
PLN028-18 PROPOSED LEP HOUSEKEEPING AMENDMENT 2018

Attachments: Appendix A

EXECUTIVE SUMMARY

- Sutherland Shire Local Environmental Plan 2015 (SSLEP2015) was made on 23 June 2015. A variety of relatively minor issues have subsequently been identified which can only be addressed through further amendments to the plan.
- The proposed SSLEP2015 mapping changes primarily resolve minor issues or conflicts which have arisen because of ongoing changes to land information.
- The proposed SSLEP2015 policy changes include the revision of the complying development provisions in zone E4; enabling construction of boundary and pool fences as exempt development in zone E4; consolidating strata subdivision requirements in zones E3 and E4; and replacing references to repealed clause 5.9.
- The proposed heritage changes are designed to correct administrative issues in the schedule and mapping.

REPORT RECOMMENDATION

THAT:

1. A planning proposal be prepared to implement the changes identified in Appendix A and also incorporates those matters as adopted by Council in PLN007-17.
2. The planning proposal is submitted to NSW Planning and Environment for a Gateway determination with a request that Council may make the plan under delegation.
3. Subject to an approval being granted at Gateway, the above planning proposal be exhibited in accordance with Council's policies and any conditions specified in the Gateway determination.

PURPOSE

The purpose of this report is to advise Council of a range of minor planning issues which have come to light through the operation of Sutherland Shire Local Environmental Plan 2015 (SSLEP2015) and to provide solutions to resolve these issues.

BACKGROUND

SSLEP2015 was gazetted on 23 June 2015. Experience with the operation of the plan has highlighted further issues that complicate its operation. This report seeks to resolve these issues.

In December 2016 Council resolved (PLN007-17) to finalise other amendments to the plan and also to prepare a further planning proposal to resolve matters which had been identified through submissions but which could not be included in that plan. Specifically Council resolved:

3. As part of a future planning proposal, the property at 284-286 Taren Point Road, Caringbah be removed from the Environmentally Sensitive Land – Terrestrial Biodiversity Map and the Heritage Item 1057 'Cronulla Linear Cultural Exotic Planting of Rail Embankment' be removed from Schedule 5 Environmental Heritage.

These matters will also be addressed in this planning proposal.

DISCUSSION

Part 1: Mapping Changes

Council's role as a custodian of land information requires that it continuously look for inconsistencies between cadastral information and planning provisions. When changes are identified they can only be resolved through a LEP amendment. To date the following issues have been identified:

Identified Issue	Recommended Change
Land at Barden Ridge newly acquired by SSC for use as a public reserve.	Rezone to RE1 Public Recreation and remove redundant mapped development standards.
Land newly gazetted by NSW Government as National Park.	Rezone to E1 National Parks and Reserves and remove redundant development standards.
Correct a 2006/2015 zoning anomaly to match original 2006 zoning and adjacent land.	Rezone the affected land from W2 Recreational Waterways to E4 Environmental Living.
Waterfront properties have recently been resurveyed or subdivided - leading to changes to the mapped mean high water mark boundary or other boundaries.	Adjust the zoning and all other applicable LEP map layers to reflect the adjusted mean high water mark and property boundary for these properties.
FSR Maps incorrectly refer Area 7 to Clause 6.22 of the LEP.	Update the map key on all FSR map sheets to replace "6.22" with "6.21".
Land that has been acquired by the relevant acquisition authority and no longer needs to be reserved in the LEP.	Remove this land from the Land Reservation and Acquisition Maps in the LEP.

Boundary of the public park at South Village in Kirrawee does not align exactly to zone boundary.	Re-align the zone boundary to match the approved park boundary.
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Details of the specific affected properties are provided in a table in Appendix A.

Resolution of these issues will reduce the risk that individual land owners are unnecessarily restricted by SSLEP2015. It will ensure that SSLEP2015 maps are consistent with the latest land information available to Council and ensure that the appropriate development standards apply to the land.

Part 2: Policy Changes

Addressing these issues requires changes to the drafting of clauses in SSLEP2015. Specific issues and changes noted below apply to all properties within the relevant zones.

LEP Schedule 3 Complying Development

Issues have been identified in the Complying Development provisions which apply to dwelling houses and associated ancillary development in zone E4. These include:

- Incorrect or out of date references to other parts of the LEP.
- Conflicting, absent or inadequately specified provisions for dwelling houses and forms of ancillary development.
- Unnecessary requirements for bushfire assessment of swimming pools.
- The need for expanded provisions to permit outbuildings in the E4 zone

Complying development provisions aim to facilitate minor forms of development without the need for a development application. Inconsistent provisions pose a risk to Council and the public as they may allow inappropriate development or may restrict what is essentially benign development. The recommended changes will mitigate these risks.

Recommended Changes for Schedule 3:

- Correct clause 4 *Certain ancillary development* (1)(j) to refer to LEP clause 6.1 Acid Sulfate Soils
- Resolve the conflicting controls between clause 7(3) and 8(3) for fill associated with a dwelling house by deleting 7(3).
- Introduce new provisions into clause 7 *Setbacks* to clarify that the general boundary setbacks in 7(1) do not apply where other setbacks are defined for specific types of development.
- Revise section 8 *Earthworks and drainage* to provide consistent development standards for earthworks, retaining walls and structural support (see Appendix A).
- Exempt swimming pools from the bush fire prone land controls.
- Expand section 26 *Carports, gazebos, pergolas, decks and patios* to apply to balconies, terraces and verandahs.
- Expand section 28 *Swimming pools* to apply to spa pools.
- Add new section 32 to provide development standards for rainwater tanks (see Appendix A).

- Expand Division 3 and Amend Division 1 to permit construction and alteration of up to 45m² for outbuildings with appropriate development standards (see Appendix A).

LEP Clause 6.14 Landscaped Area and Schedule 3 Complying Development Certificate Conditions

The NSW Government recently amended SSLEP2015 to repeal clauses 5.9 and 5.9AA and replace them with *State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017*. Unfortunately the repealing instrument did not remove all references to the repealed clauses throughout the LEP. This has left two LEP provisions referring to the repealed clause 5.9, with an unclear impact on their operation which represents a risk to Council and applicants.

Recommended Changes: All remaining references to Clause 5.9 throughout the LEP be amended to refer to *State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017*.

Schedule 2 Exempt Development - Fences in Zone E4

The exempt development provisions for fencing in *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008* do not apply to the E4 zone. The State Policy incorrectly assumes that all E4 zones have a rural character and hence only allows agricultural style fences to be constructed as exempt development. Consequently residents in zone E4 must obtain development consent to construct a traditional suburban fence (lapped and capped 1.8m high) or a pool fence. This is inconsistent with the normal requirements where suburban boundary fences and pool fences are exempt development. Residents in the E4 zone often assume they do not need development consent. The recommended changes reduce the risk that residents in zone E4 Environmental Living will construct fences contrary to regulations.

Recommended Changes: Amend Schedule 2 of SSLEP2015 to allow construction of suburban style boundary fences and pool fences in zone E4 as exempt development, subject to the appropriate development standards and specified development requirements of *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*, Part 2, Division 1, Subdivisions 17 & 17A and additionally that pool fences on bushfire prone land must be constructed from non-combustible materials.

LEP Clause 4.1B Minimum lot sizes for strata subdivisions of dual occupancies in Zone E4

Dual occupancies in zone E4 Environmental Living under clause 4.1B of SSLEP2015 can only be strata subdivided if their site is larger than the minimum lot size applied by the LEP or if they were constructed prior to the gazettal of the LEP. However, there are no similar requirements for the strata subdivision of dual occupancies in zone E3 Environmental Management. Council specifically introduced a provision to support the retention of boat houses which occur in both the E3 and E4 zones. This anomaly is not consistent with the objectives and intention of the E3 and E4 zones.

Recommended Changes: Amend clause 4.1B of the LEP to extend it to dual occupancies in the E3 zone and specify that dual occupancies in the E3 zone can only be strata subdivided if they were constructed on or before 23 June 2015.

Part 3: Heritage Changes

The heritage schedule is contained in Schedule 5 of SSLEP2015 and it refers to LEP heritage maps. The recommended changes are designed to improve the integrity of the heritage schedule and maps by updating or correcting information such as:

- Update heritage schedule to correct the address and land description of specific items.
- Update heritage mapping to show correct item position, extent and label.
- Remove items from schedule and mapping where demonstrated to be a duplicate.
- Add a new State Heritage item to the schedule and mapping following recent State listing.

Details of the affected heritage items and the proposed changes are provided in a table in Appendix A.

RESOURCING STRATEGY IMPLICATIONS

Management of Council's LEP is conducted within the existing budget and resources of Strategic Planning.

COMMUNITY ENGAGEMENT

Subject to a positive Gateway determination, a Communication Action Plan will be prepared to coordinate Council's engagement activities for this planning proposal. The Community will be consulted in relation to these proposed changes as required by Council's policies, State Government requirements and the conditions of the Gateway Determination issued by NSW Planning and Environment. It is expected that the planning proposal will require the following activities to be undertaken:

- Public exhibition of the planning proposal on Council's Join the Conversation website for 28 days with the opportunity for members of the public to prepare submissions in response.
- Publication of an advertisement in a local newspaper prior to the exhibition commencing.
- Distribution of copies of the planning proposal and supporting documentation to all Sutherland Shire Council libraries and the Administration Building front counter for the public to read during the exhibition period.
- Notification letters will be distributed to the owner and neighbours of each property which is affected by a property specific mapping or heritage change.

Recent amendments to the EP&A Act 1979 create a role for IHAP in the consideration of Planning Proposals. Under Section 23L a Planning Proposal may be referred to an IHAP by either the Minister or Council. This step has been introduced as a further measure to improve transparency in decision making. However, as this Planning Proposal covers only very minor issues it does not warrant referral to IHAP, unless this is made a condition of Gateway approval.

STRATEGIC ALIGNMENT

The issues addressed in this report have connections to the goals and principles of the Sutherland Shire Community Strategic Plan, including:

Community Strategic Plan Strategy	Delivery Program (2017-2021) Deliverables
4.1 Create and strengthen community connections through shared cultural experiences.	DP 41 Implement legislative requirements to ensure environmental, archaeological and Aboriginal heritage are conserved and valued.
4.1.1 Identify and appreciate places, spaces and stories that contribute to our Sutherland Shire identity.	DP 41.2 Implement Sutherland Shire LEP 2015 Clause 5.10 Heritage Conservation
6.2.2 Develop and implement strategies to improve housing affordability.	6B.6 Provide an effective Development Application (DA) process.
2.2.3 Encourage responsible urban planning which balances growth with environmental sustainability.	

POLICY AND LEGISLATIVE REQUIREMENTS

The State Government's policies require that Council submit all planning proposals for a Gateway Determination before placing them on public exhibition. The recommendations contained in this report will initiate the process to amend the LEP.

Recent amendments to the EP&A Act 1979 allow the Minister for Planning to issue directions under s117 of the Act which require the referral of planning proposals to an IHAP for advice, however a s117 direction on this matter had not yet been issued at the time this report was prepared. Item 4 of the recommended Council resolution has been designed to allow for referral of the planning proposal to the Sutherland Shire IHAP if it is required by a future order.

CONCLUSION

The proposed changes to SSLEP2015 are designed to address issues that have been identified since the plan was gazetted in June 2015. These issues result from changes to land information and issues in the drafting of the LEP which have become apparent through its use. Resolution of these issues will help to provide greater clarity for applicants and minimise the risk of future conflicts between Council, applicants and the Community. The recommendations contained in this report will be implemented through an amendment to the LEP.

RESPONSIBLE OFFICER

The officer responsible for the preparation of this Report is the Manager of Strategic Planning, Mark Carlon who can be contacted on 9710 0523.

File

Number:

2017/272970

Appendix A: Detailed Changes Affecting Policy, Specific Land and Property**Mapping Changes**

Identified Issue	Affected Properties	Affected Land Parcels	Recommended Change
Land newly acquired by SSC for use as a public reserve requires appropriate zone to reflect intended use.	150 Old Illawarra Road, Barden Ridge	Lot 102, DP 1028645	Rezone to RE1 Public Recreation and remove redundant mapped development standards.
Land newly gazetted by NSW Government as National Park requires zone change to reflect their new status.	1535-1547 Princes Highway, Waterfall 42-60 Eckersley Road, Waterfall 1-5 Eckersley Road, Waterfall 1865R Princes Highway, Waterfall 1770-1776 Princes Highway, Waterfall 1643 Princes Highway, Waterfall Kummera St Road Reserve, Waterfall where zoned IN1.	Lots 439, 723, 728, 888 and 942 in DP 752033; Lot 1 in DP 1030102; Lot 1 in DP 1030112;	Rezone to E1 National Parks and Reserves and remove redundant development standards.
Correct a zoning anomaly to match adjacent land.	4 Hazel Place, Burraneer	Lot J in DP 12558	Rezone from W2 Recreational Waterways to E4 Environmental Living.
Properties have recently been resurveyed or subdivided leading to change to the mapped mean high water mark	25 Kangaroo Point Road, Kangaroo Point 111 Princes Highway, Sylvania	Lot 1 in DP 1218171; Lot 55 in DP 1215725; Lot 100 in DP 1229591;	Adjust the zoning and all other applicable LEP map layers to reflect the adjusted mean high water mark and property boundary

boundary or other boundaries. The property boundaries are now out of alignment with the zoning and other mapped boundaries in the LEP.	10 Gunnamatta Road, Cronulla		for these properties.
FSR Maps incorrectly refer Area 7 to Clause 6.22 of the LEP when they should refer to clause 6.21 of the LEP.	N/A	N/A	Update the map key on all FSR map sheets to replace "6.22" with "6.21".
Land has been acquired by the relevant acquisition authority and no longer needs to be mapped for land reservation and acquisition in the LEP.	State of NSW & State Authorities: 167 Forest Road, Gymea 12R South Street, Gymea 159 Sylvania Road, Miranda Como Parade, Como 682 Old Illawarra Road, Menai 531-533 Woronora River Frontages, Barden Ridge Sutherland Shire Council: 2 Mawarra Avenue, Miranda	State of NSW & Authorities: Lot 54 DP 9303 Lot 3 DP 882658 Lot 7 DP 12683 Lot 195 DP 1215612 Lots 3 & 4 DP 1066190 Part Lot 241 DP 8755 Part Lot 240A DP 18174 Sutherland Shire Council: Lot 15 DP 27544 Lots 2 & 3 DP 1211461 Lots 180 & 183 Section B DP 12157	Remove this land from the Land Reservation and Acquisition Maps in the LEP.

	1R & 2R Gidji Road, Miranda 112/1R & 97/1R The Esplanade, Sylvania 159R-185R Woronora Crescent, Como	Lot 1 DP 1194852	
Boundary of the public park at South Village in Kirrawee does not align exactly to zone boundary.	45 Flora Street, Kirrawee 580 Princes Highway, Kirrawee	Lots 1 & 2 DP 1215969	Re-align the zone boundary to match the approved park boundary.

Detailed Policy Changes

LEP Schedule 3 Complying Development

- 1) Correct clause 4 Certain ancillary development (1)(j) to refer to LEP clause 6.1 Acid Sulfate Soils
- 2) Resolve the conflicting controls between clause 7(3) and 8(3) for fill associated with a dwelling house by deleting 7(3)
- 3) Introduce new provisions into clause 7 Setbacks to clarify that the general boundary setbacks in 7(1) do not apply where other setbacks are defined for specific types of development
- 4) Revise Section 8 Earthworks and drainage, to provide development standards for earthworks, retaining walls and structural supports

Amend Section 8 as follows:

- Rename to “8 Earthworks, drainage, retaining walls and structural supports”
- Amend the wording of 8(1) to refer to “finished ground level” rather than “finished ground floor level”.

Add the following development standards to Section 8.

- Fill for the purpose of any development under this part must not exceed 0.6m above existing ground level.
- Fill that is higher than 150mm above existing ground level and not contained within the footprint of a dwelling house or other building on the lot is limited to 50% of the landscaped area of the lot.
- If fill is to be imported to the site it must be free of building and other demolition waste, and only contain virgin excavated natural material (VENM) as defined in Part 3 of Schedule 1 to the Protection of the Environment Operations Act 1997.
- The finished ground level of fill must not be used for the purposes of measuring the height of any development under this part.
- Excavation for the purpose of development under this part must not exceed a maximum depth measured from existing ground level of 0.6m
- Earthworks for the purpose of development under this part must be contained by a retaining wall or other form of structural support that complies with the development standards in this section.
- A retaining wall or structural support under this part must meet the following requirements:
 - Not have a total height measured from the lowest to upper most portion of more than 1.2m
 - Be set back at least 1.5m from all property boundaries.
 - must be certified by a professional engineer as structurally sound including in relation to (but not limited to) the ability to withstand the forces of lateral soil load, if the total height of the retaining wall measured vertically from the lowest portion of the retaining wall to its uppermost portion exceeds 0.6m

- must have adequate drainage lines connected to the existing stormwater drainage system for the site.
- must be designed so as not to redirect the flow of any surface water or ground water, or cause sediment to be transported, onto an adjoining property.
- must be separated from all other retaining walls, structural supports and existing building foundations on the site by at least 2m, measured horizontally.
- must be installed in accordance with any manufacturer's specification.
- if the structural support is an unprotected sloping embankment or batter, the maximum slope of the surface must not exceed 20 degrees from horizontal and must include erosion protection and soil stabilisation measures to permanently hold the slope in place.

5) Exempt swimming pools from the bush fire prone land controls

6) Expand section 26 Carports, gazebos, pergolas, decks and patios to apply to balconies, terraces and verandahs

7) Expand section 28 Swimming pools to apply to spa pools

8) Add New Section 32 Rainwater Tanks

Rainwater tanks as complying development under this part must meet the following requirements:

- have a capacity of less than 10,000L.
- be located behind the building line of any road frontage.
- not rest on the footings of an existing building for support.
- be fitted with a screened rain head designed to ensure self cleaning and prevent leaf litter entering the tank.
- be fitted with a first flush device incorporating an automatic resetting valve that causes initial run-off rainwater to bypass the tank.
- be constructed or installed with inlets and outlets designed to prevent mosquitos breeding.
- must have overflow connected to an existing stormwater drainage system that does not discharge to an adjoining property, or cause a nuisance to adjoining owners.
- must have a sign affixed to the tank with a statement to the effect that the water in the tank is rainwater.

9) Amend Division 1 and Division 3 to Facilitate Outbuildings

Amend Section 4: Certain ancillary development

- Add garden sheds, sheds and garages as development specified for this part.

Amend Section 5: General exclusions from this Part

- Remove the exclusion applying to existing or new outbuildings used for a purpose specified in section 4 of this part.

New Section 33: Sheds, garden sheds and garages

Development for the purpose of sheds, garden sheds and garages under this part must comply with the following requirements:

- not occupy an area greater than 45m²
- not be greater than 4m in height above ground level (existing).
- be set back behind the building line
- not have a finished ground floor level more than 0.6m in height above or below existing ground level.
- garages must be constructed with vehicle access via driveways with sufficient manouvering space for vehicles to leave the site in a forward direction.
- Garage doors facing a road must have a width less than or equal to:
 - 3.2m if the lot is less than 12m wide (measured at the building line).
 - 6m if the lot is more than 12m wide (measured at the building line).
- A detached garage on a lot that has a width of less than 8m at the building line may only be erected if the vehicular access to the lot is from a secondary road, a parallel road or a lane.
- For garages, all off-street car parking spaces and vehicle access must comply with AS 2890.1:2004, Parking facilities—Off-street car parking.

LEP Clause 6.14 Landscaped Area and Schedule 3 Complying Development Certificate Conditions

All remaining references to Clause 5.9 throughout the LEP be amended to refer to State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017.

Schedule 2 Exempt Development - Fences in Zone E4

Amend Schedule 2 of SSLEP2015 to allow construction of suburban style boundary fences and pool fences in zone E4 as exempt development, subject to the appropriate development standards and specified development requirements of State Environmental Planning Policy (Exempt and Complying Development Codes) 2008, Part 2, Division 1, Subdivisions 17 & 17A and additionally that pool fences on bushfire prone land must be constructed from non-combustible materials.

LEP Clause 4.1B Minimum lot sizes for strata subdivisions of dual occupancies in Zone E4

Amend clause 4.1B of the LEP to extend it to dual occupancies in the E3 zone and specify that dual occupancies in the E3 zone can only be strata subdivided if they were constructed on or before 23 June 2015.

Heritage Changes

Item No.	Property Address and Land/Location	Item Description	Recommended Change
2016	119 Fowler Road, Illawong Lot 202 DP1189575	Boat shed, house, wharf and stone waterfront	Update the address details
0610	1 Eurabalong Road, Burraneer Lot 2, DP 1199493	House, boat shed and garden	Update lot, address details and mapping following recent subdivision
A1210	35B Waratah Road, Engadine Part Lot 1 and Part Lot 2, DP1190871; Part Lot 10, DP 1231293	"The Boys Town"	Update lot and address details
1205	35B Waratah Road, Engadine Part Lot 10, DP1231293	Bakery Trade Industry building	Update lot and address details
1206	35B Waratah Road, Engadine Part Lot 10, DP1231293	Meat Trade Industry building and brick fence	Update lot and address details
1017	Fronting 144–146 Ewos Parade and 12 Orient Avenue In front of Lot 1, Section 1, DP 5414	4 street trees— Araucaria cunninghamii (Hoop Pine) and Araucaria heterophylla (Norfolk Island Pine)	Update mapping to show item
1208	46-48 Waratah Road, Engadine Lot 361, DP 752033	Memorial Hospital grounds	Remove from schedule and mapping (Unnecessary duplicate of item 1207)
1027	28-30 Grosvenor Crescent, Cronulla Lots 13 and 14, DP 10350	Garden	Update address details
A1074	Nicholson Parade, on rise, east of Gunnamatta Baths Part of Lot 282, DP 752064	Gunnamatta Park, including dressing pavilion	Update mapping to show item number
A4214	Site of 1912 road bridge across the Woronora River, Menai Road MGA Zone 56, 319890°E, 6233836°N	Woronora Bridge	Correct mapping and coordinates to reflect original bridge location
3616	Eton Street and Old Princes Highway, Sutherland	Forby Sutherland Memorial Gardens	Update lot details and mapped area to match

	Lot 1, DP 1087442; Part Lot 2, Sec 46, DP 802		the extent of the gardens.
New State Item	Part Lot 820 DP1011240, Part Lot 7038 DP 1027187, Part Lot 294 DP8755, Part Lot 7314 DP 1147726	Lucas Watermills Archaeological Sites, Woronora Reserve Engadine - State Heritage listing of archaeological item	Add recent State Heritage listing to LEP mapping and heritage schedule

A Division was requested on the Motion and the following votes were recorded:

In Favour of the Motion were the Mayor, Councillor Pesce, together with Councillors Croucher, Johns, Nicholls, Provan, Riad and Simone.

Against the Motion were Councillors Collier, Forshaw, McLean, Plibersek, Scaysbrook and Steinwall.

The Motion on being put to the Meeting was carried to become the RESOLUTION of the Council (**as shown in the Amendment**).

Minute No: 180**PLN027-18****Results of Exhibition of Draft SSDCP Amendment 1****File Number: 2017/284971**

RESOLVED: (Councillor Provan/Councillor Scaysbrook)

That Council adopt Sutherland Shire Development Control Plan 2015 – Amendment 1 as exhibited.

A Division was requested on the Resolution and the following votes were recorded:

In Favour of the Resolution were the Mayor, Councillor Pesce, together with Councillors Collier, Croucher, Forshaw, McLean, Nicholls, Provan, Plibersek, Riad, Scaysbrook, Simone and Steinwall.

Against the Resolution was Councillor Johns.

Minute No: 181**PLN028-18****Proposed LEP Housekeeping Amendment 2018****File Number: 2017/272970**

RESOLVED: (Councillor Johns/Councillor Provan)

That the matter stand deferred subject to:

- a. That the impact of the changes is referred to a Councillor briefing for further explanation of specific changes.
- b. Notification letters to be distributed to the owner and neighbours of each property which is affected by a property specific mapping or heritage change.

A Division was requested on the Resolution and the following votes were recorded:

In Favour of the Resolution were the Mayor, Councillor Pesce, together with Councillors Collier, Croucher, Forshaw, Johns, McLean, Nicholls, Provan, Plibersek, Riad, Scaysbrook, Simone and Steinwall.

The decision was unanimous.

Minute No: 182

**COR016-18 Report and Minutes of the Meeting of the Sutherland Traffic and Traffic
Safety Committee held on Friday, 02 February 2018
File Number: 2015/2036**

RESOLVED: (Councillor Provan/Councillor Croucher*)

That the decisions contained in the Minutes of the Sutherland Traffic And Traffic Safety Committee Meeting held 02 February, 2018 be noted.

Minute No: 183

**RES001-18 MOT014-18 - SSC Condemns decision by NSW Coalition Government to
Demolish and Rebuild ANZ and Allianz Stadiums
File Number: 2015/79145**

***Councillor Simone declared a pecuniary interest in this matter, left the Meeting, took no part in the discussion and did not vote.

***Councillor Johns declared a not significant non-pecuniary interest in this matter.

Formal Notice of the following Motion was given by the Mayor, Councillor Pesce and Councillors Nicholls and Riad.

MOTION: (Councillor Nicholls/Councillor Riad)

That the following Resolution of Council (MOT014-18), Minute No. 163 at its Meeting on 18 December 2017, be rescinded:

That Council write to the NSW Premier, the Hon. Gladys Berejiklian and the NSW Minister for Sport, the Hon Stuart Ayres advising;

Sutherland Shire Council is of the opinion that the decision of the NSW Government to demolish and rebuild ANZ and Allianz Stadiums at a cost of approximately \$2 billion dollars should not take place at this time and that much needed and vital infrastructure within the state is in desperate need of upgrading and or replacement.