

## Minutes

### Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

**Monday 16 April 2007**

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*[www.manly.nsw.gov.au](http://www.manly.nsw.gov.au)*



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**TO THE MAYOR AND COUNCILLORS OF THE COUNCIL:**

The Planning and Strategy Committee, having met at 7:55pm on Monday 16 April 2007, 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.

**PRESENT**

His Worship, The Mayor, Councillor Dr P Macdonald  
Councillor B Aird, Chairperson who presided  
Councillor P Daley  
Councillor J Evans  
Councillor J Hay, AM  
Councillor J Lambert, AM  
Councillor D Murphy (*Arrived at 8.29pm*)  
Councillor M Norek

**ALSO PRESENT**

Henry Wong, General Manager  
Jim Hunter, Executive Director, Major Projects  
Stephen Clements, Divisional Manager Environmental Projects  
Elayne Becker, Minute Taker

*The Mayor, Councillor Dr P Macdonald assumed the chair and opened the meeting at 7.55pm*

**APOLOGIES**

Apologies were tendered on behalf of Councillor B Pedersen, Councillor A Heasman, Councillor R Morrison and Councillor S Cant for non-attendance.

**MOTION (Daley / Hay)**

That the apologies received from Councillor B Pedersen, Councillor A Heasman, Councillor R Morrison and Councillor S Cant be accepted and leave be granted.

**PS20/07 RESOLVED: (Daley / Hay)**

That the apologies received from Councillor B Pedersen, Councillor A Heasman, Councillor R Morrison and Councillor S Cant be accepted and leave be granted.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Daley, Aird, Evans and Norek  
**Against the Resolution:** Nil

**LEAVE OF ABSENCE**

Nil.

**DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST**

Nil.

**CONFIRMATION OF MINUTES****MOTION (Lambert / Aird)**

That copies of the Minutes of the Meeting of the Planning and Strategy Committee held on Monday 12 March 2007, having been furnished to each member of the Committee, be taken as read and confirmed as a true record of proceedings of such meeting.

**PS21/07 RESOLVED: (Lambert / Aird)**

That copies of the Minutes of the Meeting of the Planning and Strategy Committee held on Monday 12 March 2007, 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, Hay, Lambert, Daley, Aird, Evans and Norek  
**Against the Resolution:** Nil

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**MAYORAL MINUTES**

Mayoral Minute Report No. 6

**KEEP MANLY FERRIES AFLOAT - UPGRADE not DOWNGRADE****PUBLIC ADDRESSES**

The following person addressed the meeting in relation to Mayoral Minute Report No.6

Against: Mr Tom Shanahan

**MOTION (Macdonald)**

That:

1. Manly Council prepare a submission to the Walker Inquiry highlighting the importance of retaining the Manly Ferry service and particularly the Freshwater class, emphasizing the economic importance of the ferry service to the Manly business community, and stressing the traffic congestion, air quality and greenhouse gas implications both direct and indirect of replacing Manly ferries with buses, and indicating the historical, cultural and tourism connections between Manly and its ferry service.
2. Manly Council write to the Premier, Morris Lemma, and the Transport Minister, John Watkins inviting them both to share a trip from Sydney to Manly with the Mayor and Councillors to experience its ambience, its iconic status and the essential nature of the service.
3. The Mayor's petition be made available at the following Council premises:
  - Customer Service Counter at Town Hall
  - Manly Library Building
  - Visitor Information Centre

4. That Council seek the support of Local Member of Parliament, Michael Baird MP to join the Mayor in a delegation to the Minister of Transport conveying this Resolution and to submit this petition and seeking a commitment to the retention of a regular well-served and efficient service operated by the Freshwater Class ferries.

**PS22/07 RESOLVED: (Macdonald)**

That:

1. Manly Council prepare a submission to the Walker Inquiry highlighting the importance of retaining the Manly Ferry service and particularly the Freshwater class, emphasizing the economic importance of the ferry service to the Manly business community, and stressing the traffic congestion, air quality and greenhouse gas implications both direct and indirect of replacing Manly ferries with buses, and indicating the historical, cultural and tourism connections between Manly and its ferry service.
2. Manly Council write to the Premier, Morris Lemma, and the Transport Minister, John Watkins inviting them both to share a trip from Sydney to Manly with the Mayor and Councillors to experience its ambience, its iconic status and the essential nature of the service.
3. The Mayor's petition be made available at the following Council premises:
  - Customer Service Counter at Town Hall
  - Manly Library Building
  - Visitor Information Centre
4. That Council seek the support of Local Member of Parliament, Michael Baird MP to join the Mayor in a delegation to the Minister of Transport conveying this Resolution and to submit this petition and seeking a commitment to the retention of a regular well-served and efficient service operated by the Freshwater Class ferries.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Daley, Aird, Evans and Norek  
**Against the Resolution:** Nil

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Mayoral Minute Report No. 7

**"INDEPENDENT REVIEW OF THE CORSO PAVING"**

**MOTION (Macdonald)**

1. That Council commission an independent engineering expert to review the decision making process associated with the laying of the granite pavers in stage one of the Corso Upgrade, paying particular reference to the origins and suitability of the technical specifications of the works.
2. That any recommendations from such a review either for remedial work for stage one or for new methods for stage two be brought back to the Council for discussion as soon as possible.

**PS23/07 RESOLVED: (Macdonald)**

1. That Council commission an independent engineering expert to review the decision making process associated with the laying of the granite pavers in stage one of the Corso Upgrade, paying particular reference to the origins and suitability of the technical specifications of the works.

2. That any recommendations from such a review either for remedial work for stage one or for new methods for stage two be brought back to the Council for discussion as soon as possible.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Murphy, Daley, Aird and Evans  
**Against the Resolution:** Councillor Norek

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At 8.59pm The Mayor, Councillor Dr P Macdonald vacated the Chair and Councillor B Aird assumed the Chair.

## SUSPENSION OF STANDING ORDERS

### MOTION (Aird / Macdonald)

That Standing Orders be suspended to allow for consideration of items of public interest being Environmental Services Division Report No. 21, Advertising on Beachfront Rubbish Bins.

PS24/07 **RESOLVED: (Aird / Macdonald)**

That Standing Orders be suspended to allow for consideration of items of public interest being Environmental Services Division Report No. 21, Advertising on Beachfront Rubbish Bins.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Murphy, Daley, Aird, Evans and Norek  
**Against the Resolution:** Nil

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Environmental Services Division Report No. 21

### Advertising on Beachfront Rubbish Bins

#### SUMMARY

1. This information is provided in response to Councillor Norek's Notice of Motion resolved at the February 19<sup>th</sup> Ordinary Meeting:

*That Manly Council investigate obtaining advertising on its beach front rubbish bins in order to provide the following:*

1. *Rubbish bins on every street corner along the beach front in Ocean Beach, The Corso, Little Manly and Fairy Bower Precincts and also in Balgowlah and Seaforth business precincts.*
  2. *Provide more cleaning staff to patrol the beaches, all precincts.*
  3. *Provide a higher frequency of cleaning streets.*
  4. *Council to write to the Precincts for feed back on quantity, locations and advertising on bins.*
  5. *Consistency of types of bins in size, shape and product.*
  6. *Council to report on the suitability of wheelstops in angle parking areas to assist with street cleaning.*
2. Staff recommends Council does not advertise on public litter bins.

**PUBLIC ADDRESSES**

The following person addressed the meeting in relation to Environmental Services Division Report 21.

Against: Mr Roger Band

**MOTION (Lambert / Macdonald)**

That:

1. Council does not initiate a program of advertising on public litter bins, as the number of bins currently in place in the LGA is sufficient for most days, and an increased servicing program for bins in high-traffic areas will ensure that the current number of bins is also suitable on busy summer days and public holidays.
2. Where angled parking exists Council introduce wheel stops unless otherwise impractical.

**AMENDMENT (Norek / Murphy)**

That:

1. A report come back to Council with Precinct recommendations providing feed back on quantity, locations and advertising on bins.
2. Where angled parking exists Council introduce wheel stops unless otherwise impractical.

Amendment **LAPSED** and the **MOTION** was put

PS25/07 **RESOLVED: (Lambert / Macdonald)**

That:

1. Council does not initiate a program of advertising on public litter bins, as the number of bins currently in place in the LGA is sufficient for most days, and an increased servicing program for bins in high-traffic areas will ensure that the current number of bins is also suitable on busy summer days and public holidays.
2. Where angled parking exists Council introduce wheel stops unless otherwise impractical.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Murphy, Daley, Aird and Evans

**Against the Resolution:** Councillor Norek

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**RESUMPTION OF STANDING ORDERS****MOTION (Aird / Macdonald)**

That Standing Orders be resumed.

PS26/07 **RESOLVED: (Aird / Macdonald)**

That Standing Orders be resumed.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Murphy, Daley, Aird, Evans and Norek  
**Against the Resolution:** Nil

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## **CORPORATE PLANNING AND STRATEGY DIVISION**

Corporate Planning And Strategy Division Report No. 15

### **Manly Appliance Replacement Program**

#### **SUMMARY**

Manly Council is one of two Councils participating in the Demand Management & Planning Project (DMPP), funded by Energy Australia, Transgrid and the Department of Planning, in order to research and demonstrate the implementation of a Residential Demand Reduction Program.

The DMPP has provided funding assistance to Council of \$250,000 to undertake the program, and to measure the initiatives' ability to reduce peak energy demand as well as greenhouse gas emissions.

The Manly Appliance Rebate Program is designed to measure the effectiveness of demand reduction through providing a financial rebate to initiate change.

#### **MOTION (Evans / Macdonald)**

That Council receive and note the report on the Manly Appliance Replacement Program.

#### **PS27/07 RESOLVED: (Evans / Macdonald)**

That Council receive and note the report on the Manly Appliance Replacement Program.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Murphy, Daley, Aird, Evans and Norek  
**Against the Resolution:** Nil

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Corporate Planning And Strategy Division Report No. 11

### **Manly Local Heritage Fund - Allocation of Grants for 2006/2007**

#### **SUMMARY**

Six submissions have been received for the Local Heritage Assistance Grants Scheme 2006/7, for conservation projects to heritage listed properties. Three properties have been selected for receipt of grants from the 2006/7 program. It is recommended the Council endorse the funding recommended for the listed projects.

#### **MOTION (Macdonald Murphy)**

That Council:

1. Award the allocated grant funds, subject to Section 356(2) of the *Local Government Act, 1993*.
2. Write to the applicants thanking each of them for their submission and informing them of Council's resolution.



PS28/07 **RESOLVED: (Macdonald / Murphy)**

That Council:

1. Award the allocated grant funds, subject to Section 356(2) of the *Local Government Act, 1993*.
2. Write to the applicants thanking each of them for their submission and informing them of Council's resolution.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Murphy, Daley, Aird, Evans and Norek

**Against the Resolution:** Nil

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Corporate Planning And Strategy Division Report No. 12

**Castle Circuit Road Closure**

**SUMMARY**

Council is requested to resolve that the "old" Castle Circuit access road be formally closed, under the *Roads Act, 1993*, to permit the subdivision to proceed in accordance with the development approval.

**MOTION (Macdonald / Evans)**

That Council pursuant to Division 1, Part 4 of the *Roads Act, 1993*, apply to close that part of Castle Circuit which accesses Wakehurst Parkway as shown on Attachment 1 of the report.

PS29/07 **RESOLVED: (Macdonald / Evans)**

That Council pursuant to Division 1, Part 4 of the *Roads Act, 1993*, apply to close that part of Castle Circuit which accesses Wakehurst Parkway as shown on Attachment 1 of the report.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Murphy, Daley, Aird, Evans and Norek

**Against the Resolution:** Nil

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Corporate Planning And Strategy Division Report No. 13

**Social Plan - Progress on Implementation 2006 - 2007**

**SUMMARY**

This report updates the Council on the progress with implementation of the Manly Social Plan 2005-09. Further, it provides information on two projects the Social Plan Implementation Committee wish to fund this financial year requiring resolution of Council as they are initiatives conducted by agencies external to Council.

**MOTION (Macdonald / Lambert)**

That Council:

1. Receive and note this report.
2. Fund the following projects from the Social Plan Implementation budget for 2006/07:
  - a. *'Drink Safe'* program, to be implemented by Manly Drug Education & Counselling Centre (MDECC) in regard to Objective E. Community Safety & Crime Prevention. The program aim is to inform people of safe drinking levels. This program would be supported through the Code of Respect campaign. Total amount to be funded: **\$2,975**.
  - b. *'Job Search Training for Skilled Migrants'* - employment education program run by Manly Community Centre (MCC) in regard to Objective B. Information services for Culturally and Linguistically Diverse Communities (CALD). Total amount to be funded: **\$4,000**.

PS30/07 **RESOLVED: (Macdonald / Lambert)**

That Council:

1. Receive and note this report.
2. Fund the following projects from the Social Plan Implementation budget for 2006/07:
  - a. *'Drink Safe'* program, to be implemented by Manly Drug Education & Counselling Centre (MDECC) in regard to Objective E. Community Safety & Crime Prevention. The program aim is to inform people of safe drinking levels. This program would be supported through the Code of Respect campaign. Total amount to be funded: **\$2,975**.
  - b. *'Job Search Training for Skilled Migrants'* - employment education program run by Manly Community Centre (MCC) in regard to Objective B. Information services for Culturally and Linguistically Diverse Communities (CALD). Total amount to be funded: **\$4,000**.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Murphy, Daley, Aird, Evans and Norek

**Against the Resolution:** Nil

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Corporate Planning And Strategy Division Report No. 14

**Items for Brief Mention - Minutes for Adoption by Council - Special Purpose and Joint Committees**

**1. Minutes of meetings without recommendations of a substantial nature:-**

- (i) Sydney Water and Manly Council Partnership – 15 February 2007
- (ii) North Shore Regional Pedestrian & Bicycle Committee – 22 February 2007
- (iii) Heritage Committee – 7 March 2007
- (iv) Manly DCP Review Working Party – 7 March 2007
- (v) Manly Bicycle Committee – 8 March 2007
- (vi) Manly Sustainability Strategy Management Group – 13 March 2007
- (vii) Manly Community Environment Committee – 15 March 2007

(viii) Manly Traffic Committee – 26 March 2007

**2. Minutes of meetings contain recommendations of a substantial nature requiring formal Council adoption as follows:-**

**Climate Change Working Group (CCWG) – 22 February 2007**

**Item 7: Submissions received on actions to address Climate Change**

Recommendation:-

" The CCWG recommends that Council undertake the Climate Change Impacts and Risk Management process this financial year as a matter of priority."

**MOTION (Daley / Norek)**

That Items for Brief Mention - Minutes for Adoption by Council - Special Purpose and Joint Committees - points 1 and 2 be **deferred** to the Ordinary Meeting of 23 April 2007.

**PS31/07 RESOLVED: (Daley / Norek)**

That Items for Brief Mention - Minutes for Adoption by Council - Special Purpose and Joint Committees - points 1 and 2 be **deferred** to the Ordinary Meeting of 23 April 2007.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Murphy, Daley, Aird, Evans and Norek

**Against the Resolution:** Nil

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**ENVIRONMENTAL SERVICES DIVISION**

Environmental Services Division Report No. 22

**Rainwater Tank Referral Service**

**SUMMARY**

At its meeting of 20 November 2006 Council resolved:

That:

1. Having regard to the provisions of SEPP4 (Exempt and Complying Development) Manly Council, at the earliest opportunity, adopt as policy support for the installation of rainwater tanks
  - i. Installed above ground level or not requiring excavation exceeding 1 metre
  - ii. Not exceeding a storage capacity of 10,000 litres
  - iii. Having a maximum height above ground level of 2.4 metres
  - iv. Being located at least 450mm from any property boundary
  - v. Not being visible from any street alignment and being located behind the front building alignment
  - vi. Having overflow connected to the existing or an adequate stormwater drainage system
  - vii. Ensuring that noise generated by a pump does not exceed 5dBA above ambient noise levels measured at the boundary of the property, and
  - viii. With openings to the tank being adequately screened to prevent access by mosquitoes.

2. Council actively promote to the community this approach to rainwater tanks.
3. Council make representations to the Department of Planning to, as a matter of some urgency, revise the SEPP4 conditions to make them less onerous, thus encouraging the installation of rainwater tanks for non-potable uses.
4. Council liaise with Warringah and Pittwater Councils, with a view to initiating a joint bulk purchase and supply of tanks to residents at reduced prices, modelled on the recent Parramatta Council initiative and that Council explore opportunities for innovative funding options.
5. Council's new DCP for the Residential Zone, 2006 contain reference to the opportunities for Exempt Development status for rainwater tanks installed in a manner consistent with these provisions.

#### **MOTION (Lambert / Murphy)**

1. That support for the installation of rainwater tanks exempt under the provisions of SEPP4 (Exempt and Complying Development) be achieved at the earliest opportunity, then reinforced through the incorporation of the provisions into the LEP review and the future review of the Residential DCP:
  - i. Installed above ground level or not requiring excavation exceeding 1 metre
  - ii. Not exceeding a storage capacity of 10,000 litres
  - iii. Having a maximum height above ground level of 2.4 metres
  - iv. Being located at least 450mm from any property boundary
  - v. Not being visible from any street alignment and being located behind the front building alignment
  - vi. Having overflow connected to the existing or an adequate stormwater drainage system
  - vii. Ensuring that noise generated by a pump does not exceed 5dBA above ambient noise levels measured at the boundary of the property, and
  - viii. With openings to the tank being adequately screened to prevent access by mosquitoes.
2. Council actively promote to the community this approach to rainwater tanks with a timeline / target date included.
3. Council write to the Minister for Planning the Hon. Frank Sartor at the earliest opportunity to, as a matter of some urgency, revise the SEPP4 conditions to make them less onerous, thus encouraging the installation of rainwater tanks for non-potable uses.
4. That Manly Council continue to liaise with Warringah and Pittwater Councils to gain increased discounts to complement the rollout of the Rainwater Tank Referral Service with a view to initiating a joint bulk purchase and supply of tanks to residents at reduced prices, modelled on the recent Parramatta Council initiative and that Council explore opportunities for innovative funding options.
5. Council's new DCP for the Residential Zone, 2006 contain reference to the opportunities for Exempt Development status for rainwater tanks installed in a manner consistent with these provisions.

#### **PS32/07 RESOLVED: (Lambert / Murphy)**

1. That support for the installation of rainwater tanks exempt under the provisions of SEPP4 (Exempt and Complying Development) be achieved at the earliest opportunity, then reinforced through the incorporation of the provisions into the LEP review and the future review of the Residential DCP:

- i. Installed above ground level or not requiring excavation exceeding 1 metre
  - ii. Not exceeding a storage capacity of 10,000 litres
  - iii. Having a maximum height above ground level of 2.4 metres
  - iv. Being located at least 450mm from any property boundary
  - v. Not being visible from any street alignment and being located behind the front building alignment
  - vi. Having overflow connected to the existing or an adequate stormwater drainage system
  - vii. Ensuring that noise generated by a pump does not exceed 5dBA above ambient noise levels measured at the boundary of the property, and
  - viii. With openings to the tank being adequately screened to prevent access by mosquitoes.
2. Council actively promote to the community this approach to rainwater tanks with a timeline / target date included.
  3. Council write to the Minister for Planning the Hon. Frank Sartor at the earliest opportunity to, as a matter of some urgency, revise the SEPP4 conditions to make them less onerous, thus encouraging the installation of rainwater tanks for non-potable uses.
  4. That Manly Council continue to liaise with Warringah and Pittwater Councils to gain increased discounts to complement the rollout of the Rainwater Tank Referral Service with a view to initiating a joint bulk purchase and supply of tanks to residents at reduced prices, modelled on the recent Parramatta Council initiative and that Council explore opportunities for innovative funding options.
  5. Council's new DCP for the Residential Zone, 2006 contain reference to the opportunities for Exempt Development status for rainwater tanks installed in a manner consistent with these provisions.

**For the Resolution:** Councillors Macdonald, Hay, Lambert, Murphy, Daley, Aird, Evans and Norek

**Against the Resolution:** Nil

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**CLOSE**

The meeting closed at 10.28pm

The above minutes were confirmed at a **Planning and Strategy Committee** of Manly Council held on 14 May 2007.

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**CHAIRPERSON**

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