



Minutes

Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 5 December 2011

All minutes are subject to confirmation at a subsequent meeting.

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

TABLE OF CONTENTS

Item	Page No.
PRESENT	2
APOLOGIES	2
DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST	2
CONFIRMATION OF MINUTES	2
Planning and Strategy Committee - 7/11/2011.....	2
ITEMS FOR BRIEF MENTION	3
Item For Brief Mention Report No. 19	
Tabled Documents.....	3
REPORTS OF COMMITTEES	4
Report Of Committees Report No. 51	
Minutes for adoption by Council - Special Purpose Committee - without recommendations of a substantial nature	4
Report Of Committees Report No. 52	
Minutes for adoption by Council - Community Safety Committee - 10 November 2011.....	5
Environmental Services Division Report No. 34	
Legal Appeals Relating to Development Applications During December 2011	9
Environmental Services Division Report No. 35	
Development Applications Being Processed During December 2011	9

TO THE MAYOR AND COUNCILLORS OF THE COUNCIL:

The Planning and Strategy Committee, having met at 7:30 PM on Monday 5 December 2011, in the Council Chambers, Town Hall, Manly, to consider the various matters referred to it, now reports the decisions reached which are stated hereunder.

PRESENT

Councillor A Heasman, Chairperson who presided
Councillor B Aird
Councillor H Burns
Councillor L Elder
Councillor C Griffin
Councillor A Le Surf, Deputy Mayor and Deputy Chairperson
Councillor D Murphy
Councillor C Whitting

ALSO PRESENT

Henry Wong, General Manager
Ross Fleming, Deputy General Manager, People, Place & Infrastructure
David Stray, Manager, Development Assessment
Secretariat Officer

APOLOGIES

Apologies were tendered on behalf of The Mayor, Councillor Jean Hay AM, Councillor Dr P Macdonald OAM and Councillor Morrison for non-attendance.

MOTION (LeSurf / Elder)

That the apologies received from The Mayor, Councillor Jean Hay AM, Councillor Dr P Macdonald OAM and Councillor Richard Morrison, be accepted and leave be granted.

PS137/11 RESOLVED: (LeSurf / Elder)

That the apologies received from The Mayor, Councillor Jean Hay AM, Councillor Dr P Macdonald OAM and Councillor Richard Morrison, be accepted and leave be granted.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin, Aird and Burns

Against the Resolution: Nil.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Nil.

CONFIRMATION OF MINUTES**MOTION (Elder / Griffin)**

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 07 November 2011, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

PS138/11 RESOLVED: (Elder / Griffin)

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 07 November 2011, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin, Aird and Burns

Against the Resolution: Nil.

ITEMS FOR BRIEF MENTION

Item For Brief Mention Report No. 19

Tabled Documents

Documents to be tabled

Date	Author	Subject
30/11/11	State Emergency Service (SES)	Annual Report for the financial year 2010-2011.
28/11/11	NSW Government, Premier & Cabinet (DLG)	Circular: Dual Roles – Councillors as Members of Parliament in NSW request for submissions on discussion paper.
28/11/11	NSW Government, Premier & Cabinet (DLG)	Circular: Update about DPCs Regional Coordination Network – Renewal and Development.
25/11/11	Sydney Water	Odour Problems from the North Head Sewage Treatment Plant.
18/11/11	NSW Government, Local Government Remuneration Tribunal	Tribunal undertaking review of fees payable to Councillors and Mayors to take effect from 1 July 2012.
16/11/11	SHOROC	Draft Minutes – Annual General Meeting 16 November 2011.
16/11/11	SHOROC	Agenda - Annual General Meeting 16 November 2011 and Financial Statements 30 June 2011.
15/11/11	Local Government Association of NSW, and Shires Association of NSW	One Association to represent Local Government in NSW.
11/11/11	NSW Government	Ministerial Circular: Swimming Pool Safety Campaign 2011.
08/11/11	NSW Government, Minister for Health, The Hon Jillian Skinner MP	Plans for Manly Hospital site following development of the Northern Beaches Hospital.

MOTION (Burns / LeSurf)

That the documents tabled at this meeting be received and noted.

PS139/11 RESOLVED: (Burns / LeSurf)

That the documents tabled at this meeting be received and noted.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin, Aird and Burns

Against the Resolution: Nil.

REPORTS OF COMMITTEES

Report Of Committees Report No. 51

Minutes for adoption by Council - Special Purpose Committee - without recommendations of a substantial nature

The minutes of the following Special Purpose Committee meetings are tabled at this meeting.

- i) Manly Local Environmental Plan and Development Control Plan Working Group – 15 November 2011
- ii) Community Environment Committee – 15 November 2011
- iii) Meals on Wheels Committee – 9 November 2011
- iv) Sister Cities Committee – 26 October 2011
- v) Manly Arts Festival Working Group – 12 October 2011
- vi) Meals on Wheels Committee – 12 October 2011

MOTION (Whitting / Burns)

That the minutes of the following Special Purpose Committee meetings be adopted:

- i) Manly Local Environmental Plan and Development Control Plan Working Group – 18 November 2011
- ii) Community Environment Committee – 15 November 2011
- iii) Meals on Wheels Committee – 9 November 2011
- iv) Sister Cities Committee – 26 October 2011
- iv) Manly Arts Festival Working Group – 12 October 2011
- vi) Meals on Wheels Committee – 12 October 2011

PS140/11 **RESOLVED:** (Whitting / Burns)

That the minutes of the following Special Purpose Committee meetings be adopted:

- i) Manly Local Environmental Plan and Development Control Plan Working Group – 18 November 2011
- ii) Community Environment Committee – 15 November 2011
- iii) Meals on Wheels Committee – 9 November 2011
- iv) Sister Cities Committee – 26 October 2011
- iv) Manly Arts Festival Working Group – 12 October 2011
- vi) Meals on Wheels Committee – 12 October 2011

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin, Aird and Burns

Against the Resolution: Nil.

Report Of Committees Report No. 52

Minutes for adoption by Council - Community Safety Committee - 10 November 2011

These reports were dealt with at the Community Safety Committee meeting of 10 November 2011 and were listed as a Recommendation in those minutes. These items are hereby submitted to the meeting, together with the minutes for formal adoption by Council.

1. ITEM 4 POLICE REPORT

Superintendent Darcy reported:

The New Brighton Hotel is due open at the end of the month. Police are aware that it will have an impact on the area and are building relationships with the managers. (Further discussed in Item 9.3)

The Shore Club has had issues which are subject of police attention. Working with new owner to reduce violence including the introduction of a license scanning system.

Parking Permits

Manly Police has asked that the emerging problem of cars being broken into for parking permits be included in the report. A letter (tabled) has been received from Manly Police asking that the issue be considered.

Committee discussed the issue with agreement that there had been complaints about misuse of the permits particularly in Ocean Beach and Little Manly Precincts where a large number of commuters' vehicles are observed to park all day and are gone by the evening.

The police also believe they also are taken by itinerant backpackers living in cars or vans. The more congested and restricted an area is to park in the more valuable the parking permit becomes.

Committee proposed that the problem can be reduced by initiating a parking permit system where the permit is matched to the vehicle registration number instead of the resident's address for example: Waverley Council operates.

MOTION (LeSurf / Griffin)

That the report be received and noted.

AMENDMENT (Aird / Burns)

That Council respond to concerns by the Safety Committee and Police, and Little Manly and Ocean Beach Precincts with regard to a "black market" in resident parking permits that Manly Council prepares and brings back a discussion paper to Council on our current resident parking scheme and that of Waverley Council, especially regarding registration versus interchangeable permit and allocation (ie entitlement per household versus blanket pass of 3 per household).

For the Amendment: Councillors Aird and Burns

Against the Amendment: Councillors Elder, Heasman, Whitting, Murphy, LeSurf and Griffin

The **Amendment** was declared **Lost**.

PS141/11 RESOLVED: (LeSurf / Griffin)

That the report be received and noted.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin

Against the Resolution: Councillors Aird and Burns

The **Motion** was put and declared **Carried**.

**2. ITEM 8.1 CORRESPONDENCE FROM MIKE BAIRD AND MINISTER FOR TRANSPORT
9 JUNE 2011 RECOMMENDATION**

That Council requests the local Member for Manly, facilitate a meeting with the Minister for Transport and Council to discuss the need for additional taxi licence plates to be issued conditional on servicing late night Manly.

MOTION (LeSurf / Elder)

That Council consider a submission to the 2012/2013 taxi licence determination process upon notification of the call for submissions from the Department of Transport.

PS142/11 RESOLVED: (LeSurf / Griffin)

That Council consider a submission to the 2012/2013 taxi licence determination process upon notification of the call for submissions from the Department of Transport.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin, Aird and Burns

Against the Resolution: Nil.

3. ITEM 8.2 CRIME PREVENTION PLAN

The Crime Prevention Plan was endorsed by the Attorney General on 18 October 2011 and is effective for a three year period. Council is eligible to apply for up to \$50,000 grant funding per annum to implement the actions in the plan. The current grant funding round applications close on 25 November.

Council will apply for the maximum amount in order to fund a project officer to develop and implement the Late Night Transport and the Education component of the Action Plan including:

ACTION 1.2	Raise awareness of late night transport options and encourage usage by development of late night transport resources.
ACTION 1.3	Trained peer educators to provide information to patrons in The Corso on Saturday night to encourage greater use of late night transport options and hubs.
ACTION 2.1	'Stay Safe' – target high risk groups of international students, backpackers and visitors by producing resource to raise awareness of key safety issues concerning alcohol, responsibility and local services.
ACTION 2.2	'Safer Bars' - educate licensed premises staff from late night trading premises on handling aggressive patrons, raising awareness of AFZ locations and late night Transport options and fail to quit responsibilities.

MOTION (LeSurf / Burns)

That Council make application for grant funding from NSW Crime Prevention for \$50,000 to fund the implementation of the strategies as detailed in the Crime Prevention Plan.

PS143/11 **RESOLVED: (LeSurf / Burns)**

That Council make application for grant funding from NSW Crime Prevention for \$50,000 to fund the implementation of the strategies as detailed in the Crime Prevention Plan.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin, Aird, and Burns.

Against the Resolution: Nil.

4. ITEM 8.4 PORTABLE URINAL REPORT

Planning and Strategy Meeting on Monday 7th November Council resolved [PS133/11]:

- 1. That the program of providing portable urinals not proceed.*
- 2. That Council develops an action plan with the Community Safety Committee before the summer period including consultation with the local hotels and police.*
- 3. That the action plan go back to the Community Safety Committee to review.*

It was reported that the Council did not resolve to proceed with the urinals as they were not the right image for Manly – they bring the 'tone' of the place down.

Committee discussed whether the urinals be reconsidered If funding could be generated from late

night venues or other sources or if they were not located too close to St Matthews church. Discussed other options to reduce problem including issues of intoxication and the onus on personal responsibility.

MOTION (LeSurf / Murphy)

That Council support the following short term actions to assist with the problem of late night public urination:

- involving the Liquor Accord;
- conducting a late night safety audit of the 24 hour toilets;
- displaying more visible directional signage including signage near public transport;
- ongoing enforcement by Police; and
- write to the Minister of Police to request a review of the fine for offensive conduct.

PS144/11 RESOLVED: (LeSurf / Murphy)

That Council support the following short term actions to assist with the problem of late night public urination:

- involving the Liquor Accord;
- conducting a late night safety audit of the 24 hour toilets;
- displaying more visible directional signage including signage near public transport
- ongoing enforcement by Police; and
- write to the Minister of Police to request a review of the fine for offensive conduct.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin, Aird, and Burns

Against the Resolution: Nil.

5. ITEM 9.3 NEW BRIGHTON

The New Brighton Hotel is reported to be opening on 28 November. After being closed for 2 years it is inevitable that the increasing of patrons to the open venue will impact on late night issues around the CBD.

The owners have submitted an S.96 which asks that a variety of their previously approved conditions be changed or removed. Police have prepared a submission. There has been a large number of community objections received by Council particularly about noise and their proposed change of use from 'entertainment' on one floor at a time to all four levels at once as well as the change of use to the rooftop bar.

The Community Safety Co-ordinator is meeting with Planning and Compliance staff on Friday to discuss the S96 and ensuring objections to changes that impact on Community Safety issues be included in Council's submission.

MOTION (Burns / LeSurf)

That Council ensures that issues impacting community safety and amenity be addressed in the S96 application by the New Brighton Hotel.

PS145/11 RESOLVED: (Burns / LeSurf)

That Council ensures that issues impacting community safety and amenity be addressed in the S96 application by the New Brighton Hotel.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin, Aird and Burns
Against the Resolution: Nil.

Environmental Services Division

Environmental Services Division Report No. 34

Legal Appeals Relating to Development Applications During December 2011

SUMMARY

Legal appeals relating to Development Applications during December 2011.

MOTION (LeSurf / Elder)

THAT the information be received and noted.

PS146/11 **RESOLVED: (LeSurf / Elder)**

THAT the information be received and noted.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin, Aird and Burns
Against the Resolution: Nil.

Environmental Services Division Report No. 35

Development Applications Being Processed During December 2011

SUMMARY

Development Applications being processed during December 2011.

MOTION (LeSurf / Elder)

THAT the information be received and noted.

PS147/11 **RESOLVED: (LeSurf / Elder)**

THAT the information be received and noted.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, LeSurf, Griffin, Aird and Burns.
Against the Resolution: Nil.

CLOSE

The meeting closed at 8.29pm

The above minutes were confirmed at a **Ordinary Meeting** of Manly Council held on 12 December 2011.

CHAIRPERSON

******* END OF MINUTES *******