



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:

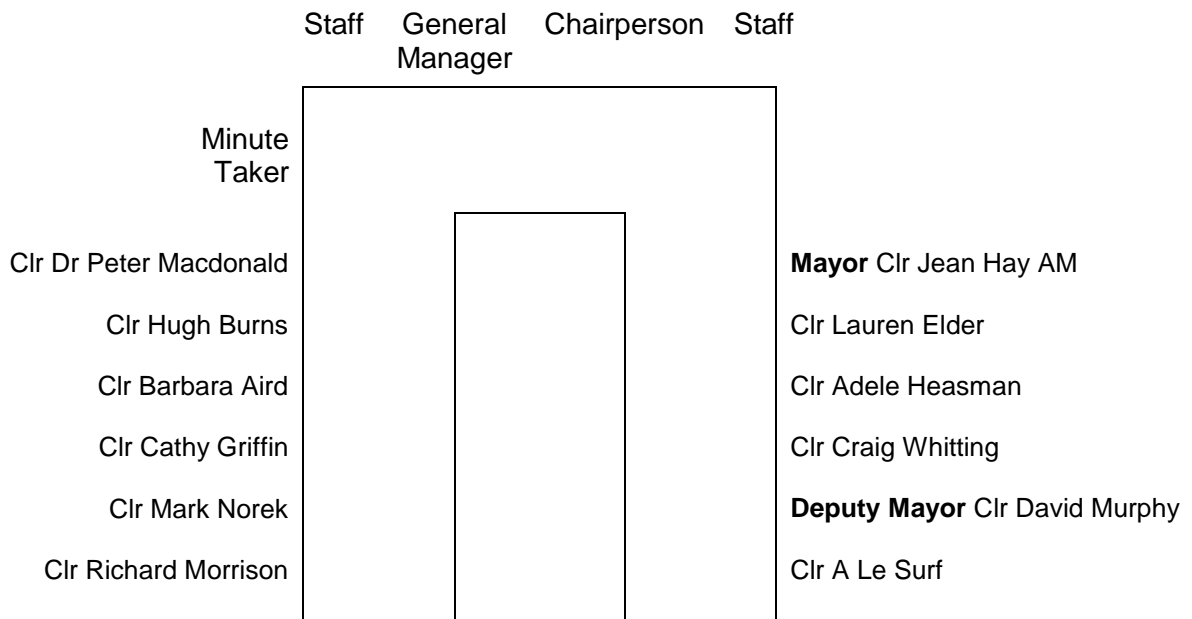
Monday 6 September 2010

Commencing at 7:30:00 PM 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



Chairperson: Councillor Richard Morrison
Deputy Chairperson: Councillor Alan Le Surf

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Tender T2011/01 for Manly Meals on Wheels Food Services Tender 33

MATTERS OF URGENCY

(In accordance with Clause 241 of the Local Government (General) Regulations, 2005)

CLOSED COMMITTEE ITEMS**CONFIDENTIAL COMMITTEE OF THE WHOLE****Environmental Services Division Report No. 23**

Tender T2010/12 for the supply of one Compact sweeper vehicle

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (d) of the Local Government Act, 1993, on the grounds that the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the council; or (iii) reveal a trade secret.

Civic and Urban Services Division Report No. 8

Tender T2010/14 for Supply of Building Services

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (d) of the Local Government Act, 1993, on the grounds that the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the council; or (iii) reveal a trade secret.

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

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Report Of Committees Report No. 32
SUBJECT: Minutes for Adoption by Council - Special Purpose Committees - without recommendations of a substantial nature
FILE NO:

The Minutes of the following Special Purpose Committee Meetings are tabled at this meeting.

Minutes of Meetings for adoption without recommendations of a substantial nature.

- i) Sustainable Transport Committee – 1 July 2010
- ii) Manly Lagoon Catchment Coordinating Committee – 15 July 2010
- iii) Art and Culture Committee – 20 July 2010
- iv) Waste Committee – 21 July 2010
- v) Sister Cities Committee – 28 July 2010
- vi) Traffic Committee – 28 July 2010
- vii) Sustainable Economic Development & Tourism Committee – 5 August 2010
- viii) Traffic Committee – 9 August 2010
- ix) Community Environment Committee – 11 August 2010

RECOMMENDATION

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

- i) Sustainable Transport Committee – 1 July 2010
- ii) Manly Lagoon Catchment Coordinating Committee – 15 July 2010
- iii) Art and Culture Committee – 20 July 2010
- iv) Waste Committee – 21 July 2010
- v) Sister Cities Committee – 28 July 2010
- vi) Traffic Committee – 28 July 2010
- vii) Sustainable Economic Development & Tourism Committee – 5 August 2010
- viii) Traffic Committee – 9 August 2010
- ix) Community Environment Committee – 11 August 2010

ATTACHMENTS

There are no attachments for this report.

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***** End of Report Of Committees Report No. 32 *****

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Report Of Committees Report No. 33
SUBJECT: Minutes for Adoption by Council - Heritage Committee - 4 August 2010
FILE NO:

This report was dealt with at the Heritage meeting of 4 August and was listed as a Recommendation in those minutes. The item is hereby submitted to the Ordinary Meeting, together with the minutes for formal adoption by Council.

1. ITEM 14 Meeting Quorum – Terms of Reference (TOR) Amendment

The committee discussed the amendment to the TOR regarding the proposed amendment to the wording regarding the quorum for the committee. The committee agreed to amend the TOR as recommended subject to replacing the word “attending” with the word “current”.

RECOMMENDATION

That the Minutes of the Heritage Committee meeting on 4 August be adopted including the following items:

1. ITEM 14 Meeting Quorum – Terms of Reference (TOR) Amendment

The Committee recommend to the General Manager and Council that the Heritage Committee Terms of Reference be amended as follows:

- (a) The Heritage Committee Terms of Reference (TOR) be amended by replacing the existing wording of the first paragraph under the TOR heading “5. Meetings” with the new wording below:
“A **QUORUM** shall comprise **half the current members on the committee plus one**. A scheduled meeting must be adjourned if a quorum is not present within half an hour after the time designated for the holding of the meeting, or at any time during the meeting. In either case, the meeting must be adjourned to a time, date and place fixed by the Chairperson, or, in his or her absence, by the majority of the members present.”
- (b) The Heritage Committee Terms of Reference (TOR) be amended by removing the names of the two resigned members.

ATTACHMENTS

There are no attachments for this report.

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***** End of Report Of Committees Report No. 33 *****

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Report Of Committees Report No. 34
SUBJECT: Minutes for Adoption by Council - Harbour Foreshore and Coastline Management Committee - 10 August 2010
FILE NO:

This report was dealt with at the Harbour Foreshore and Coastline Management Committee meeting of 10 August 2010 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Planning and Strategy Meeting, together with the minutes for formal adoption by Council.

1. ITEM 7 SYDNEY COASTAL COUNCIL GROUP INC. (SCCG) - STRATEGIC PLAN 2010-2014

The Sydney Coastal Councils Group Inc. (SCCG) Strategic Plan 2010-14 has been prepared to document and highlight the focus of the Group for the next four years. This document represents the sixth Business Plan of the Group since 1989 and has been developed in direct consultation with Member Councils.

Manly is one of 15 member Councils.

The Sydney Coastal Councils Group Strategic Plan has been under review for the last 18 months. Through Manly Council representation on the Sydney Coastal Councils Group, Executive Committee, Strategic Plan Directional Committee, Technical Committee and Full Group Manly Council provided input in the review of the old Plan and preparation of the new Plan.

RECOMMENDATION

That the Minutes of the Harbour Foreshore and Coastline Management Committee meeting on 10 August 2010 be adopted including the following items:

1. ITEM 7 SYDNEY COASTAL COUNCIL GROUP INC. (SCCG) - STRATEGIC PLAN 2010-2014

The Committee recommends that:

1. Members submit feedback by 17 August 2010.
2. Endorses the Plan, subject to inclusion of any feedback received by due date and recommends that the Council formally endorses the Final Draft of the SCCG Strategic Plan 2010-14.

ATTACHMENTS

There are no attachments for this report.

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***** End of Report Of Committees Report No. 34 *****

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Report Of Committees Report No. 35
SUBJECT: Minutes for Adoption by Council - Community Safety Committee - 12 August 2010
FILE NO:

This report was dealt with at the Community Safety Committee meeting of 12 August 2010 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Planning and Strategy Meeting, together with the minutes for formal adoption by Council.

1. ITEM 6 Report – Section 79 Disturbance Complaint

The Committee discussed the merits of re-lodging the Section 79 Disturbance Complaint, and the need for feedback from NSW Office of Liquor, Gaming and Racing (OLGR) as to their requirements for such a submission.

Councillor Le Surf suggested that only one Section 79 be re-lodged and that Council provide evidence in support of a newly amended Manly Police Section 79.

The Liquor Accord Representative stated that:

- Given assault rates have dropped and given changes in ownership in Manly, is a Section 79 warranted?
- Self-imposed restrictions already include a cease service of alcohol at 3am.
- The Newcastle trial of earlier closing has led to 11 licensed premises closing.
- A possible flow-on effect to restaurants and other entertainment venues may occur, with the possibility of patrons choosing to go elsewhere for a night out.
- If there was a state-wide close at consistent time, that would be more equitable for licensees.

Superintendent Darcy reported that:

- Letter written to NSW OLGR regarding the Manly Police Section 79 Disturbance Complaint, key points are expressing concern regarding the 16-month delay in response since the Police Section 79 was submitted.
- OLGR have informally requested additional information be submitted.
- Requested clarity as to what type of evidence is required, and that this be conveyed at a meeting.
- Proposes a new evaluation period, and will gather further evidence over the period 1 September 2010 to 31 January 2011.
- Explained that there have been 5 malicious wounding incidents in Manly recently which involved glassing and young people being permanently disfigured, and
- Believes that community feeling is strong on this issue. A period of gathering data between 1 September 2010 and 31 January 2011 will allow for a re-assessment of the alcohol-related assaults and anti-social behaviour at 31 January 2011.

The Committee expressed a desire to wait until NSW OLGR provides feedback on what specific evidence is required. It was acknowledged that the Section 79 would only apply to the venues which were problematic.

Mike Baird, Member for Manly stated:

- Has also written to NSW OLGR expressing concern and requesting attendance at a Community Safety Committee meeting.
- Has asked questions of the Minister for Gaming & Racing in Parliament regarding the Manly Precinct Liquor Accord and its progress.
- Will continue to support community solutions for community problems.

Report Of Committees Report No. 35 (Cont'd)

- Committed to changing donations to political parties.

RECOMMENDATION

That the Minutes of the Community Safety Committee meeting on 12 August 2010 be adopted including the following items:

1. ITEM 6 Report – Section 79 Disturbance Complaint

That Manly Council strongly requests that NSW Office of Liquor, Gaming and Racing attend a meeting in Manly. The letter to NSW OLGR is to be copied to the Minister Kevin Greene. This meeting is required by Council and the Police to brief both Council and Manly Police on the methodology and the type of evidence required to satisfy the legal requirements for a Disturbance Complaint to be lodged and to be heard under Section 79 of the Liquor Act 2007.

ATTACHMENTS

There are no attachments for this report.

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***** End of Report Of Committees Report No. 35 *****

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Report Of Committees Report No. 36
SUBJECT: Minutes for Adoption by Council - Traffic Committee (Extra Ordinary Email Meeting) - 13 August 2010
FILE NO:

This report was dealt with at the Traffic Committee Extra Ordinary email meeting of 13 August 2010 and was listed as a Recommendation in those minutes. The item is hereby submitted to the Planning and Strategy Meeting, together with the minutes for formal adoption by Council.

1. ITEM 48/10 JAZZ FESTIVAL 2010

BACKGROUND

This Item has been sent to Manly Local Traffic Committee (MLTC) members via email as an urgent item in addition to the August 2010 MLTC meeting and received the concurrence from members on 17 August 2010 with no objection for seeking adoption at Council's meeting.

SUMMARY:

An application for altered traffic conditions as part of the 2010 Manly Jazz Festival has been received from Council's Events and Tourism section.

RECOMMENDATION

That the Minutes of the Traffic Committee Extra Ordinary email meeting on 13 August 2010 be adopted including the following item:

1. ITEM 48/10 JAZZ FESTIVAL 2010

That Council adopt the below recommendation:-

That the Manly Traffic Committee raises no objection in principle for the Manly International Jazz Festival involving: clearway restrictions from the corner of the entrance to The Corso, North Steyne to the corner intersection of North Steyne/Raglan Street between the hours of 3.00pm Friday 1 October 2010 and 7.00am Tuesday 5 October 2010; and road closure from the corner intersection of South Steyne/Wentworth Avenue to the corner intersection of North Steyne/Raglan Street between the hours of 4.30pm on the evening of Friday 1 October 2010 and 7.00am on Tuesday 5 October 2010.

Further, that the festival be approved subject to the approval of the Traffic Management Plan by the RTA and following conditions:

1. That two weeks prior to the event the applicant (Manly Council Events and Tourism) must advise all affected residents and commercial premises by letterbox drop of the following (enclosed within the road closure notification):-
 - The proposed date, time and duration, specific location of the street party.
 - That access will be maintained at all times for emergency vehicles during the event.
2. That signs advertising the closure be positioned at the end of the proposed road closure:
 - Opposite Raglan Street, in North Steyne facing the southbound traffic;

Report Of Committees Report No. 36 (Cont'd)

- Opposite Wentworth Street, in South Steyne facing northbound traffic, for a period of two (2) weeks before the closure.

3. Insurance

- The Event Manager is to provide details of insurance that covers employees and volunteers for the event.
 - The Event Manager shall effect and maintain at their own expense on all risks and public liability policy in respect of the event in the name of the organiser and noting the interest of the Council covering the respective rights of the organiser and the Council in respect of liability to the public in the event of death or bodily injury or damage to property arising out of any accident or other event which may occur in the course of or be caused by the organiser's activities. The amount of such insurance shall be not less than Ten Million Dollars (\$10,000,000) in respect of any one claim and shall be unlimited as to the number of claims during the event. The organisers shall produce such policy and a certificate of currency with the Council, Police and Roads & Traffic Authority's interest noted thereon to the Council prior to the event taking place.
 - The provision of a hold harmless agreement from the event organisers which safeguards Council, Police and the Roads & Traffic Authority's interests.
 - All insurance documents and the hold harmless documents will need to be sighted by Council at least twenty-one days prior to the event.
4. That the applicant shall advertise the temporary road closure in the local press stipulating date, time duration and specific location of closure and in the Public Notices section as well as notifying Community Precinct Forums at least one month in advance of the event.
5. That the applicant shall install appropriate safety barriers at the proposed road closure and shall be responsible for all aspects of the Traffic Management during the temporary road closure. All traffic control and management shall be in accordance with the Australian Standard AS 1742.3 and relevant parts including AS1742.3 - Traffic Control Devices for Works on Roads.
6. That the applicant shall notify the Fire Brigade and Ambulance prior to the road closure.
7. That the applicant shall ensure that the area be returned to its original condition and any rubbish be removed at the completion of the event.
8. That the applicant shall notify State Transit of the event and road closure details.
9. That the applicant shall notify the Roads and Traffic Authority to make adjustments to the available green time at the following locations.
- Provide more green time to facilitate the right turning movement from the dedicated right turning lane for the northbound traffic in Belgrave Street/Pittwater Road/Raglan Street intersection.
 - Provide extended green time to facilitate westbound traffic in Sydney Road via Whistler Street and Belgrave Street/Sydney Road intersection.
 - Provide extended green time to facilitate west bound traffic along East and West Esplanade at the Esplanade/Belgrave Street intersection.
10. That the applicant request Police assistance to control traffic in Whistler Street, Sydney Road, Darley Road and Wentworth Street when required. The applicant shall also request

Report Of Committees Report No. 36 (Cont'd)

Police assistance to minimise the delay at the marked pedestrian foot crossing in Whistler Street, one near the Whistler Street car park and another outside Manly Council.

11. That the applicant seeks Police assistance should queuing and delays be experienced at the following locations.
 - Whistler Street car park exit / Whistler Street
 - East Esplanade / Wentworth Street intersection
 - Whistler Street / Raglan Street intersection
12. That the applicant engages volunteers to man the road closure points and direct/guide motorists to access the parking stations.
13. That the applicant ensures volunteers are adequately trained and not involved in controlling traffic unless they are **certified traffic controllers**.
14. That the event organiser notifies all Precinct Community Forums of the event.
15. That Council ban parking along the east side in West Promenade and install Bus Zone signs to increase the bus lay over area.
16. That Council Rangers patrol West Promenade to infringe illegally parked vehicles.
17. That Council writes to Sydney Ferries seeking assistance to manage the pedestrian tidal flow resulting from ferry arrivals at Manly Wharf.
18. That the 1 hour parking outside 49-52 North Steyne be replaced by Clearway restrictions from 3.00pm Friday 1 October 2010 to 7.00am Tuesday 5 October 2010. Further that, the event organiser notifies the retail outlets adjacent to this parking of these changes.

ATTACHMENTS

There are no attachments for this report.

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***** End of Report Of Committees Report No. 36 *****

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Planning And Strategy Division Report No. 18
SUBJECT: Manly Local Environmental Plan 1988 – draft Amendment 81
FILE NO:

SUMMARY

The purpose of this report is to advise Council of consultations and submissions received following the public exhibition of Draft Manly Local Environmental Plan 1988 (Amendment No. 81) (Draft LEP 81) and to make appropriate recommendations in relation to the exhibited Draft Plan for submission to the Minister for Planning in accordance with the *Environmental Planning and Assessment Act, 1979* (EP&A Act).

REPORT

Introduction

The proposed amendments to Manly LEP 1988 (Amendment 81) include:

- the zoning of a number of un-zoned parcels of land adjoining Burnt Bridge Creek to either Zone No 6 - Open Space or Zone No 4 - Industrial to be compatible with adjoining zones;
- the zoning of the closed and unzoned laneway between 18 & 20 Peronne Avenue and 21 & 23 Gordon Street, Clontarf to Zone No.2 - Residential;
- listing six (6) properties as heritage items; and
- third party advertising being included as Exempt Development.

Background

At its meeting on 2 November 2009, Council resolved to initiate LEP Amendment 81 as follows:

Council resolve to initiate an amendment to Manly Local Environmental Plan 1988, being Amendment 81, pursuant to sections 54-55 of the Environmental Planning & Assessment Act, 1979, in respect of:

- a. the zoning of several parcels of land adjoining the Burnt Bridge Creek to open space or industrial zoning;*
- b. the zoning of land consisting of the closed and unzoned laneway between 18 & 20 Peronne Ave and 21 & 23 Gordon Street, Clontarf, to residential;*
- c. the listing of six (6) properties are recommended for listing as heritage items; and*
- d. Third Party Advertising as exempt development.*

Following Council's resolution above, a planning proposal was submitted to the Department of Planning on 18 January 2010 in relation to draft LEP 81 as reported to Council. On 9 February 2010 the Director General of the Department of Planning advised Council that the planning proposal should proceed in accordance with conditions provided in his Determination. The conditions related particularly to the public consultations and exhibition detailed in this report.

Public Exhibition

Draft LEP 81 was exhibited in accordance with statutory requirements from 12 July 2010 to 26 July 2010 and was be available for viewing at:

- Manly Council Chambers, Belgrave Street Manly between 8.30 a.m. and 5.00 p.m. Monday to Friday.

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

- Manly Library, 1st floor information desk, Market Lane, Manly during the Library's usual opening hours.
- Manly Council website: <http://www.manly.nsw.gov.au/>.

In addition, Manly Council wrote to affected landowners. No submissions were received from private land owners.

Public Consultations

In accordance with the conditions outlined by the Department of Planning in its Determination of the Planning Proposal under section 56(2)(d) of the *Environmental Planning and Assessment Act 1979* ('EP&A Act'), Council consulted with Public Authorities as follows:

- New South Wales Rural Fire Service;
- Road & Traffic Authority;
- Sydney Water;
- Warringah Council; and
- Energy Australia.

Four (4) responses were received and are attached to this report, from the Road & Traffic Authority, Sydney Water, New South Wales Rural Fire Service and Warringah Council (refer to Attachment 1).

The Road & Traffic Authority and Sydney Water did not raise any objections to the amendment.

New South Wales Rural Fire Service (RFS) noted relevant provisions of the EP&A Act in relation to any future development of bush fire prone lands. A number of provisions under the requirements of 'Planning for Bushfire Protection 2006' have been considered as part of the planning proposal and are not considered to warrant any amendment to the proposal. On this basis the RFS support the progression of the proposed amendments to the Manly Local Environmental Plan.

While Warringah Council advised that the proposed zoning is compatible with the adjoining zones, some further consultation was requested. Warringah Council requested that Manly Council consult with the Department of Planning to identify whether any public open space acquisition proposals have been earmarked for the subject land. The request for clarification arises since historically the land was zoned as County Open Space under the Warringah Local Environmental Plan 1985. Further consultations with the Department have now resolved that "there are no proposed or outstanding acquisitions in this location". This consultation is resolved and there are no variations to the planning proposal required.

Warringah Council also requested that following the zoning process, both Manly Council and Warringah Council engage in discussions to address issues related to management, maintenance and operation of the land. This arises because the parcels are in the ownership of Warringah Council and it is seeking to "provide the basis for the establishment of a clear framework to identify the role of each Council in relation to the operation and management of the land." Discussion on this issue should take place following publication of the plan by the NSW Government.

Statutory Assessment and Details of the Next Stage in the Process

Community Consultation has been undertaken in accordance with sections 56(2) and 57 of the EP&A Act. The planning proposal was classified in the Department of Planning's Determination as low impact as described in *A Guide to Preparing LEPs* (Department of Planning, 2009) and was accordingly exhibited publically for fourteen days as required.

Consultation with Public Authorities has been undertaken in accordance with sections 56(2) (d) of the EP&A Act as detailed above in this report. While Public Authorities may request additional

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

information or additional matters to be addressed in the planning proposal, the consultations have not resulted in any variation to the planning proposal.

An assessment of submissions has been made and Council, as the responsible planning authority, has concluded that no variations to the proposal are necessary under section s58(1) of the EP&A Act. Council may now resolve to finalise the planning proposal and forward the finalised proposal to the Department of Planning. On receipt of the finalised proposal the Department will issue instructions to Parliamentary Counsel for the drafting of the then local environmental plan i.e. the legal instrument. The Department will further consult with Manly Council to ensure the plan is consistent with the planning proposal. Once the Parliamentary Counsel has produced both the written instrument and opinion that the instrument may be legally made, the Department may then proceed to publish the LEP.

CONCLUSION

Council has from time to time undertaken similar amendments to the Manly LEP 1988 incorporating a range of amendments largely dealing with 'housekeeping' matters that may proceed ahead of the drafting of the comprehensive Manly LEP (under the standard instrument template).

Draft LEP 81 addresses existing anomalies by zoning a small number of parcels of land in the vicinity of Burnt Bridge Creek and Condamine Street, Balgowlah to No 6 - Open Space and No 4 - Industrial following recent consultations that resolved earlier RTA objections to the zoning of the land. The Plan also zones land between 18 & 20 Peronne Ave and 21 & 23 Gordon Street, Clontarf to Zone 2 - Residential following the Council's approved sale of this land to the owners of adjoining residential properties.

In addition, draft LEP 81 includes the listing of six (6) new heritage items as follows:

- *Edinboro*, 297 Sydney Road, Balgowlah;
- The Kiosk, Shelly Beach;
- Electricity Substation 15151, Condamine Street, Balgowlah;
- Electricity Substation 16124, Ashburner Street, Manly;
- Electricity Substation 16453, Krui Street, Fairlight; and
- Pumping Station SP 0036, Golf Parade, Manly.

This group of buildings has been previously identified in Council's major heritage review in 2007/2008 as having heritage significance and justifies high priority for listing with the confirmed support of land owners. There are no further submissions arising from the LEP exhibition and notification process.

It is also proposed to include Third Party Advertising signage as exempt development in Manly LEP 1988 in accordance with Council's previous resolution of 7 September 2009.

The recommended amendments are consistent with Council's practice to limit the number of minor miscellaneous LEP amendments by grouping issues to be addressed in one amending LEP. Once Council resolves to finalise the reported and exhibited LEP 81 (without variation), it will be submitted to the Department of Planning for gazettal.

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

It is recommended that:

1. The planning proposal to amend Manly Local Environmental Plan 1988 (Amendment No. 81) be finalised as exhibited without variation to the planning proposal.
2. The Department of Planning be requested to make Draft Manly Local Environmental Plan 1988 (Amendment No. 81).

ATTACHMENTS

AT-	Submissions from Road & Traffic Authority, Sydney Water, New South Wales	6
1	Rural Fire Service and Warringah Council	Pages

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

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Planning And Strategy Division Report No. 19
SUBJECT: Public exhibition of the North Harbour Reserve Landscape Masterplan
FILE NO:

SUMMARY

Manly Council has produced the North Harbour Reserve Landscape Masterplan following extensive community and stakeholder consultation. The Plan has been developed in line with the management options proposed in the Council adopted North Harbour Coastline Management Plan.

Preliminary design of the North Harbour Reserve Landscape Masterplan was presented at the Harbour Foreshore and Coastline Management Committee (HFCCM), Access Committee, Manly Scenic Walkway Committee (MSW) and Landscape Management and Urban Design Committee (LMUD) during June-July 2010. Final Design of the North Harbour Reserve Landscape Masterplan was presented at the HFCCM, Access and LMUD Committees during August 2010.

Considering feedbacks from all Committees, the Landscape Masterplan and Urban Design (LMUD) Committee, at its meeting on 18 August 2010, has endorsed the Final Design of the North Harbour Reserve Landscape Masterplan and recommended Council to allow public exhibition.

REPORT

Background

The North Harbour Reserve is an open grassy area with mature exotic and native trees used for active and passive recreational activities. The Reserve was reclaimed on a tidal flat during the mid 1930's by the construction of a sandstone retaining wall and landfill. North Harbour Reserve is popular for a range of recreational pursuits. Open spaces of North Harbour Reserve forms an important portion of the Manly Scenic Walkway (MSW).

Improvements in North Harbour Reserve have been made, so far, on an ad hoc basis. With the increasing use of the Reserve, it has become necessary to prepare a detailed Landscape Masterplan.

The Masterplan should seek to distribute appropriately the various functions of the reserve and to maximise the opportunities presented by the foreshore setting and by the arrangement of the elements within it. Principles, to prepare the Masterplan, are:

- Recognition of value of the existing open spaces and landscape;
- Reinforcement of the existing native and indigenous planting and bushland;
- Further establishment of safe, quiet and planted seating and picnic areas around the edges;
- Recognition of existing play area with upgraded play equipments;
- Consideration of noise issue;
- Measures for child safety as the Reserve is also a dog off-leash area; and
- Emphasis of the historic past with signage and other interpretative and informative features.

An initial on-site meeting with representatives of the Community and representatives from committees was held on 6 May 2010. Feedback from the meeting was noted as:

- Formalise parking on the western side of Condamine St;
- A set of stairs in the sea wall to access the water from the park;
- Wheelchair access from the inclined path near the current toilet through the playground area on southern side. Also explore possibility of wheel chair access from King Avenue;

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

- Retention & conservation of current open space for passive recreational use.
- The need for the toilets to be upgraded with better access for small children & mothers with prams;
- Investigate improvements to storm water gross pollution trap west of Condamine Street;
- Planting to screen recently installed vertical drainage chamber and proposed stone placement at base of recently installed stair;
- Preservation of existing trees & avoid loss of mature trees;
- No boat storage in the park;
- Maintain an unstructured environment;
- Conservation of all bushland in the entire North Harbour area.

These feedbacks were used in the development of the preliminary design. Preliminary design of the North Harbour Reserve Landscape Masterplan was presented at the HFCMC, Access, MSW and LMUD Committees during June-July 2010. Key feedbacks from these Committees were:

- Need for linkage from the proposed timber access ramp to the Manly Scenic Walkway;
- Provision of more seats to make available for dedication;
- Investigation into the location of 'Jenkin's Cottage' through the Historical Society;
- Provision for grasses to be nourished;
- Tidying up of parking space to the west of Condamine Street;
- Spot lights to be made more effective through pruning of trees;
- More garbage bins and dog bag facilities including provisions on Lower Beach Road;
- Additional shade trees if possible;
- Ramp: It was suggested that a stainless steel frame with mesh/recycled plastic ramp structure could be used to the bushland area;
- Car Park arrangement be kept informal, therefore without line marking to car park spaces;
- Some seating be located adjacent to the Manly Scenic Walkway path to provide stop off points for walkway users;
- A stair to the water's edge be proposed as shown on the landscape plan. Landscape elements such as seating, lighting, bubblers and signage could be located at this focal point;
- Eastern hedge be removed and the grassed area function be open to sport activities such as soccer or cricket;
- Interpretive signage be incorporated into the design as the area has a rich history.

These comments and feedback have been considered in developing the final design of the North Harbour Reserve Landscape Masterplan.

The Final Plan is presented in Attachment 1.

Community Involvement

To ensure wider community involvement, an extensive awareness campaign and consultation process was undertaken during the preparation of the North Harbour Coastline Management Plan. Community and Stakeholder consultation was achieved through community/stakeholder field days, display panels, Council's webpage, and information in Precinct newsletters.

Community and user groups' survey forms were distributed through various means with a total of 167 survey forms returned. Community consultation field days were held at North Harbour Reserve on 19 February 2006 and 4 March 2007.

RECOMMENDATIONS FROM COMMITTEES

Final Design of the North Harbour Reserve Landscape Masterplan was presented at the HFCMC, Access and LMUD Committees during August 2010.

Planning And Strategy Division Report No. 19 (Cont'd)**Harbour Foreshore & Coastline Management Committee (dated 10 August 2010)**

The Committee endorses the final design of the North Harbour Reserve Landscape Masterplan and recommends Council to allow public exhibition of the Masterplan.

Access Committee (dated 17 August 2010)

The Committee discussed the NHR Landscape Masterplan and endorsed the plan as submitted.

The area that we particularly liked was the extension of the Scenic Walkway down into the North Harbour Reserve. This will allow access to the park for all the users of this pathway including both prams and wheelchairs. This is to be of a similar design [raised and fitting into the landscape] to the one behind the Manly Yacht Club on East Esplanade.

LMUD Committee (dated 18 August 2010)

The Committee endorses the Final Design of the North Harbour Reserve Landscape Masterplan and recommends Council to allow public exhibition of the Masterplan.

The Committee, however, made a comment that the easterly arm of the forked path connecting the bottom of the bush walkway to the scenic walkway be removed. This modification is reflected in the final design to be exhibited.

RECOMMENDATION

It is recommended that:

1. The final design of the North Harbour Reserve Landscape Masterplan be placed on public exhibition for a period of four weeks; and
2. A public information field day be organised on site during the exhibition period to receive community feedback.

ATTACHMENTS

AT- 1 North Harbour Reserve Landscape Masterplan 1 Page

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

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Planning And Strategy Division Report No. 20
SUBJECT: LM Graham Reserve Masterplan – Final Draft for Public Exhibition
FILE NO:

SUMMARY

Manly Council has produced the LM Graham Masterplan – Final Draft following extensive community and stakeholder consultation. The Plan has been developed in line with the existing Plan of Management for LM Graham Reserve.

The LM Graham Reserve Working Group has, at its meeting on 19 August 2010, endorsed the Final Draft and has recommended to Council to publicly exhibit the documentation.

In this report, key features of the LM Graham Reserve Masterplan (Final Draft) are identified. The Final Draft Masterplan and supporting documentation is presented in an attachment to this report.

REPORT

Background

The LM Graham Reserve Masterplan Final Draft (the Masterplan) has been developed in line with the existing LM Graham Reserve Plan of Management.

The scope of the Masterplan is shown in Attachment 1, and while it considers surrounding areas and facilities such as the Roundhouse Centre, the Andrew Boy Charlton Swim Centre and Kenneth and Balgowlah Roads, these facilities were not specifically part of the Masterplan design, being subject to their own detailed design processes.

There is an existing community land Plan of Management for LM Graham Reserve, which is a high level plan that meets the requirements of the NSW *Local Government Act 1993* for community land planning. In doing so it categorises the land as 'Sportsground' and 'General Community Use'. In keeping with this categorisation, the Final Draft Masterplan (Attachment 1) provides for both sporting and general community uses.

Community Involvement

To ensure wider community involvement in the development of the Masterplan, consultation was undertaken during the month of November 2007. Consultation involved inviting input via posters around the reserve and swim centre, notification through the user group networks and also the Precincts.

Key user groups have been integral to the Masterplan design process through their representation on and input through the LM Graham Reserve Working Group. Key user groups represented include:

- Cricket
- Soccer
- Ultimate Frisbee
- Tennis
- Representative from the Manly Lagoon Committee
- Swimming
- 2 x general community representatives
- Representative from Manly Golf Course as adjoining neighbour.

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

The Ivanhoe Park and Ocean Beach Precincts were invited to nominate representatives for the Working Group, however, despite Council's repeated invitations, no response was received from either of the Precincts.

Key Issues & Features

The LM Graham Reserve Masterplan – Action Plan (refer to Attachment 2) identifies the key issues that informed the development of the Draft Masterplan in addition to the measures proposed to address those issues. The action plan is further supported by the Environmental Constraints Report (Attachment 3).

Key features of the Masterplan, that respond to the issues identified include:

- Clean up of the Suwarrow Street compound and inclusion in the reserve area.
- Amenities consolidated and centralised towards the swim centre, as part of a future refurbishment of the swim centre facility to incorporate a multi-use facility with cross-training components.
- 1 full sized cricket oval with 6 wickets and portable sight screens.
- 6 enclosed practice cricket nets.
- 1 premier sized soccer field.
- 1 standard senior sized soccer field.
- 3 mini/junior sized soccer fields.
- 1 multi-purpose court (including basketball and netball).
- 2 synthetic tennis courts (also available to be hired by other compatible uses).
- Shared access path to improve access to and through the reserve, including bicycle parking facilities.
- 4 casual use exercise stations around the perimeter of the reserve.
- Passive open space area for general community use (BBQs, seating, leafy shade, swing set).
- Earth (grassed) mounding to provide spectator seating and also for floodwater retarding during large events (subject to detailed designs).
- Formalised car parking in the south west of the reserve near the Roundhouse.
- Stormwater harvesting for field irrigation.
- Perimeter plantings to improve amenity, shade and biodiversity values.

The Masterplan also notes the importance of sustainable development principles and requires these principles be applied as a priority through the implementation of the Masterplan. For example, selecting sustainable options for materials and fixtures.

LM Graham Reserve Working Group Recommendation

The LM Graham Reserve Working Group, at its meeting on 19 August 2010 made the following recommendation:

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

1. *the LM Graham Reserve Working Group endorses the Final Draft LM Graham Reserve Masterplan, subject to the following amendments:*
 - i. *That the wording in the LM Graham Reserve Masterplan - Action Plan be amended concerning the two tennis courts to remove reference to futsal use and tennis seasons. The replacement wording should identify that the courts may also be hired for 'other compatible uses'.*
 - ii. *The three most western practice cricket nets should be extended further north to enable a longer run up for fast bowlers. The formalised entrance would subsequently need to be moved eastward.*

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

iii. *The most western of the junior soccer fields should be changed to be a synthetic grass surface to enable cross and wet-weather training and multi-use. This field will need to be moved southward to be located outside the cricket field.*

2. *the Final Draft Masterplan (amended as per the above recommended changes) be publicly exhibited along with supporting documentation including the LM Graham Reserve Masterplan – Action Plan, the LM Graham Reserve Environmental Constraints Report and the Adopted Plan of Management relevant to LM Graham Reserve.*

The amendments identified in recommendation 1 have been made, and these are included in the Final Draft attached to this Council report.

Further recommendations were also made by the Working Group to the General Manager concerning the application of existing funding to the implementation of the Masterplan, once adopted.

RECOMMENDATION

It is recommended that:

1. The draft LM Graham Reserve Masterplan and LM Graham Reserve Masterplan – Action Plan be placed on public exhibition for a period of eight weeks and an information day be organised to be held at LM Graham Reserve during the exhibition period.
2. The Adopted LM Graham Reserve Plan of Management and the LM Graham Reserve Environmental Constraints Report also be made available, along with the public exhibition documents, as supporting documentation.
3. Notification of the exhibition be forwarded to members of the LM Graham Reserve Working Group, the local Precincts, and that posters providing details of the information day and inviting comment be erected at LM Graham Reserve and the Andrew Boy Charlton Swim Centre for the duration of the exhibition period.

ATTACHMENTS

AT- 1	Draft LM Graham Reserve Masterplan	1 Page
AT- 2	Draft LM Graham Reserve Masterplan – Action Plan	20 Pages
AT- 3	LM Graham Reserve Environmental Constraints Report	12 Pages

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

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Planning And Strategy Division Report No. 21
SUBJECT: NSW Coastal Planning Guideline: Adapting to Sea Level Rise and Measures for Identifying Current and Future Coastal Risk Areas
FILE NO:

SUMMARY

The NSW Government through the Department of Planning has, in August 2010, released the NSW Coastal Planning Guideline: Adapting to Sea Level Rise.

The Guideline adopts the sea level rise planning benchmarks in the NSW Sea Level Rise Policy Statement. The Sea Level Rise Policy Statement identifies sea level rise projections of up to 40 cm to 2050, and 90 cm to 2100, for the NSW coastline.

The Guideline outlines an approach to assist councils, State agencies, planners and development proponents when addressing sea level rise in land-use planning and development assessment.

Summary and linkages to Policy document and the draft Guideline document were presented at the P&S meetings dated 7 December 2009 and 19 April 2010.

In this report, summary and salient features of the Guideline is presented including information on the planned studies to identify coastal erosion risk area and flood studies and to establish investigation risk areas in the interim.

Council has received DECCW grant to initiate a modeling study to identify and map Coastal Erosion Risk Areas.

REPORT

The Department of Planning has released the final NSW Coastal Planning Guideline: Adapting to Sea Level Rise following extensive consultation. The Guideline adopts the sea level rise planning benchmarks in the NSW Sea Level Rise Policy Statement.

The Guideline outlines an approach to assist councils, State agencies, planners and development proponents when addressing sea level rise in land-use planning and development assessment.

It applies to all coastal areas of NSW, including the NSW Coastal Zone, as well as Sydney Harbour and Botany Bay. The term 'coastal areas' is used broadly to include the coastline, beaches, coastal lakes, estuaries, as well as the tidal reaches of coastal rivers. It also includes other low-lying land surrounding these areas that may be subject to coastal processes in the future as a consequence of sea level rise.

The Guideline adopts the following six coastal planning principles for sea level rise adaptation:

1. Assess and evaluate coastal risks taking into account the NSW sea level rise planning benchmarks.
2. Advise the public of coastal risks to ensure that informed land use planning and development decision-making can occur.
3. Avoid intensifying land use in coastal risk areas through appropriate strategic and land-use planning.
4. Consider options to reduce land use intensity in coastal risk areas where feasible.
5. Minimise the exposure to coastal risks from proposed development in coastal areas.

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

6. Implement appropriate management responses and adaptation strategies, with consideration for the environmental, social and economic impacts of each option.

This Guideline is structured around the implementation of the above six coastal planning principles for the consideration of sea level rise and has three key sections:

SECTION 2 – IDENTIFYING COASTAL RISK AREAS outlines how sea level rise should be incorporated into coastal risk assessment.

SECTION 3 – STRATEGIC AND STATUTORY LAND USE PLANNING provides information on how sea level rise impacts can be factored into strategic and statutory land use planning.

SECTION 4 – DEVELOPMENT ASSESSMENT outlines the process for considering sea level rise in the preparation and assessment of development applications in coastal areas.

An extended summary of the Guideline including these three sections is presented in the Attachment 1.

Status of identification of Coastal Risk Areas within Manly LGA

Manly is particularly exposed to the sea level rise as a consequence to direct implications of climate change. This is predominantly due to its landform, having low lying topography in parts, existence of a coastal lagoon and being largely surrounded by coastline with no part of Manly more than 1km from either the Harbour or Ocean.

Council, since 2006, has undertaken many initiatives to mitigate and adapt to impacts of climate change. Council in 2008 has commissioned a study to make an assessment of the likely effects of climate change (Cardno, 2008). A preliminary mapping has been prepared based on DEM (Digital Elevation Model) to provide a broad indication of the likely spatial effects of climate change. A number of areas within the Manly LGA are likely to be affected by sea level rise.

However, 'Coastal Risk Areas' within Manly LGA for either or both to erosion and flooding, as defined in this Guideline, have not been identified so far. With the adoption and release of NSW Sea Level Rise Policy Statement (2009) by the NSW Government, Manly Council is embarking on processes to identify Coastal Risk Areas through modelling studies and full fledged flood studies. Resulting maps identifying Coastal Erosion Risk Area and Coastal Flooding Risk Areas will form part of the statutory LEP and DCPs.

However, a modelling study will take a year and flood study may take 3-4 years to complete.

Following the methodology given in this Guideline, Council will initiate, at first, to identify sea level rise investigation areas.

Council has recently received a grant from DECCW to initiate a modelling study to identify and map Coastal Erosion Risk Areas.

RECOMMENDATION

It is recommended that:

1. The Report on the NSW Coastal Planning Guideline: Adapting to Sea Level Rise is received and noted.
2. Council supports initiatives to identify 'Coastal Risk Areas' following NSW Government's 'Sea Level Rise Policy Statement' and the Guideline.
3. Council seek Government financial assistance for preparation of a Flood Study covering areas of the Manly LGA not included in the Manly Lagoon Catchment Flood Study.

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

ATTACHMENTS

AT- 1 Extended Summary of Guideline 5 Pages

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

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Environmental Services Division Report No. 24
SUBJECT: Development Applications Being Processed During September 2010
FILE NO:

SUMMARY

DEVELOPMENT APPLICATIONS BEING PROCESSED DURING SEPTEMBER 2010.

REPORT

The following applications are with the Town Planners for assessment.

46	2004	36-38 South Steyne	Section 96 Modification
77	2005	58 North Steyne	Section 96 Modification
145	2005	4/11-27 Wentworth Street	Remove Brick wall and replace with windows to match existing
330	2006	76 Bower Street	Section 96 Modification
411	2006	36-38 South Steyne	Section 96 Modification
66	2007	11-27 Wentworth Street	Section 96 Modification
277	2007	67 Castle Circuit	Section 96 Modification
348	2007	33 Edgecliffe Esplanade	Section 96 Modification
370	2007	91 Gurney Crescent	Section 96 Modification
409	2007	11 Oyama	Alterations & Additions
421	2007	Manly Golf Club - Kenneth Road	Section 96 Modification
427	2007	2A West Street	Land Subdivision into 2 allotments and new driveway access
504	2007	68 Birkley Road	Section 96 Modification
505	2007	36-38 South Steyne	Section 96 Modification
532	2007	18 Cutler Road	Section 96 Modification
18	2008	38 Smith Street	Section 96 Modification
56	2008	15 Abernethy Street	Section 96 Modification
102	2008	150 Sydney Road	Section 96 Modification
105	2008	20 Montpellier Place	Section 96 Modification
106	2008	21 Montpellier Place	Section 96 Modification
107	2008	22 Montpellier Place	Section 96 Modification
108	2008	23 Montpellier Place	Section 96 Modification
109	2008	24 Montpellier Place	Section 96 Modification
110	2008	25 Montpellier Place	Section 96 Modification
111	2008	26 Montpellier Place	Section 96 Modification
145	2008	39A Cutler Road	Section 96 Modification
361	2008	11 Barrabooka Street	Section 96 Modification
390	2008	135 Condamine Street	Section 96 Modification
406	2008	76 Curban Street	Section 96 Modification

Environmental Services Division Report No. 24 (Cont'd)

446	2008	29 Adelaide Street	Part demolition and Alterations and Additions
13	2009	74 Castle Circuit	82A Review
24	2009	7 Marine Parade	Alterations & Additions to mixed use building
59	2009	45 Macmillan Street	Section 96 Modification
118	2009	5 Cliff Street	Section 96 Modification
146	2009	4 David Place	Section 96 Modification
180	2009	Manly Wharf	Hugos extended outdoor seating
258	2009	258 Sydney Road	Section 96 Modification
264	2009	24B Bungaloe Avenue	Section 96 Modification
269	2009	21 Allenby Street	Section 96 Modification
280	2009	30 Quinton Road	Section 96 Modification
301	2009	9 James Street	82A Review
306	2009	197-215 Condamine Street	Section 96 Modification
323	2009	48 Grandview Grove	Section 96 Modification
336	2009	62 Balgowlah Road	Section 96 Modification
365	2009	22 Denison Street	Demolition of existing and new 3 storey dwelling
388	2009	39 Peronne Avenue	Alterations and Additions and extended deck
389	2009	8 Woodland Street	Alterations and Additions
399	2009	2 Parkview	Section 96 Modification
402	2009	28 Alexander Street	Re sub, demolition, new 2x2 dwelling
11	2010	44 Alma Avenue	Partial demolition, Alterations and Additions, pool, cabana and landscaping
13	2010	48 North Steyne	Demolition of existing, new 5 storey mixed use
14	2010	1 Barrabooka Street	Alterations & Additions
16	2010	164 Condamine Street	Demolition of existing, excavation new 2 storey dwelling
22	2010	20 Cutler Road	Alterations and Additions
33	2010	25A Cliff Street	Retaining wall and access stairs
37	2010	15 Bellevue Street	Alterations and Additions
42	2010	2 Linkmead Avenue	partial demolition and new three storey dwelling
57	2010	29A Quinton Road	Alterations and Additions and Single Garage
61	2010	44-46 Seaforth Crescent	Alterations and Additions
64	2010	3 Rignold Street	Alterations and Additions
67	2010	31 Seaforth Crescent	Demolition of existing, new 4 level dwelling
77	2010	71 Kangaroo Street	Alterations and Additions
93	2010	8 Iluka Avenue	Alterations and Additions

Environmental Services Division Report No. 24 (Cont'd)

94	2010	18 Fisher Street	Alterations and Additions, carport and new driveway
104	2010	28 Seaforth Crescent	Demolition of existing and new 2 storey dwelling
107	2010	17-29 Roseberry Street	Demolition of existing and construction of Woolworths
111	2010	74 Lauderdale Avenue	Alterations and Additions
112	2010	14 Lower Beach Street	Pool, deck and landscaping
120	2010	5 Bentley Street	Partial demolition and new 2 storey dwelling
122	2010	Manly Wharf	Security fencing and gates
123	2010	220 Sydney Road	Alterations and Additions
127	2010	36 Heathcliff Crescent	Alterations and Additions
128	2010	43 Judith Street	Alterations and Additions
129	2010	70 Seaview Street	Alterations and Additions
130	2010	36 Malvern Avenue	Section 96 Modification
133	2010	48 Rosedale Avenue	Front fence and garden shed
136	2010	1-3 The Crescent	Alterations and Additions to RFB
137	2010	13 Alexander Street	Alterations and Additions
140	2010	22 Seaview Street	Alterations and Additions
143	2010	44-46 Seaforth Crescent	Alterations and Additions
149	2010	16 Carey Street	Demolition, new 2 storey dwelling
151	2010	26 Ocean Road	Alterations and Additions
152	2010	29 Amiens Road	Alterations and Additions
153	2010	89 Addison Road	Alterations and additions
156	2010	East Esplanade - 16' Skiff Club	Alterations and additions
160	2010	411 Sydney Road	Alterations and additions
162	2010	27 Daintrey Street	Alterations and additions
164	2010	38 Alma Street	Alterations and additions
165	2010	14 Francis Street	Alterations and additions
167	2010	29 Adelaide Street	Demolition of existing and new 3 storey dwelling
168	2010	75 Bower Street	Partial demolition and new 2 storey dwelling
169	2010	1 Kanangra Crescent	Alterations and additions
170	2010	13 Ellery Parade	Alterations and additions
173	2010	25 Palmerston Place	Alterations and additions
175	2010	22 Kempbridge Avenue	Alterations and additions
176	2010	6 Upper Gilbert	Change of use to RFB
182	2010	70 Peronne Avenue	Alterations and additions
183	2010	151A Condamine Street	Alterations and additions
185	2010	91 Wanganella Street	Demolition of existing, new 2 storey dwelling
186	2010	12 Phillip Avenue	Pool, deck and landscaping

Environmental Services Division Report No. 24 (Cont'd)

188	2010	11 Barrabooka Street	Alterations and additions
189	2010	1 Jellicoe Street	Partial demolition and new 2 storey dwelling
190	2010	12 Smith Street	Alterations and additions
192	2010	19A West Street	Alterations and Additions
193	2010	29 Vista Avenue	Pool, deck and landscaping
195	2010	14 Richmond Road	Alterations and Additions
198	2010	4 Laura Street	Alterations and Additions
199	2010	88 Clontarf Street	Demolition of existing and new 2 storey dwelling
200	2010	14 Ellery Parade	Alterations and additions
202	2010	23 New Street	Alterations and Additions
203	2010	20 Carey Street	Swimming pool and fence
205	2010	4 Linkmead Avenue	Alterations and Additions
206	2010	15 Grandview Grove	Alterations and Additions
207	2010	105 Darley Road	Alterations and Additions
209	2010	36-38 South Steyne	Refurbishment and signage of the exiting three (3) level licensed premises
210	2010	62 Birkley Road	Alterations and additions
211	2010	110 Griffiths Street	Alterations and Additions
212	2010	69 Fairlight Street	Alterations and Additions
213	2010	62 Alexander Street	Alterations and Additions
214	2010	56 Francis Street	Alterations and Additions
215	2010	58 North Steyne	Two (2) projecting wall signs on existing Novotel Hotel
216	2010	13 North Harbour Street	Alterations and Additions
217	2010	34 Tabalum Road	Demolition and new 3 storey dwelling
218	2010	45 Lauderdale Avenue	Demolition of new 3 storey dwelling
219	2010	9 Boyle Street	Alterations and Additions to RFB
220	2010	20 Beatrice Street	Alterations and Additions
221	2010	25 Ponsonby Parade	Swimming Pool and landscaping
222	2010	37 Roseberry Street	Louvered pergola over existing deck at Belaroma Coffee Cafe
223	2010	171-173 Woodland Street	Alterations and additions to RFB
224	2010	2 Peacock Street	Alterations and Additions
225	2010	6 Old Sydney Road	Demolition and new 3 storey dwelling
226	2010	2 Cameron Avenue	Strata Subdivision into 4 lots
227	2010	17 Allenby Street	Alterations and Additions
228	2010	25 Vista Avenue	New 2 Storey dwelling
229	2010	24 Wakehurst Pkwy	Alterations and Additions
230	2010	22 Ashburner Street	Alterations and Additions to RFB
232	2010	29 Sydney Road	Change of Use to Bar/Hotel fitout

Environmental Services Division Report No. 24 (Cont'd)

233	2010	13 Allenby Street	Swimming Pool and landscaping
235	2010	40 Alma Street	Alterations and Additions
237	2010	21-25 Clifford Avenue	Alterations and Additions to RFB
238	2010	32 Maretimo Street	Alterations and Additions
239	2010	28 Victoria Parade	Demolition of existing garages and 6 new garages
240	2010	43 Jackson Street	Alterations and Additions to RFB
241	2010	35 Kangaroo Street	Alterations and Additions
242	2010	38 Augusta Road	Partial demolition of rear of dwelling and alterations and additions
243	2010	5 Marine parade	Change of use to small shop
244	2010	252 Sydney Road	Alterations and Additions
245	2010	35 Adelaide Street	Alterations and Additions
246	2010	4 Nield Avenue	Detached double garage with landscaped roof
248	2010	1 Marshall Street	Alterations and Additions
254	2010	6 Montauban Avenue	Hardstand, elevated drive, access stairs
255	2010	57 Stuart Street	Alterations and Additions to RFB

The following applications are with Lodgment & Quality Assurance for advertising, notification or referral to appropriate parties.

169/2006 68 Beatrice Street, BALGOWLAH HEIGHTS 2093

Section 96 to modify approved Alterations and additions to existing dwelling including new carport and verandah

291/2007 85 New Street, CLONTARF 2093

Section 96 to modify approved Alterations and additions to dwelling including double garage to replace existing carport

193/2008 197-215 Condamine Street, BALGOWLAH 2093

Section 96 to modify approved Use of the identified floor areas within the Balgowlah Village Shopping Centre (Totem Site) for global non-food and non-health retail shops in relation to Condition ANS02

261/2009 122 Woodland Street, BALGOWLAH 2093

Section 96 to modify approved Construction of new carport, front fence and landscaping

216/2007 88 Bower Street, MANLY 2095

Two Dwellings on One Lot

247/2010 54 Balgowlah Road, BALGOWLAH 2093

Alterations and additions to an existing building including enclosure of an existing balcony

249/2010 43-45 North Steyne, MANLY 2095

Retractable awning for the shop front of China Beach Restaurant

250/2010 18A Whistler Street, MANLY 2095

Change of use to a Beauty Salon and fitout – The Space Manly

Environmental Services Division Report No. 24 (Cont'd)

251/2010 99 Griffiths Street, BALGOWLAH 2093
Carport and front fence

252/2010 8 The Crescent, MANLY 2095
Alterations and additions to an existing dwelling including first floor addition and rear extension

35/2004 8 The Corso, MANLY 2095
Section 96 to modify approved Demolition of existing buildings and Construction of a Coles Supermarket, Retail Shops and Residential Apartments

253/2010 23 Abernethy Street, SEAFORTH 2092
Alterations and additions to an existing dwelling including vergola over an existing deck

256/2010 26 Griffiths Street, FAIRLIGHT 2094
Alterations and additions to an existing dwelling including deck extension, front fence and retaining walls

257/2010 220 Pittwater Road, MANLY 2095
Alterations and additions to an existing Residential Flat Building(Duplex) including new garage, carport, roof terrace, cabana, front fence and landscaping

259/2010 11 Pine Street, MANLY 2095
Alterations and additions to an existing Residential Flat Building including second floor addition (attic style), balconies, deck, external stairs, internal alterations, new landscaping and modification to the existing Strata Title Plan

258/2010 65 Boyle Street, BALGOWLAH 2093
Alterations and additions to an existing Residential Flat Building(Duplex) including rear extension, decks, hardstand car parking spaces and landscaping

207/2009 21 Palmerston Place, SEAFORTH 2092
Section 96 to modify approved Alterations and additions to existing garage/ rumpus room including shower, toilet and bar sink

260/2010 4 Heathcliff Crescent, BALGOWLAH HEIGHTS 2093
Alterations and additions to an existing dwelling including rear extension and deck

261/2010 421 Sydney Road, BALGOWLAH 2093
Land Subdivision into two (2) lots of an approved Construction of two(2) x two (2) storey attached dwellings

194/2009 91 Curban Street, BALGOWLAH HEIGHTS 2093
Section 96 to modify approved Alterations and additions to existing dwelling including rear extension, double garage, swimming pool, new roof and landscaping

263/2010 49-51 Sydney Road, MANLY 2095
Change of use to a massage/beauty Salon, consolidation of two (2) shops into one (1), shop fitout and signage

264/2010 10 Addison Road, MANLY 2095
Construction of a two (2) storey dwelling with basement level(including garage), swimming pool, decks, pergola, front fence and landscaping

265/2010 7 Battle Boulevard, SEAFORTH 2092

Environmental Services Division Report No. 24 (Cont'd)

Alterations and additions to an existing dwelling including first floor extension and decks

106/2009 49 Seaforth Crescent, SEAFORTH 2092

Section 82A review of refused 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

266/2010 21A Valley Road, BALGOWLAH HEIGHTS 2093

Alterations and additions to an existing dwelling including first floor addition, ground floor extensions and vergola over an existing deck

267/2010 36 Malvern Avenue, MANLY 2095

Alterations and additions to an existing semi-detached dwelling including basement storeroom

268/2010 104 Woodland Street, BALGOWLAH 2093

Swimming pool, retaining walls and landscaping

269/2010 4/4 Carlton Street, MANLY 2095

Alterations and additions to an existing Residential Flat Building including a first floor addition and internal alterations to Units 1, 2 and 4

270/2010 7A Castle Circuit, SEAFORTH 2092

Construction of a two (2) storey dwelling with double garage, decks, swimming pool and landscaping

262/2010 36 Lewis Street, BALGOWLAH HEIGHTS 2093

Partial demolition of existing and construction of a two (2) storey dwelling with double garage, decks, front fence, swimming pool and landscaping

271/2010 16 Bower Street, MANLY 2095

Alterations and additions to an existing dwelling including extension of garage, new room below existing deck, swimming pool, cabana, retaining walls, decks and landscaping

272/2010 7 Alto Avenue, SEAFORTH 2092

Alterations and additions to an existing dwelling including a rear extension and new louvered deck

273/2010 54 Upper Clifford Avenue, FAIRLIGHT 2094

Spa, deck, retaining wall, pergola and landscaping

274/2010 402 Sydney Road, BALGOWLAH 2093

Change of use to a Restaurant (Refreshment Room) and fitout on the ground floor – Sushi Bar

275/2010 23 Belgrave Street, MANLY 2095

Change of use to a Gym (Recreational facility), signage and fitout – Manly Fit

276/2010 37 Battle Boulevard, SEAFORTH 2092

Swimming pool, spa and landscaping

277/2010 9-15 Central Avenue, MANLY 2095

Change of use to a Restaurant (Refreshment Room) and fitout

278/2010 39 Gordon Street, CLONTARF 2093

First Floor Addition

Environmental Services Division Report No. 24 (Cont'd)

279/2010 9 Kitchener Street, BALGOWLAH 2093
Carport

280/2010 37 Peronne Avenue, CLONTARF 2093
First Floor Addition

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. 24 *****

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Environmental Services Division Report No. 25
SUBJECT: List of Appeals Relating to Development Applications During September 2010
FILE NO:

SUMMARY

LIST OF APPEALS RELATING TO DEVELOPMENT APPLICATIONS DURING SEPTEMBER 2010.

REPORT

DA#	L&E Appeal Reference	House #	Address	Date Appeal Lodged	Solicitor Company	Current Status
46/04 505/07 411/06	Class 1 10979/09 10981/09	36-38	South Steyne	16/12/09	HWL	Appeal Dismissed 06/08/10
103/09	Class 1 10068/10	71	Bower Street	09/02/10	Pikes	Appeal Upheld 19/08/10
26/09	Class 1 10420/10		West Esplanade	26/03/10	Pikes	Hearing 20&21/10/10
398/07	Class 1 10470/10	13	Barrabooka Street	22/06/10	Pikes	Matter Discontinued 30/08/10
526/07	Class 4 40533/10	65/ 7	Rignold Street/ Sandra Place	05/07/10	Pikes	Further Proceedings 01/10/10

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. 25 *****

TO: Planning and Strategy Committee - 6 September 2010
REPORT: Human Services And Facilities Division Report No. 10
SUBJECT: Tender T2011/01 for Manly Meals on Wheels Food Services Tender
FILE NO:

SUMMARY

A tender was recently called for the Supply of Meals to Manly Meals on Wheels Service. At the close of the tender no Tenders were received by Council. It is recommended that Council enter into negotiations with the current provider for a new contract for the supply of meals to Manly Meals on Wheels Service.

REPORT

The current contract for provision of the meals for the Meals on Wheels Service in Manly commenced in September 2005 for a 3 year + 1 + 1 year extension (total 5 years), and expires on 30th September 2010. This service provides up to 35,352 meals to the Manly community and its neighbouring areas annually.

Section 55 of the Local Government Act, 1993, requires that a Council must invite tenders before entering into any contracts involving an estimated expenditure or receipt of an amount greater than \$150,000. The contract for provision of meals to Manly Meals on Wheels Service exceeds this amount.

A Tender for the Supply of Meals to Manly Meals on Wheels Service and Community Restaurant for a period of three (3) years with a one (1) year option was advertised in the Sydney Morning Herald on Tuesday 27 July 2010 and via Council's Tender website. Tenders closed at 2pm on Thursday 19 August 2010. However, at the close of Tender, Council had not received any responses to the tender.

The number of suppliers providing prepared meals to Meals on Wheels organisations is limited. For example, Mosman Council recently tendered for their meals on wheels service, and received only one response (from Council's current provider).

When contacted as to why they had not responded to Council's advertised tender, Council's current supplier, Master Catering Services Pty Ltd, advised that they were unaware that the tender had been advertised. However they have expressed a strong interest to continue the supply of meals to Council's service.

The meals provided by Council's current supplier have been regularly surveyed during the term of the contract and a high quality response to the survey was received. The Manager of the Meals on Wheels Service has been very satisfied with the level of service provided by the current contractor during the term of the contract, meals have been of a high standard and within the affordable price range.

Master Catering also supply prepared meals to other Meals on Wheels programs on the Peninsula, as well as to a number of state agencies and hospitals.

Clause 178 (3) of the Local Government (General) Regulation, 2005, provides that where a Council decides not to accept any of the tenders for a proposed contract or **receives no tenders for the proposed contract**, it must, by resolution, do one of the following:

- (a) postpone or cancel the proposal for the contract,
- (b) invite, in accordance with clause 167, 168 or 169, fresh tenders based on the same or different details,

Human Services And Facilities Division Report No. 10 (Cont'd)

- (c) invite, in accordance with clause 168, fresh applications from persons interested in tendering for the proposed contract,
- (d) invite, in accordance with clause 169, fresh applications from persons interested in tendering for contracts of the same kind as the proposed contract,
- (e) enter into negotiations with any person (whether or not the person was a tenderer) with a view to entering into a contract in relation to the subject matter of the tender.**

As a consequence of Council receiving no tenders for the proposed contract, and due to the limited field of potential suppliers of prepared meals for Meals on Wheels Services, it is recommended that Council not invite new tenders for the provision of meals to the Meals on Wheels Service, and that Council resolve to enter into negotiations with the current supplier, Master Catering Services Pty Ltd, with a view to entering into a contract in relation to the Supply of Meals for the Manly Meals on Wheels Service.

RECOMMENDATION**That:**

1. Council note that the reason for declining to invite new tenders for this service is due to the limited number of caterers to provide Meals on Wheels services in the Sydney Metropolitan area and the lack of response received in the recently advertised tender process.
2. As a consequence of not receiving any tenders in response to its advertising for tenders for the Supply of Meals for the Manly Meals on Wheels Service and Council's Community Restaurant and in view of the high quality and affordable service provided by the current supplier, that, in accordance with clause 178 (3)(e) of the Local Government (General) Regulations, 2005, Council enter into negotiations with the current supplier, Master Catering Services Pty Ltd, with a view to entering into a contract in relation to the Supply of Meals for the Manly Meals on Wheels Service and Council's Community Restaurant, for a period of three (3) years with two (2) x one (1) year options, and on the same contract terms and conditions as the advertised tender.

ATTACHMENTS

There are no attachments for this report.

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***** End of Human Services And Facilities Division Report No. 10 *****