existing, new 3 storey dwelling
44/09	12 Bruce Avenue	Alterations & Additions to RFB
441/08	470 Sydney Road	Strata Subdivision
45/09	34-35 South Steyne	Fit out of existing restaurant, new façade and signage
450/08	25 Bellevue Street	Alterations & 1st floor Additions
46/09	15 Birkley Road	Alterations & Additions to RFB
464/08	11 Crescent Street	Alterations & Additions
466/08	164 Condamine Street	Demolition and new 2 level dwelling - Bunnings
47/09	10 Amiens Road	Demolition of existing retaining walls & 2 new block retaining walls
477/08	29 Alma Street	Alterations & Additions
482/04	106 Darley Road	Section 96 Modification
49/09	61 Collingwood Street	Alterations and Additions
491/07	33 Alexander Street	Section 96 Modification
498/07	6 Beatty Street	Section 96 Modification
510/06	5 Marine Parade	Amended Plans
53/09	South Steyne	Alterations and Additions to Manly Life Saving Club
54/09	91 Beatrice Street	Alterations and 1st Floor Additions
56/09	67 Gordon Street	Alterations & Additions
57/09	10 Parkview Road	Alterations and Additions to previously approved garage
58/09	7 Addison Road	Alterations and Additions
59/09	45 Macmillan Street	Demolition of existing and new 2 storey dwelling

Environmental Services Division Report No. 9 (Cont'd)

64/09	97 Pittwater Road	Alterations & Additions
67/09	16 Thornton Street	Alterations & Additions
69/09	421 Sydney Road	Demolition of existing and new 2 Storey dwelling
7/09	139 Griffiths Street	Alterations & Additions
72/09	37 White Street	Alterations & Additions
73/09	84 Curban Street	Pool, pergola, front fence and landscaping
80/08	103 Beatrice Street	Section 96 Modification
83/09	9 Lauderdale Avenue	Alterations & Additions to RFB
86/08	Gourlay Avenue	Upgrade of marina facilities at Davis Marina

The following applications are with Lodgment and Quality Assurance for advertising, notification and referral to relevant parties.

316/2008 14A Addison Road, MANLY 2095
THREATENED SPECIES - Swimming pool, stabilization works and landscaping

271/2006 85 West Street, BALGOWLAH 2093
Section 96 to modify approved demolition of existing dwelling and construction of a four (4) unit residential flat building and basement parking.

309/2008 9 Ross Street, SEAFORTH 2092
Section 96 to modify approved Alterations and additions to existing single storey dwelling comprising addition of a first storey ground floor extension and double carport

455/2007 67 Gordon Street, CLONTARF 2093
Section 96 to modify approved Alterations and additions to dwelling house including second storey addition and new double garage

27/2009 48 Peronne Avenue, CLONTARF 2093
Extend shared driveway over Council Road Reserve including new safety barrier.

300/2002 1 Gordon Street, CLONTARF 2093
Section 96 to modify approved Demolition of existing and erection of existing and erection of two (2) new dwellings

206/2007 26-28 Adelaide Street, BALGOWLAH HEIGHTS 2093
Section 96 to modify approved Alterations and Additions to the existing dwelling house, including a first floor addition

61/2009 30 Abernethy Street, SEAFORTH 2092
Alterations and Additions to the existing dwelling to include new additions stepped over eight (8) levels, extension of existing garage, addition of new decks, swimming pool and landscaping, after removal of existing pool

68/2009 113 Darley Road, MANLY 2095
Alterations and Additions to an existing dwelling including internal alterations, new decks, first floor balcony, new garage, roof and demolition of existing carport and shed

70/2009 26 Curban Street, BALGOWLAH HEIGHTS 2093
Alterations and Additions to existing dwelling including double garage, extension, decks, vergola, front fence, swimming pool and landscaping

260/2005 34 Beatty Street, BALGOWLAH HEIGHTS 2093
Section 96 to modify approved Alterations and additions including studio under garage

Environmental Services Division Report No. 9 (Cont'd)

- 74/2009 10 Cliff Street, MANLY 2095
Alterations and Additions to existing semi-detached dwelling including first floor addition, carport, deck and landscaping
- 75/2009 10 Beatty Street, BALGOWLAH HEIGHTS 2093
Demolition of existing dwelling and construction of a four (4) storey dwelling with swimming pool, terrace, deck, double garage and landscaping
- 77/2009 18 Sandy Bay Road, CLONTARF 2093
Alterations and Additions to existing dwelling including extensions, pergola, awning and new balustrade
- 245/2007 10 King Avenue, BALGOWLAH 2093
Alterations & Additions to Dwelling
- 314/2007 197-215 Condamine Street, BALGOWLAH 2093
Section 96 to modify approved Community (Masonic) Club and eleven (11) Residential Units in Building "L" as part of the Totem re-development
- 79/2009 197-215 Condamine Street, BALGOWLAH 2093
Fit out of the Community (Masonic) Club within the Balgowlah Shopping Centre (Totem)
- 81/2009 33 Gordon Street, CLONTARF 2093
Demolition of existing Residential Flat Building and construction of a two (2) storey dwelling with double garage, deck, front fence and landscaping
- 82/2009 17 The Corso, MANLY 2095
Change of use to a bank/office, shop fit out, ATMs and signage
- 84/2009 25 Fairlight Street, FAIRLIGHT 2094
Alterations and Additions to existing dwelling including double garage, deck, extension, new rooms in existing roof space and changes to front fence
- 85/2009 43 Gurney Crescent, SEAFORTH 2092
Alterations and additions to an existing dwelling including extensions, lift, double carport, decks, swimming pool and landscaping
- 418/2007 26 New Street, BALGOWLAH 2093
Section 96 to modify approved Alterations and Additions to an existing dwelling, existing garage converted to a cabana, new storeroom and rainwater tank
- 86/2009 17 Crescent Street, FAIRLIGHT 2094
Alterations and additions to an existing dwelling including a first floor addition
- 87/2009 16 Abbott Street, BALGOWLAH HEIGHTS 2093
Alterations and additions to an existing dwelling including a roof top deck and double carport
- 88/2009 16 Mulgowrie Crescent, BALGOWLAH HEIGHTS 2093
Alterations and additions to an existing dwelling including a second floor addition, extensions, deck, pergola and new roof
- 89/2009 25 Maretimo Street, BALGOWLAH 2093
New two (2) storey dwelling with garage, alterations and additions to existing dwelling and Torrens title subdivision
- 90/2009 74 The Corso, MANLY 2095
Alterations and additions to an existing commercial building, shop fitout and establishment of use as a shop

Environmental Services Division Report No. 9 (Cont'd)

- Kiosk 1

293/2007 34 Upper Clifford Avenue, FAIRLIGHT 2094

Section 96 to modify approved Demolish and construct a three (3) level dwelling including attached double garage, new fencing and landscaping

91/2009 19A Castle Circuit, SEAFORTH 2092

Alterations and additions to an existing dwelling including a first floor addition, deck, garage and landscaping

379/2003 14 Baringa Avenue, SEAFORTH 2092

Section 96 to modify approved Demolition of existing single carport and construction of a double garage

129/2006 24 Malvern Avenue, MANLY 2095

Section 96 to modify Land Subdivision - One (1) to into two (2) lots

92/2009 1 Salisbury Square, SEAFORTH 2092

Demolition of existing carport and construction of a new double carport

93/2009 11-27 Wentworth Street, MANLY 2095

Alterations and additions to existing building including enclosing the balcony of Lot 24 – Unit 334

196/2008 31 The Corso, MANLY 2095

Section 96 to modify approved Alterations and additions to the Ivanhoe Hotel and extend to adjoining premises including new facade, coffee shop, poker machine area, bottle shop and TAB

94/2009 15 Sydney Road, MANLY 2095

Alterations and additions to existing building including internal modifications

95/2009 29 Marshall Street, MANLY 2095

Demolition and construction of a retaining wall with associated landscaping works

114/2009 4 Belgrave Street, MANLY 2095

Change of hours to 9.00am to 10.00pm Monday to Sunday, signage and sun shade curtain

96/2009 35 Pittwater Road, MANLY 2095

Shop fitout and change of use to a Cafe including the use of the rear courtyard

97/2009 34 Denison Street, MANLY 2095

Alterations and additions to existing town house including first floor addition

98/2009 158 Sydney Road, FAIRLIGHT 2094

Demolition and construction of a front fence

99/2009 72 Seaforth Crescent, SEAFORTH 2092

Alterations and additions to existing dwelling including new awning, swimming pool and landscaping

100/2009 13 Audrey Street, BALGOWLAH 2093

Strata Subdivision

101/2009 57A Ethel Street, SEAFORTH 2092

Strata Subdivision

102/2009 12 Acacia Road, SEAFORTH 2092

Alterations and additions to existing dwelling including deck extensions

Environmental Services Division Report No. 9 (Cont'd)

103/2009 71 Bower Street, MANLY 2095

Demolition of existing dwelling and construction of a three (3) storey dwelling with double garage, decks, swimming pool and landscaping

469/2007 22 Bonner Avenue, MANLY 2095

Section 96 to modify approved Demolition of the existing buildings on 133, 135 & 136 North Steyne and 26 Bonner Avenue and the retention of the existing Semi-Detached Cottage on 22 Bonner Avenue and Construction of a five (5) storey Residential Flat Building containing fifteen (15) units with basement parking for twenty nine(29) cars and Strata Subdivision

104/2009 9 Aranbanoo Street, SEAFORTH 2092

Demolition of existing dwelling and construction of a two (2) storey dwelling with deck and landscaping

105/2009 Hogan Street, BALGOWLAH HEIGHTS 2093

Alterations and additions to existing dwelling including new deck, double carport and higher front fence - Premises AKA 6 Valley Road, Balgowlah Heights

106/2009 49 Seaforth Crescent, SEAFORTH 2092

Partial demolition of existing dwelling and construction of a seven(7) level dwelling with double garage, roof top hard stand, swimming pool, terraces, pergola, balconies, family flat and landscaping

107/2009 69 Wanganella Street, BALGOWLAH 2093

Alterations and additions to the existing dwelling including new detached rear accommodation, deck extensions, and landscaping

159/2007 6 New Street, BALGOWLAH 2093

Section 96 to modify approved Demolition of existing dwelling house and erection of a new two (2) storey dwelling house

108/2009 38 Birkley Road, MANLY 2095

Alterations and additions to approved garage including a first floor addition

109/2009 43 Griffiths Street, FAIRLIGHT 2094

Alterations and additions to the existing dwelling including first floor addition

110/2009 20 Alma Street, CLONTARF 2093

Alterations and additions to the existing dwelling including extension of front balconies

111/2009 2A Richmond Road, SEAFORTH 2092

Alterations and additions to the existing dwelling including new lift, balconies, roof and pergola

112/2009 10 Kempbridge Avenue, SEAFORTH 2092

Alterations and additions to the existing dwelling including extensions, decks, pergola, carport and front fence

113/2009 Raglan Street, MANLY 2095

Alterations and additions to the existing Manly Bowling Club including partial demolition of the first floor dining area for the construction of a new outdoor gaming terrace

115/2009 37 The Corso, MANLY 2095

Shop fit out and change of use to a "Smiggle" Stationary Retail Shop and signage

116/2009 55 Bungaloe Avenue, BALGOWLAH 2093

Alterations and additions to an existing dwelling including extensions, new level within existing subfloor, deck, double garage, swimming pool within front setback and landscaping

Environmental Services Division Report No. 9 (Cont'd)

117/2009 197-215 Condamine Street, BALGOWLAH 2093

Fit out and establishment of use as a Fitness Centre (Fitness First) – Recreational Facility and signage within Balgowlah Shopping Centre(Totem)

118/2009 5 Cliff Street, MANLY 2095

Alterations and additions to an existing dwelling including a second floor addition, rear extension, decks, pool and landscaping

119/2009 336 Sydney Road, BALGOWLAH 2093

Change of use to commercial premises (office space), illuminated and non- illuminated signage

121/2009 39 Pine Street, MANLY 2095

Alterations and additions to building including second floor addition, carport and modifications to approved front fence

120/2009 1 Alma Street, CLONTARF 2093

Alterations and additions to an existing two (2) storey dwelling including extensions to first floor and ground floor, deck and front fence

122/2009 77 Pittwater Road, MANLY 2095

Alterations & Additions to Dwelling

124/2009 11 Valley Road, BALGOWLAH HEIGHTS 2093

Alterations & Additions to Dwelling

125/2009 34 Seaforth Crescent, SEAFORTH 2092

Alterations & Additions to Dwelling

RECOMMENDATION

THAT the information be noted.

ATTACHMENTS

There are no attachments for this report.

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***** End of Environmental Services Division Report No. 9 *****

TO: Planning and Strategy Committee - 4 May 2009
REPORT: Environmental Services Division Report No. 10
SUBJECT: Appeals Relating to Development Applications During May 2009
FILE NO:

SUMMARY

APPEALS RELATING TO DEVELOPMENT APPLICATIONS DURING MAY 2009.

REPORT

DA#	L&E Appeal Reference	House #	Address	Date Appeal Lodged	Solicitor Company	Current Status
DA387/03	11098/04 Class 1	71	The Corso	02/06/08	HWL	Hearing 17/04/09
DA261/08	10997/08 Class 1	38	Stuart Street	02/10/08	Pikes	Awaiting Judgement
DA57/08	10962/08 Class 1	6	Waratah Street	02/10/08	HWL	Hearing 05/05/09
DA35/04	11054/08 Class 1	8-28	The Corso	22/10/08	Pikes	Hearing 18-20/05/09
DA216/07	11247/08 Class 1	88	Bower Street	11/12/08	Pikes	Hearing 28&29/05/09
DA66/07	11277/08 & Class 1	11-27	Wentworth Street	16/12/08	HWL	Callover 01/04/09
DA101/06	11295-11305/08 Class 1	197-215	Condamine Street	19/12/08	Pikes	Awaiting Judgement
DA81/98	40093/09 Class 4	87	Cutler Road		Pikes	Callover 03/04/09
DA469/07	10171/09 Class 1	133-137, 22&26	North Steyne Bonner Avenue	13/03/09	HWL	Callover 05/05/09

RECOMMENDATION

THAT the information be noted.

ATTACHMENTS

There are no attachments for this report.

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***** End of Environmental Services Division Report No. 10 *****