

DEVELOPMENT ASSESSMENT COMMITTEE

MINUTES OF MEETING

Wednesday, 5th August 2009

The Meeting commenced at 7.12 pm.

PRESENT

Committee Members

His Worship the Mayor, Councillor V Badalati (Chairperson)
Councillor B Giegerl, OAM
Councillor C Hindi
Councillor A Istephan
Councillor J Jacovou
Councillor S McMahan
Councillor D Perry
Councillor W Pickering
Councillor P Sansom
Councillor A Wagstaff
Councillor C Wong

Council Staff

General Manager, Mr V Lampe
Director Planning & Development, Mr B Daintry
Manager Development Assessment, Mrs T Christy
Senior Development Assessment Officer, Ms L Locke
Senior Environmental Health & Building Surveyor, Mr M Alexander
Office Team Leader, Mrs L Stephens
Senior Traffic Engineer, Ms S Selim

APOLOGIES

Apologies for inability to be present were tendered on behalf of Councillor N Liu.

RESOLVED THAT the apologies be accepted and leave of absence granted.

(Moved Councillor C Hindi/ Seconded Councillor D Perry)

DISCLOSURES OF INTEREST

The following Councillor/s declared an interest in a matter before the Council:

Councillor S McMahon - Item 021.09 - 12 Carramar Place, Peakhurst declared a significant pecuniary interest as he is part owner of the property.

Councillor P Sansom, on behalf of all remaining Councillors - Item 021.09 - 12 Carramar Place, Peakhurst declared a non-significant, non-pecuniary interest, as the part owner of the property is a Hurstville Councillor.

CONFIRMATION OF MINUTES

RESOLVED THAT the minutes of the meeting of the Development Assessment Committee held on 1st July, 2009, as previously distributed to each Councillor, be confirmed as a correct record.

(Moved Councillor P Sansom/ Seconded Councillor S McMahon)

Note:

The Council at its meeting held on 22nd March, 2000 granted delegated authority to the Committee to consider and determine matters placed before the Committee for its consideration in accordance with the functions of the Committee adopted by Council. Accordingly the Committee's decisions do not require subsequent adoption by Council.

ITEMS

DAC019-09 PK - 1 ELM STREET, LUGARNO - ALTERATIONS AND ADDITIONS TO EXISTING DWELLING INCLUDING NEW TIMBER DECK, OUTBUILDING AND SWIMMING POOL (08/DA-440)

(Report by Development Assessment Officer, Mr P Nelson)

Committee's Decision

THAT the application be approved in accordance with the conditions included in the report and the following additional conditions:-

1. The retaining wall on the southern side boundary immediately adjacent to and west of the proposed pool is to be deleted. This portion of the boundary is to be fenced with an appropriate timber fence. The boundary retaining wall proposed to the east of the proposed pool may remain as proposed.
2. The southern side boundary is to be provided with a timber fence. The 1600mm high privacy screen required along the south western edge of the proposed deck and pool area is to be of materials that match the side boundary fence.
3. The proposed drainage system is to be amended to incorporate existing drainage lines, including

existing agricultural lines, into the proposed system. This is to be undertaken so as to ensure that all roof waters drain by a sealed charged system to the Council pipeline at the front of the site in Elm Street.

4. A dilapidation report, prepared by a qualified quantity surveyor, is to be provided for the adjoining property at 3 Elm Street, Lugarno.

5. The two (2) replacement trees required in the rear yard are to be Sydney Red Gums of an advanced nature.

FURTHER THAT the allotment be inspected by the relevant Council Officers to determine if pigeons are being kept on the premises and, if so, whether the keeping of these pigeons complies with Council requirements.

(Moved Councillor C Hindi / Seconded Councillor J Jacovou)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor C Hindi, Councillor A Istephan, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor C Wong

Against: Councillor A Wagstaff

Not Present:

DAC020-09 PK - 10A TALBOT STREET, RIVERWOOD - INGROUND SWIMMING POOL (09/DA-196)

(Report by Development Assessment Officer, Mr I Kokotovic)

Committee's Decision

THAT the application be approved in accordance with the conditions included in the report.

(Moved Councillor P Sansom / Seconded Councillor W Pickering)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor C Hindi, Councillor A Istephan, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against:

Not Present:

Note: His Worship the Mayor advised that the decision was unanimous.

DAC021-09 PK - 12 CARRAMAR PLACE, PEAKHURST - DEMOLITION OF EXISTING DWELLING AND CONSTRUCTION OF NEW DWELLING (09/DA-239)

(Report by Consultant Planner, Ms J Askin)

Interest: In accordance with the interest declared, Councillor S McMahon left the Chamber during discussion and resolution of this item.

Committee's Decision

THAT the application be approved in accordance with the conditions included in the report.

(Moved Councillor P Sansom / Seconded Councillor A Wagstaff)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor C Hindi, Councillor A Istephan, Councillor J Jacovou, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against:

Not Present: Councillor S McMahon

Note: His Worship the Mayor advised that the decision was unanimous.

DAC022-09 PK - 23 KERRIE CRESCENT, PEAKHURST - NEW SINGLE STOREY DWELLING WITH REAR OPENABLE VERGOLA AND FRONT FENCE (09/DA-152)

(Report by Development Assessment Officer, Mr I Kokotovic)

Committee's Decision

THAT the application be approved in accordance with the conditions included in the report.

(Moved Councillor P Sansom / Seconded Councillor C Hindi)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor C Hindi, Councillor A Istephan, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against:

Not Present:

Note: His Worship the Mayor advised that the decision was unanimous.

DAC023-09 PK - 24 OLD FOREST ROAD, LUGARNO - ALTERATIONS AND ADDITIONS TO SINGLE DWELLING (09/DA-177)

(Report by Development Assessment Officer, Mr I Kokotovic)

Committee's Decision

THAT the application be approved in accordance with the conditions included in the report.

(Moved Councillor P Sansom / Seconded Councillor C Hindi)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor C Hindi, Councillor A Istephan, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against:

Not Present:

Note: His Worship the Mayor advised that the decision was unanimous.

DAC024-09 PK - 28 MOONS AVENUE, LUGARNO - INGROUND SWIMMING POOL TO REAR OF EXISTING DWELLING (09/DA-103)

(Report by Development Assessment Officer, Mr K Kim)

Committee's Decision

THAT the application be refused for the reasons stated in the report.

FURTHER THAT the matter be referred to the Manager " Building Control to take appropriate

action under Part 6 of the Environmental Planning and Assessment Act 1979 in accordance with Council's adopted Enforcement Policy.

(Moved Councillor W Pickering / Seconded Councillor D Perry)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor A Istephan, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against: Councillor C Hindi

Not Present:

DAC025-09 PK - 29 BLACKBUTT AVENUE, LUGARNO - DEMOLITION OF EXISTING CARPORT AND PROVISION OF NEW DOUBLE GARAGE (09/DA-213)

(Report by Development Assessment Officer, Mr P Nelson)

Committee's Decision

THAT the application be approved in accordance with the conditions included in the report.

(Moved Councillor P Sansom / Seconded Councillor W Pickering)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor C Hindi, Councillor A Istephan, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against:

Not Present:

Note: His Worship the Mayor advised that the decision was unanimous.

DAC026-09 PK - 29 OLD FOREST ROAD, LUGARNO - DEMOLITION OF EXISTING DWELLING AND CONSTRUCTION OF A NEW TWO STOREY DWELLING WITH BASEMENT CAR PARKING (07/DA-297)

(Report by Development Assessment Officer, Mr P Nelson)

Committee's Decision

THAT the application be deferred for inspection by Ward and interested Councillors.

(Moved Councillor C Hindi / Seconded Councillor P Sansom)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor C Hindi, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against: Councillor A Istephan

Not Present:

Note: His Worship the Mayor advised that the decision was unanimous.

DAC027-09 PK - 260 BELMORE ROAD, RIVERWOOD - SECTION 96 FOR ADDITIONAL STOREY TO MIXED USE DEVELOPMENT (07/DA-507:3)

(Report by Senior Development Assessment Officer, Mr I Karaman)

Committee's Decision

THAT the SEPP 1 Objection be supported.

THAT the application be approved subject to appropriate conditions.

(Moved Councillor P Sansom / Seconded Councillor J Jacovou)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor C Hindi, Councillor J Jacovou, Councillor W Pickering, Councillor P Sansom, Councillor C Wong

Against: Councillor A Istephan, Councillor S McMahon, Councillor D Perry, Councillor A Wagstaff

Not Present:

DAC028-09 PK - 92 MOONS AVENUE, LUGARNO - DEMOLITION OF EXISTING OUTBUILDING AND CONSTRUCTION OF NEW PART ONE, PART TWO STOREY BOATSHED/STUDIO ROOM (09/DA-89)

(Report by Development Assessment Officer, Mr R Guirguis)

Committee's Decision

THAT the application for a part one, part two storey boatshed/studio room be refused.

THAT should the applicant wish to submit an application for a single storey building with flat roof and handrails, then no fees would be payable.

FURTHER THAT a site inspection from the waterway be undertaken by interested Councillors to assist with determining applications on the waterfront.

(Moved Councillor C Hindi / Seconded Councillor W Pickering)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor C Hindi, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against: Councillor A Istephan

Not Present:

DAC029-09 PK - 97-99 MULGA ROAD, OATLEY - FITOUT AND USE OF PREMISES AS HOMEWARE SHOP AND CAFE (09/DA-141)

(Report by Development Assessment Officer, Mr R Guirguis)

Committee's Decision

THAT the application be approved in accordance with the conditions included in the report.

(Moved Councillor P Sansom / Seconded Councillor A Wagstaff)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor A Istephan, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against: Councillor C Hindi (abstained)

Not Present:

DAC030-09 PNS - 3/12-14 NORMAN STREET, PEAKHURST - USE OF PREMISES FOR STORAGE OF MOTORCYCLES AND ASSOCIATED HIRE (09/DA-108)

(Report by Director - Planning and Development and Senior Development Assessment Officer)

Motion: That the speaker be allowed an extension of time.
(Moved Councillor S McMahon/Seconded Councillor C Hindi)

Committee's Decision

THAT the application be deferred for site inspection by Ward and interested Councillors and relevant staff.

(Moved Councillor C Hindi / Seconded Councillor P Sansom)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor B Giegerl, OAM, Councillor C Hindi, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against:

Not Present: Councillor A Istephan

DAC031-09 PNS - 4/2-4 GARDINIA STREET, NARWEE - INSTALLATION OF A SATELLITE DISH ATTACHED TO AN EXISTING VILLA (08/DA-555)

(Report by Development Assessment Officer, Ms D Fellows)

Motion: That the speaker be allowed an extension of time.
(Moved Councillor S McMahon/Seconded Councillor C Hindi)

Committee's Decision

THAT the application be deferred for site inspection by Ward and interested Councillors.

(Moved Councillor S McMahon / Seconded Councillor C Hindi)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor C Hindi,

Councillor A Istephan, Councillor S McMahon, Councillor D Perry, Councillor P Sansom, Councillor C Wong

Against: Councillor W Pickering, Councillor A Wagstaff

Not Present: Councillor B Giegerl, OAM, Councillor J Jacovou

DAC032-09 HUR - 44 PATRICK STREET, HURSTVILLE - ERECTION OF A REAR ACCESS GARAGE AND ADJOINING RUMPUS ROOM WITH BATHROOM (09/DA-209)

(Report by Development Assessment Officer, Mr I Kokotovic)

Committee's Decision

THAT the application be approved in accordance with the conditions included in the report.

(Moved Councillor C Hindi / Seconded Councillor A Istephan)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor C Hindi, Councillor A Istephan, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor P Sansom, Councillor C Wong

Against: Councillor A Wagstaff

Not Present: Councillor B Giegerl, OAM, Councillor W Pickering

DAC033-09 HUR - 471 KING GEORGES ROAD, BEVERLY HILLS - FITOUT AND USE OF PREMISES AS RESTAURANT (09/DA-104)

(Report by Development Assessment Officer, Mr R Guirguis)

Committee's Decision

THAT the application be approved in accordance with the conditions included in the report.

(Moved Councillor C Hindi / Seconded Councillor J Jacovou)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor C Hindi, Councillor A Istephan, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor P Sansom, Councillor A Wagstaff, Councillor C Wong

Against:

Not Present: Councillor B Giegerl, OAM, Councillor W Pickering

Note: His Worship the Mayor advised that the decision was unanimous.

DAC034-09 HUR - 59 PALLAMANA PARADE, BEVERLY HILLS - ALTERATIONS AND ADDITIONS TO DWELLING - GROUND FLOOR ADDITIONS, FIRST FLOOR EXTENSION AND DETACHED OUTBUILDING TO THE REAR (09/DA-193)

(Report by Development Assessment Officer, Mr K Kim)

Committee's Decision

THAT the application be approved in accordance with the conditions included in the report, subject to the deletion of Condition 3(b) regarding deletion of the shower.

(Moved Councillor C Hindi / Seconded Councillor P Sansom)

For: His Worship the Mayor, Councillor V Badalati (Chairperson), Councillor C Hindi, Councillor A Istephan, Councillor J Jacovou, Councillor S McMahon, Councillor D Perry, Councillor W Pickering, Councillor P Sansom, Councillor C Wong

Against: Councillor A Wagstaff

Not Present: Councillor B Giegerl, OAM

The meeting finished at 9.50 pm.

Chairperson