

Manly Council

Minutes

Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 10 April 2006

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TO THE MAYOR AND COUNCILLORS OF THE COUNCIL:

The Planning and Strategy Committee, having met at 7:38 PM on Monday 10 April 2006, in the Council Chambers, Town Hall, Manly, to consider the various matters referred to it, now reports the decisions reached and the recommendations made which are stated hereunder.

The decisions taken and indicated by the prefix "Resolved" as distinct from "Recommendations" made to the Council, were taken pursuant to authority delegated to this Committee vide Minutes Number 535 of 19th September, 2005.

The Mayor assumed the Chair and opened the meeting at 7:38pm.

PRESENT

His Worship, The Mayor, Councillor Dr P Macdonald
Deputy Mayor Councillor B Aird, Chairperson
Councillor S Cant
Councillor P Daley
Councillor J Evans
Councillor A Heasman, Deputy Chairperson
Councillor J Lambert, AM
Councillor D Murphy
Councillor M Norek
Councillor B Pedersen

ALSO PRESENT

Jim Hunter, Executive Director, Major Projects
Jennie Minifie, Branch Manager, Planning & Strategy
Rachael Levey, Minute Taker

APOLOGIES

Apologies were tendered on behalf of Councillors Hay and Morrison, for non-attendance.

MOTION (Cant / Murphy)

That the apologies received from Councillors Hay and Morrison, be accepted and leave be granted.

RESOLVED: (Cant / Murphy)

That the apologies received from Councillors Hay and Morrison, be accepted and leave be granted.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Murphy, Daley, Pedersen, Aird, Evans and Norek

Against the Resolution: Nil.

LEAVE OF ABSENCE

Nil.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Nil.

MAYORAL MINUTES

Mayoral Minute Report No. 6

Manly Council Water Recycling Projects**MOTION (Macdonald / Lambert)**

1. That Council note the progress made so far in the Water Recycling Partnership with Sydney Water and congratulate all staff involved.
2. That Council support the joint application by Manly Council and Sydney Water for grant monies to construct the necessary pipeline infrastructure.
3. That Council encourage further expansion of the program such that additional supplies of recycled water can be further distributed to other end users.

RESOLVED: (Macdonald / Lambert)

1. That Council note the progress made so far in the Water Recycling Partnership with Sydney Water and congratulate all staff involved.
2. That Council support the joint application by Manly Council and Sydney Water for grant monies to construct the necessary pipeline infrastructure.
3. That Council encourage further expansion of the program such that additional supplies of recycled water can be further distributed to other end users.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Murphy, Daley, Pedersen, Aird and Evans

Against the Resolution: Councillor Norek

Mayoral Minute Report No. 7

Integrated Management of North Head**MOTION (Macdonald)**

Recognising the current window of opportunity to progress a North Head Sanctuary across different tenures on North Head, the Mayor, on behalf of Council:

1. Liaise with the Sydney Harbour Federation Trust (SHFT), the National Parks & Wildlife Service within DEC, other key agencies, and the North Head Sanctuary Foundation, with a view to securing a Memorandum of Understanding or Joint Statement of Intent as to the integrated management of North Head as an ecological sanctuary respecting and promoting its natural, built and cultural values; and
2. Make representations, at the earliest opportunity, to Federal Minister Ian Campbell and to the NSW Premier, The Hon Morris Iemma, seeking their cooperation in resolving the tenure issues, particularly relating to the SHFT leasing, currently frustrating the co-operative

management of North Head as an ecological sanctuary encompassing all sites south and east of the heritage stone walls.

RESOLVED: (Macdonald)

Recognising the current window of opportunity to progress a North Head Sanctuary across different tenures on North Head, the Mayor, on behalf of Council:

1. Liaise with the Sydney Harbour Federation Trust (SHFT), the National Parks & Wildlife Service within DEC, other key agencies, and the North Head Sanctuary Foundation, with a view to securing a Memorandum of Understanding or Joint Statement of Intent as to the integrated management of North Head as an ecological sanctuary respecting and promoting its natural, built and cultural values; and
2. Make representations, at the earliest opportunity, to Federal Minister Ian Campbell and to the NSW Premier, The Hon Morris Iemma, seeking their cooperation in resolving the tenure issues, particularly relating to the SHFT leasing, currently frustrating the co-operative management of North Head as an ecological sanctuary encompassing all sites south and east of the heritage stone walls.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Murphy, Daley, Pedersen, Aird, Evans and Norek

Against the Resolution: Nil.

The Mayor vacated the Chair and Councillor Aird assumed the Chair at 8:26pm to preside over the remainder of the Planning and Strategy Committee Meeting.

CONFIRMATION OF MINUTES

MOTION (Cant / Heasman)

That copies of the Minutes of the Meeting of the Planning and Strategy Committee held on Monday 13 March 2006, having been furnished to each member of the Committee, be taken as read and confirmed as a true record of proceedings of such meeting.

RESOLVED: (Cant / Heasman)

That copies of the Minutes of the Meeting of the Planning and Strategy Committee held on Monday 13 March 2006, having been furnished to each member of the Committee, be taken as read and confirmed as a true record of proceedings of such meeting.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Murphy, Daley, Pedersen, Aird, Evans and Norek

Against the Resolution: Nil.

SUSPENSION OF STANDING ORDERS (Aird / Macdonald)

That Standing Orders be suspended to allow for consideration of Items of public interest, being Corporate Planning and Strategy Division Report No. 20 Woodburn, 128-130 Bower Street, Manly.

RESOLVED: (Aird / Macdonald)

That Standing Orders be suspended to allow for consideration of Items of public interest, being Corporate Planning and Strategy Division Report No. 20 Woodburn, 128-130 Bower Street, Manly.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Murphy, Daley, Pedersen, Aird, Evans and Norek

Against the Resolution: Nil.

CORPORATE PLANNING AND STRATEGY DIVISION

Corporate Planning And Strategy Division Report No. 20

Woodburn, 128-130 Bower Street, Manly

SUMMARY

This report addresses the request of the Fairy Bower Precinct Community Forum made on 7 November 2005 that the property Woodburn at 128-130 Bower Street be heritage listed.

MOTION (Pedersen / Heasman)

That the matter involving the potential heritage listing of "Woodburn" located at 128 – 130 Bower Street Manly be **deferred** to allow the owners to be notified of the potential listing. That comment regarding SEPP 10 be included in the report when the matter is brought back to Council.

AMENDMENT (Murphy / Norek)

That, while the property "Woodburn" located at 128 – 130 Bower Street Manly has some local heritage significance, it does not strongly meet the Heritage Office criteria for listing an item of local heritage significance and therefore should not be listed in Schedule 4 of the *Manly Local Environment Plan 1988* (LEP).

For the Amendment: Councillors Murphy, Daley and Norek

Against the Amendment: Councillors Macdonald, Heasman, Lambert, Cant, Pedersen, Aird and Evans

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

RESOLVED: (Pedersen / Heasman)

That the matter involving the potential heritage listing of "Woodburn" located at 128 – 130 Bower Street Manly be **deferred** to allow the owners to be notified of the potential listing. That comment regarding SEPP 10 be included in the report when the matter is brought back to Council.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Daley, Pedersen, Aird and Evans

Against the Resolution: Councillors Murphy and Norek

RESUMPTION OF STANDING ORDERS (Aird / Macdonald)

That Standing Orders be resumed.

RESOLVED: (Aird / Macdonald)

That Standing Orders be resumed.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Murphy, Daley, Pedersen, Aird, Evans and Norek

Against the Resolution: Nil.

CORPORATE AND SUPPORT SERVICES DIVISION

Corporate And Support Services Division Report No. 6

General Valuation - Base Date 1 July 2005**SUMMARY**

Council has received from the Valuer General's Office, the General Valuation for Manly at base date 1 July 2005.

MOTION (Pedersen / Evans)

1. That the report be received and noted.
2. That Council forward the Table "Comparison of Land Values: to the Valuer General's Office pointing out the bizarre anomalies such as:
 - Barrabooka St Clontarf 2% increase; and
 - Denison Street Manly 108% increase

with a request to please clarify the methodologies used in arriving at the valuations.

RESOLVED: (Pedersen / Evans)

1. That the report be received and noted.
2. That Council forward the Table "Comparison of Land Values: to the Valuer General's Office pointing out the bizarre anomalies such as:
 - Barrabooka St Clontarf 2% increase; and
 - Denison Street Manly 108% increase

with a request to please clarify the methodologies used in arriving at the valuations.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Murphy, Daley, Pedersen, Aird, Evans and Norek

Against the Resolution: Nil.

CORPORATE PLANNING AND STRATEGY DIVISION

Corporate Planning And Strategy Division Report No. 21

North Head Sanctuary - Progress Report**SUMMARY**

This report summarises progress since 2002 towards the establishment of a North Head Sanctuary, and advises Council on progress towards a Management Plan for the former School of Artillery. It proposes further action towards the Sanctuary and recommends that Council receive and note the report.

MOTION (Heasman / Pedersen)

That Council receive and note the report.

RESOLVED: (Heasman / Pedersen)

That Council receive and note the report.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Murphy, Daley, Pedersen, Aird, Evans and Norek

Against the Resolution: Nil.

Corporate Planning And Strategy Division Report No. 22

Sydney Metropolitan Strategy**SUMMARY**

This report briefly discusses issues, with references to Manly as appropriate, arising from the current Metropolitan Strategy produced by the NSW Department of Planning, Infrastructure and Natural Resources (DIPNR). In the strategy the metropolitan area of Sydney has been arranged into ten sub-regions that seek to combine local government areas with similar issues and challenges when it comes to planning for growth and managing change. Manly has been included in the North East Sub - Region. It identifies issues relevant to Manly which need to be addressed and recommends that Council make a further submission to DIPNR seeking assurance that issues will be addressed in the Sub-Regional Plan.

MOTION (Macdonald / Heasman)

1. That the report be received and noted; and
2. That Council endorse the report as a basis for a further submission from Council to the NSW Department of Planning, Infrastructure and Natural Resources seeking assurance that these issues will be addressed in the Sub-Regional Plan.

RESOLVED: (Macdonald / Heasman)

1. That the report be received and noted; and
2. That Council endorse the report as a basis for a further submission from Council to the NSW Department of Planning, Infrastructure and Natural Resources seeking assurance that these issues will be addressed in the Sub-Regional Plan.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Murphy, Daley, Pedersen, Aird, Evans and Norek

Against the Resolution: Nil.

Corporate Planning And Strategy Division Report No. 23

Items for Brief Mention

1. Reports:-

Council at its Ordinary Meeting of 21 November 2005 resolved (*interalia*):

"6. Lobbying Federal Government to ratify the Kyoto Protocol by writing to the PM, Deputy PM, Federal Opposition leader, Minister for the Environment and Shadow Minister of the Environment urging them to ensure Australian signs the Kyoto Protocol and commits to significant reductions in greenhouse gases and a clean energy future."

A response has been received from the Office of The Prime Minister, Canberra and can be viewed as **Attachment A** for the information of Councillors.

2. Minutes of Meetings:-

- (i) Sydney Water and Manly Council Partnership – Minutes of Meeting held on 12th January 2006.
- (ii) Manly Harbour Foreshores Management Committee - Minutes of Meeting held on 14 February 2006.
- (iii) Manly LEP and DCP Review Working Party - Minutes of Meeting held on 1st March 2006.
- (iv) Landscape Management and Urban Design Committee - Minutes of Meeting held on 8th March 2006.
- (v) Manly Sustainability Management Committee - Minutes of Meeting held on 14th March 2006.
- (vi) Manly Community Environment Committee – Minutes of Meeting held on 16th March 2006.
- (vi) Traffic Committee - Minutes of Meeting held on 27th March 2006.

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

- (a) Landscape Management and Urban Design Committee - Minutes of Meeting held on 8th March 2006.

Item 4.1 – The Corso Masterplan Review – Taylor Cullity Lethlean Revised Masterplan Review

Recommendation:-

" That the Landscape Management and Urban Design Committee (LMUD) generally supports the elements of the Taylor Cullity Lethlean Scheme as presented, subject to the following points:-

- (a) There is a need for the LMUD Committee to be assured that the pattern of the pavement can and will be effectively interpreted to achieve its objective when viewed from pedestrian level.
- (b) That the LMUD Committee recommends that planning be done now to ensure that the overall objective of rolling out a cohesive scheme within the Central Business District (CBD) is planned on a "whole of village basis" and having regard to budget.
- (c) That the LMUD Committee recommends a review on the need for the fire escape clock tower in Market Lane as part of the planned building works for a third level on the Library building.
- (d) That the LMUD Committee acknowledges the need and desire of the Manly Chamber of Commerce and property owners in the CBD to view and comment on the revised Taylor Cullity Lethlean scheme.
- (e) The LMUD Committee notes that the scheme will be subject to a Part 5 Assessment under the Environmental Planning and Assessment Act. Further, that the LMUD Committee is of the view that little purpose would be served in having a further public exhibition of the revised scheme in that it basically reflects the competition entry and the community would possibly:-
- (i) Question why the scheme is being exhibited again.
 - (ii) Embark on a new round of likes and dislikes which was the purpose of the original exhibition in October, 2005 and which was the basis of the refinement of the Taylor Cullity Lethlean scheme over the course of the last five months.
- (f) Further, that particular emphasis be given to a communication strategy which clearly informs the community and the CBD commercial sector and Precincts in relation to the scheme, the implementation programme; and that Council attempt a "no surprises" roll out of the scheme."

- (b) Manly Sustainability Management Committee - Minutes of Meeting held on 14th March 2006.

Item 4.1 – Update MSS Title

Recommendation:-

" The Committee note that maintaining continuity with the current Manly Sustainability Strategy was important, thus recommend to Council that the updated Manly Sustainability Strategy be entitled *Manly Sustainability Strategy: for today and future generations*"

- (c) Traffic Committee - Minutes of Meeting held on 27th March 2006.

Item 17/06 – Victoria Parade & Wentworth Street, Manly- Cycle Lane

Recommendation:-

1. That; Council approve the design provided at the meeting for the proposed cycleway link between Manly Cove and Manly Beach, Manly, consisting of a shared path for the section of Victoria Parade between East Esplanade and Darley Road, a bicycle path for the section between Darley Road and South Steyne, and on-street bicycle lanes on Darley Road and Wentworth Street for construction.
2. Further that; Council advise The Corso Precinct Committee of the proposed cycleway

and ask for comment.

3. Further that; Council advise the Manly Village Primary School of the proposed cycleway and ask for comment.
4. Further that; Council convert the existing front to kerb angle parking on both sides of Victoria Pde to rear to kerb as part of the project.
5. Further that; Council construct the approved cycleway link as detailed by the end of June 2006.
6. Further that; the estimated cost of \$60,000 to construct the approved cycle way be funded from the 2005/06 cycle way budget.

(d) Traffic Committee - Minutes of Meeting held on 27th March 2006.

Item 18/06 – Day of Difference – March from North Steyne to Manly Oval, June 2006

Recommendation:-

That Council approve the street march in principle, subject to the following conditions.

1. That Council approve a full closure of Raglan Street, Manly between North Steyne and Belgrave Street, Manly.
2. That Council request the Manly Police to control march participants at the intersection of Raglan Street and Belgrave Street with the view to breaking up the march in to small sections to cross Belgrave Street using the pedestrian phase at the traffic signals.
3. That Council note that; Belgrave Street must not be closed at any time during the march.
4. That the applicant be advised that the march will be required to enter Manly Oval via either the turnstile gate off Raglan Street or via the western footpath off Belgrave St and the main gates at the intersection of with Sydney Road, Manly.

(e) Traffic Committee - Minutes of Meeting held on 27th March 2006.

Item 20/06 – Balgowlah Road/Roseberry Street Balgowlah

Recommendation:-

1. That, in light of the 4 options investigated by Councils Traffic Section and presented to the Committee; that Council install a roundabout at the intersection of Balgowlah Road and Roseberry Street.
2. Further that the centre island of the roundabout be designed to accommodate the turning path of a large vehicle.
3. Further that, Council's Design Engineer be requested to prepare a level design to enable the roundabout to be built as soon as possible.
4. Further that the estimated cost of \$20,000 to construct the roundabout be funded from Council's 2005/06 budget.
5. Further that in light of the Mayoral Minute and subsequent resolution; that; Council

notify the Manly West and Ivanhoe Park Precinct Committee's of the intention to implement the proposed roundabout at the intersection of Balgowlah Road and Roseberry Street.

- (f) Manly Community Environment Committee – Minutes of Meeting held on 16th March 2006

Item 10 (iv) – Bandicoots

Recommendation:-

In accordance with this Committee's minutes of 20th October 2005 (confirmed by Council) where the General Manager agreed to set up a community reference group to monitor threatened species d/as, the committee requests that the same procedure as set up for penguins be put in place for bandicoots.

- (g) Manly Community Environment Committee – Minutes of Meeting held on 16th March 2006

Item 10 (v) – North Head Sewage Treatment Plant

Recommendation:-

The community be encouraged to report all odours from the North Head Sewage Treatment Plants and Sewage Sludge trucks by publishing the telephone number in the Mayor's column.

- (h) Manly Community Environment Committee – Minutes of Meeting held on 16th March 2006

Item 10 (vii) – North Harbour Aquatic Reserve

Recommendation:-

Now that Fisheries have placed a ban on commercial hauling, the North Harbour Aquatic Reserve should be extended to include at least all of the Little Penguin Critical Habitat, ie Little Manly and Manly Cove. Manly Council has a policy to lobby for the expansion of this Reserve to include all of North Harbour.

- (i) Manly Community Environment Committee – Minutes of Meeting held on 16th March 2006

Item 11 (a) – Recreational Boating

Recommendation:-

The committee discussed the prevalence of boats anchoring on or within 50 metres of our harbour beaches, the repercussions of ever increasing boating activity, including safety of swimmers, sewage pollution from boats, smoke from barbecues on boats and noise.

Recommendation:

Due to the risks to swimmers and the environment from increasing boating activity at harbour beaches, Council should discuss controls for boats with NSW Maritime.

- (j) Manly Community Environment Committee – Minutes of Meeting held on 16th March 2006

Item 11 (b) – Commercial Boating

Recommendation:-

The committee expressed concern about impacts on penguins by the large red jet boat which operates at high speed in the harbour.

This boat enters Spring Cove and then conducts "spin outs" to thrill the paying passengers. Other large ferries are also entering and turning in Spring Cove. Given that Spring Cove is a 4 knot zone and the presence of penguins (and Critical Habitat), as well as prolific paddling and canoeing activities, the whole of the area east of a line between Manly Point and Cannae Point should be a 4 knot zone and policed effectively by NSW Maritime.

- (k) Manly Community Environment Committee – Minutes of Meeting held on 16th March 2006

Item 13 – Protection of Natural Rockscapes

Recommendation:-

Council should include in its new DCP provision to protect the natural landscape, particularly rock faces to prevent further destruction and encourage the protection of natural areas.

MOTION (Aird / Lambert)

1. a) That the information be received and noted.
- b) That Council again write to the Federal Government highlighting recent press commentary regarding major companies expressing concern about climate change and requesting Government more aggressively pursue greenhouse gas emission policy to alleviate this threat and to promote renewable alternative technologies for a sustainable future.

RESOLVED: (Aird / Lambert)

1. a) That the information be received and noted.
- b) That Council again write to the Federal Government highlighting recent press commentary regarding major companies expressing concern about climate change and requesting Government more aggressively pursue greenhouse gas emission policy to alleviate this threat and to promote renewable alternative technologies for a sustainable future.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Pedersen, Aird and Evans

Against the Resolution: Councillors Murphy, Daley and Norek

MOTION (Macdonald / Heasman)

2. That the recommendations of Minutes of Meetings, as listed in Item 2 above, being 2(i) to 2(vi), be adopted.
3. That in relation to all matters of a substantial nature listed in Item 3 above, being 3(a) to 3(g) and 3(i) to 3(k), be adopted as per the recommendation of the Committees.
4. That consideration of item 3(h) above be deferred pending clarification from the Environmental Committee. In particular, clarification is sought regarding the North Harbour Aquatic Reserve and the exclusion of Manly Cove (and inclusion of Spring Cove), as per a previous Committee resolution.

RESOLVED: (Macdonald / Heasman)

2. That the recommendations of Minutes of Meetings, as listed in Item 2 above, being 2(i) to 2(vi), be adopted.
3. That in relation to all matters of a substantial nature listed in Item 3 above, being 3(a) to 3(g) and 3(i) to 3(k), be adopted as per the recommendation of the Committees.
4. That consideration of item 3(h) above be deferred pending clarification from the Environmental Committee. In particular, clarification is sought regarding the North Harbour Aquatic Reserve and the exclusion of Manly Cove (and inclusion of Spring Cove), as per a previous Committee resolution.

For the Resolution: Councillors Macdonald, Heasman, Lambert, Cant, Murphy, Daley, Pedersen, Aird, Evans and Norek

Against the Resolution: Nil.

CLOSE

The meeting closed at [10:20pm](#)

The above minutes were confirmed at an **Planning and Strategy Committee** of Manly Council held on [8th May 2006](#).

CHAIRPERSON

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