

Item No: C09/19-189

## LIDCOMBE TOWN CENTRE - PLANNING CONTROLS STRATEGY

Responsible Division: Environment & Planning  
Officer: Director Environment & Planning  
File Number: S-5740-02  
Community Strategic Plan Goal: *A resilient built environment*

### SUMMARY

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This report outlines the recommended planning controls strategy for the Lidcombe Town Centre. This approach supports better built form design outcomes that will contribute to the quality of amenity and public domain in the area.

The proposed planning controls include:

- changes to maximum heights in eight precincts within the town centre, to allow for improved building design while maintaining the existing floor space ratios at these precincts;
- changes to maximum heights and floor space ratios in four precincts, to provide a more consistent approach to planning controls at these locations; and
- changes to maximum heights, floor space ratios and land use zonings in four precincts, to support targeted urban development and provide a better transition in built form at the edges of the town centre.

The recommended planning controls for the Lidcombe Town Centre are supported by the Cumberland Local Planning Panel.

Subject to endorsement, the recommended planning controls will be included in the planning proposal for the new Cumberland Local Environmental Plan (LEP).

### RECOMMENDATION

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**That Council:**

- 1. Endorse the proposed changes to maximum height controls for Precincts 1, 2, 3, 4, 6, 8, 12 and 14 for the Lidcombe Town Centre, as outlined in Attachment 1, which are supported by the Cumberland Local Planning Panel.**
- 2. Endorse the proposed changes to maximum building height and floor space ratio controls in Precincts 11, 13, 15 East and 17 for the Lidcombe**

**Town Centre, as outlined in Attachment 2, which are supported by the Cumberland Local Planning Panel.**

- 3. Endorse the proposed changes to maximum height, floor space ratio and land use zoning controls in Precincts 7, 10, 15 and 16 for the Lidcombe Town Centre, as outlined in Attachment 3, which are supported by the Cumberland Local Planning Panel.**
- 4. Note that the above items will be included in the planning proposal for the new Cumberland Local Environmental Plan.**

## REPORT

### *Background*

Council has undertaken work on a planning controls strategy for the Lidcombe Town Centre. The primary focus of this work is to better align the planning controls related to zoning, height and floor space ratios, which enables a broader range of building design options to be realised. This approach provides better opportunities for innovation in the built form of these town centres, and contributes to the quality of amenity and public domain within the Cumberland area.

A chronology of the work undertaken on the planning controls strategy for Lidcombe Town Centre is provided in Table 1. Further background information from previous Council and Panel reports is provided in Attachments 5 and 6.

Former Auburn City Council	
2014 - 2015	Resolutions to increase heights in Lidcombe Town Centre.
2015 - 2016	Preliminary Consultant work
Cumberland Council	
May 2016	Council amalgamation – review of planning controls placed on hold
September-October 2016	Internal work to finalise draft Strategy
November 2016	Report to IHAP recommending exhibition of draft Strategy
December 2016	Report to Council. Resolution to exhibit (Administrator)
7 Feb – 8 March 2017	Exhibition of draft Strategy
2017 – 2019	Analysis of issues raised in submissions and review of draft Strategy
April 2019	Report to Council on proposed planning controls
June 2019	Report to CLPP recommending proposed controls in Strategy
September 2019	Report to Council on proposed planning controls

Table 1: Chronology of planning controls strategy for Lidcombe Town Centre

### ***Council Meeting 17 April 2019***

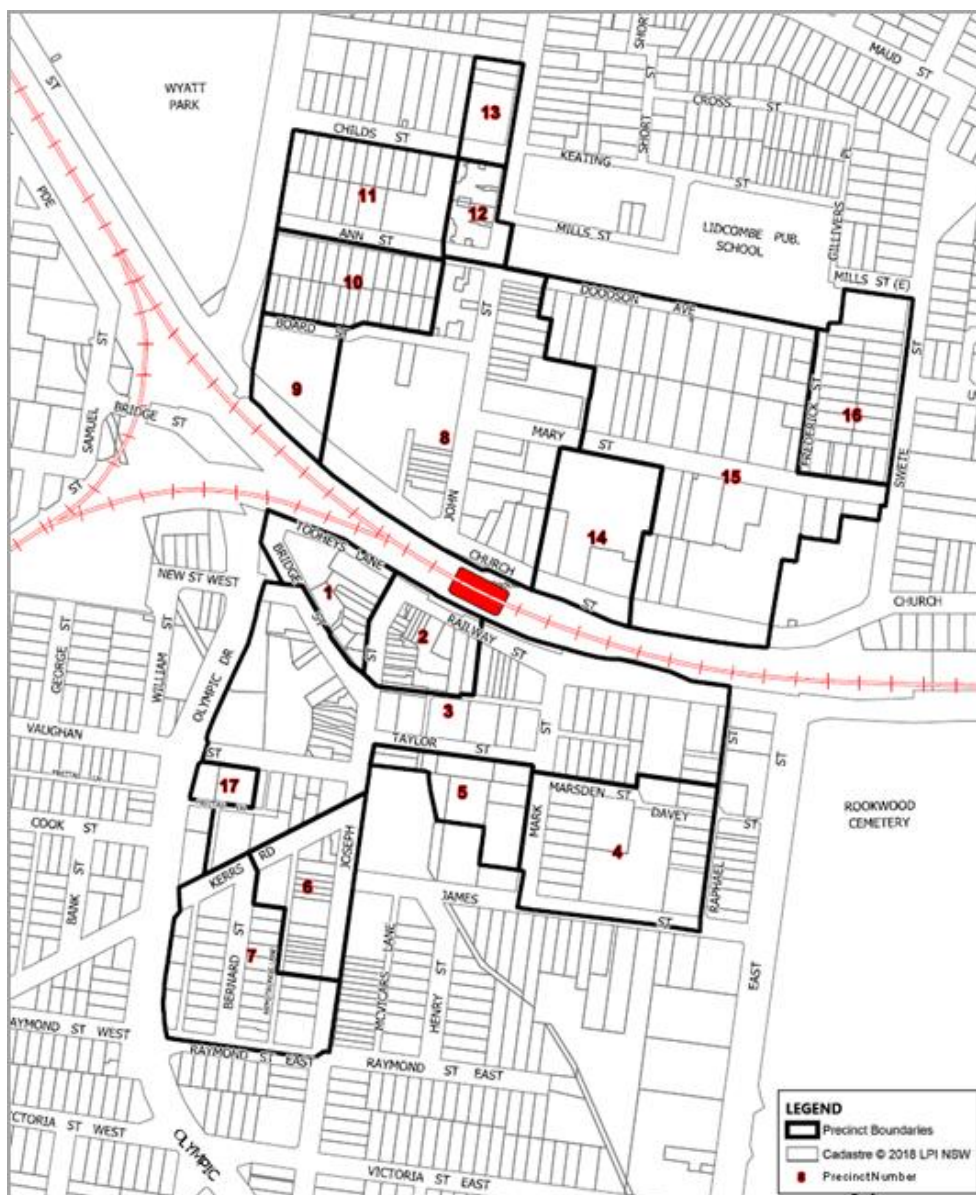
The planning controls strategy for the Lidcombe Town Centre was presented to Council on 17 April 2019. At this meeting, Council resolved a number of further items to be progressed prior to reporting again to Council. The items and status are provided in Table 2.

<b>Resolution</b>	<b>Status</b>
Council hold a workshop to consider the effect of any design excellence provision to be included in the Cumberland Local Environmental Plan on proposed planning controls for the Auburn and Lidcombe Town Centres	Opportunities for design excellence provisions for Auburn and Lidcombe town centres discussed at Councillor briefing on 10 July 2019
In accordance with Council resolution 21.12.16, the Draft Auburn and Lidcombe Town Centres Strategy and submissions received by reported to the Cumberland Local Planning Panel for consideration and recommendation to Council	Strategy considered by Cumberland Local Planning Panel on 20 June 2019 and advice provided for consideration to Council  Panel advice as a clarification on opportunities for design excellence bonuses received on 12 August 2019
A site visit of the Lidcombe and Auburn Town Centres be held with reference to the draft strategy	Site visit of town centres held on 29 June 2019
The Auburn Town Centre Strategy and the Lidcombe Town Centre Strategy be reported to Council separately	Separate reports to be provided to Council. This report covers the recommended planning controls strategy for the Lidcombe Town Centre. The planning controls strategy for Auburn Town Centre was reported to Council on 21 August 2019.

Table 2: Status of Items following Council Resolution in April 2019

### ***Planning Controls Strategy for Lidcombe Town Centre***

This work considered the planning controls for a number of precincts in the Lidcombe Town Centre, as outlined in Figure 1. A range of public submissions were received and considered for the various precincts in the town centre. Council has also reviewed development applications and building construction activity in the town centre since the public consultation period to ensure that the recommended planning controls respond to the current built form in the town centre.



**Figure 1: Lidcombe Town Centre Precincts**

An important focus of the strategy is to better align maximum building heights with density (floor space ratios) provided under the current planning controls. This approach can provide better opportunities for built form within the projected dwelling capacity without increasing density. This approach is shown graphically in Figure 2.

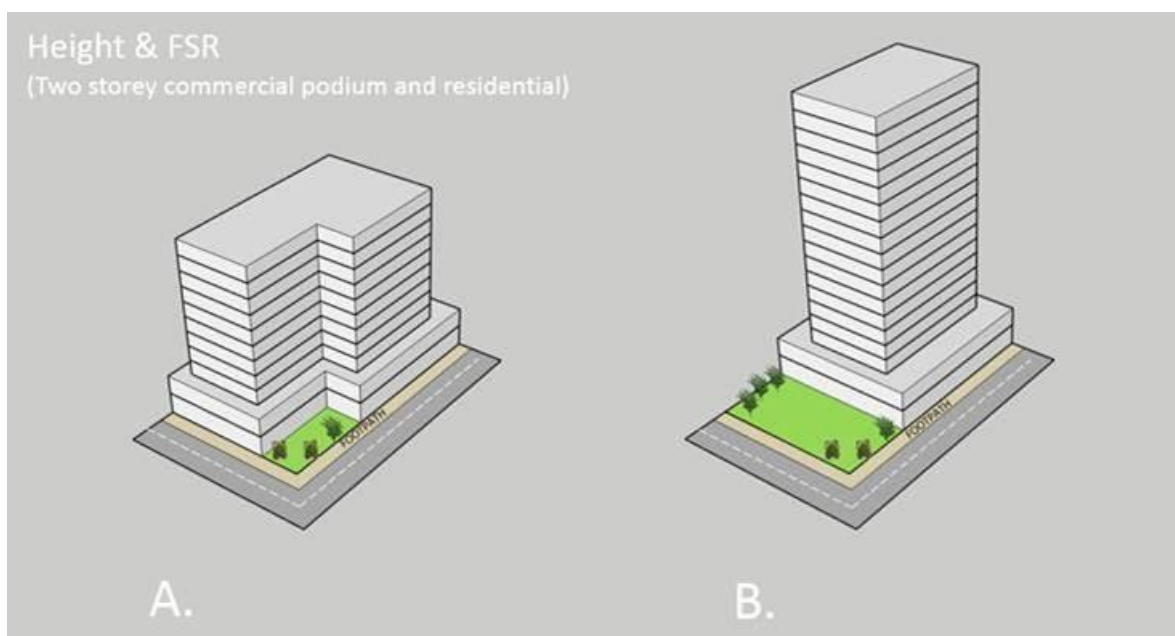


Figure 2: Indicative Building Design Options for a Site with Same Density Controls

The key elements of the recommended planning controls strategy for the Lidcombe Town Centre include:

- changes to maximum heights in Precincts 1, 2, 3, 4, 6, 8, 12 and 14, to allow for improved building design while maintaining the existing floor space ratios at these precincts;
- changes to maximum heights and floor space ratios in Precincts 11, 13, 15 East and 17, to provide a more consistent approach to planning controls at these locations; and
- changes to maximum heights, floor space ratios and land use zonings in Precincts 7, 10, 15 and 16, to support targeted urban development and provide a better transition in built form at the edges of the town centre.

It is estimated that the proposed targeted changes to the planning controls identified in Precincts 7, 10, 15 and 16 will provide for an estimated additional 370 dwellings beyond the projected dwelling capacity under existing controls for the Lidcombe Town Centre. The areas of additional development within the town centre are shown in Figure 3, and are estimated as follows, subject to take up rate and site amalgamations:

- Precinct 7: up to 100 additional dwellings, arising from the proposed change from low density to a lower scale form of higher density development;
- Precinct 10: up to 170 additional dwellings, arising from a targeted increase in height and floor space ratio planning controls;
- Precinct 15: up to 40 additional dwellings, arising from a targeted increase in height and floor space ratio planning controls; and



- Precinct 16: up to 60 additional dwellings, arising from the proposed change from medium density to higher density development.

It is noted that the estimated additional dwelling capacity in Precincts 10 and 15 may be used as commercial/retail floorspace instead of residential floorspace. The additional dwelling capacity in Precinct 10 may also include provision of seniors living housing.



Figure 3: Location of Additional Dwellings under Recommended Planning Controls

Further details of the recommended planning controls in the Lidcombe Town Centre are outlined in Attachments 1 to 3 of this report. These recommendations are supported by the Cumberland Local Planning Panel.

No further changes to planning controls in the Lidcombe Town Centre are proposed in this report.

***Planning Controls in the Remembrance Park Area***

The draft Strategy for the Lidcombe Town Centre proposed that the land between Taylor Street and Remembrance Park (within Precinct 5) be rezoned to support open space. During the exhibition period, a submission was received from the landowner (Anglican Church) expressing concerns on the proposed rezoning and future plans for the redevelopment of this site. Following further discussions with Council and landowner, it is proposed to retain the current zoning at this location, to allow for further consideration by both parties to support future development plans and opportunities for additional open space at this location.

Council will also investigate mechanisms during the preparation of the new Cumberland Development Control Plan to ensure that planning controls support an increase in open space at this location.

***Cumberland Local Planning Panel***

The Cumberland Local Planning Panel met on 20 June 2019 to consider this matter, consistent with Council's resolution of April 2019. Council officers subsequently sought advice from the Panel as a clarification on opportunities for design excellence bonuses on 12 August 2019. The report to the Panel and their advice is provided as Attachment 5.

The advice of the Panel was carefully considered in preparing the proposed planning controls for the Lidcombe Town Centre. The recommended planning controls outlined in the report are supported by the Panel. Opportunities for design excellence bonuses in the town centre will be considered as a separate stage of work following the completion of the new Cumberland Local Environmental Plan.

The Panel also provided a range of future suggestions regarding potential planning controls in the area. This will also be considered as part of the separate stage of work following the completion of the new Cumberland LEP.

***Next Steps***

Subject to endorsement, the proposed planning controls will be included in the planning proposal that is being prepared for the new Cumberland LEP. The planning proposal will be provided for consideration by Council prior to seeking a Gateway Determination by the Department of Planning, Industry and Environment. This is required to be undertaken by the end of September 2019.

**COMMUNITY ENGAGEMENT**

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The draft Strategy was exhibited from 7 February 2017 to 8 March 2017. Two public information evening sessions were held during the exhibition: one at the Lidcombe Community Centre (20 February 2017); and one at Council's Auburn Administration Centre (23 February 2017).

A total of 52 submissions were received, including:

- 16 submissions and 1 petition (29 signatures) generally objecting to the draft Strategy;
- 13 submissions (including 10 form letters) in support of the draft Strategy; and
- the remainder raising various issues and comments.

Key items raised included feedback on the proposed planning controls, infrastructure availability and built form interfaces with existing land uses. Further information is included in Attachment 6.

A public meeting was also held on 15 August 2019 at the Lidcombe Community Centre on the proposed planning controls in Lidcombe. Over 50 people recorded their attendance this meeting. Key issues raised at the meeting included:

- concerns about density and development within Lidcombe town centre;
- lack of infrastructure generally, and the inability of infrastructure to keep pace with growth;
- decreased public transport services, both bus and rail, to/from Lidcombe;
- traffic issues and congestion in and around Lidcombe Town Centre
- parking issues, including lack of off street parking, narrow streets in a number of locations within the town centre, need for more disabled parking spaces, and the possibility of a resident parking scheme;
- lack of pedestrian crossings generally, and particularly in John Street between the town centre and Parramatta Road;
- poor quality of footpaths within, and connecting to, the town centre;
- lack of diversity of shops and retail offering within the town centre;
- questions about protection of existing heritage items within the town centre;
- the future character of Lidcombe; and
- the anticipated timing of the proposed changes.

Subject to Council endorsement, further (statutory) consultation on the recommended planning controls for the Lidcombe Town Centre will be undertaken in early 2020 as part of the new Cumberland LEP.

## **POLICY IMPLICATIONS**

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Policy implications are outlined in the main body of this report.



## RISK IMPLICATIONS

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There are minimal risk implications for Council associated with this report. The primary focus of this work is to better align planning controls for Lidcombe Town Centre that can enhance design and built form outcomes. The introduction of the Cumberland Design Excellence Panel at the development application stage will further mitigate risks in achieving these outcomes.

## FINANCIAL IMPLICATIONS

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There are minimal financial implications for Council associated with this report. The primary focus of this work is to better align planning controls for Lidcombe Town Centre that can enhance design and built form outcomes.







## CONCLUSION

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This report outlines the recommended planning controls strategy for the Lidcombe Town Centre to support better built form design outcomes that will contribute to the quality of amenity and public domain in the area. These recommendations are supported by the Cumberland Local Planning Panel. Subject to endorsement, the recommended planning controls will be included in the planning proposal for the new Cumberland LEP.

## ATTACHMENTS

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1. Recommended Planning Controls Height for Lidcombe Town Centre [↓](#) 
2. Recommended Planning Controls Height and FSR for Lidcombe Town Centre [↓](#) 
3. Recommended Planning Controls Zoning for Lidcombe Town Centre [↓](#) 
4. Chronology of proposed planning controls for the Lidcombe Town Centre Planning Controls Strategy [↓](#) 
5. CLPP Report (20 June 2019) and Panel Advice (20 June and 12 August 2019) [↓](#) 
6. Council Report and Minutes on Auburn and Lidcombe Town Centres Planning Controls Strategy (17 April 2019) [↓](#) 

DOCUMENTS  
ASSOCIATED WITH  
REPORT C09/19-189

Attachment 5  
CLPP Report (20 June 2019) and  
Panel Advice (20 June and 12  
August 2019)



Item No: ELPP044/19

## **AUBURN AND LIDCOMBE TOWN CENTRES PLANNING CONTROLS STRATEGY**

Responsible Division: Environment & Planning  
Officer: Manager Strategic Planning  
File Number: S-5740-02  
Community Strategic Plan Goal: *A resilient built environment*

### **SUMMARY**

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This report provides relevant information on the Council report and minutes for the Auburn and Lidcombe Town Centres Planning Controls Strategy for consideration and advice by the Cumberland Local Planning Panel.

### **RECOMMENDATION**

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**That the Cumberland Local Planning Panel consider and provide advice on the report and minutes of 17 April 2019 for the Auburn and Lidcombe Town Centres planning controls strategy.**

### **REPORT**

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The Auburn and Lidcombe Town Centres Planning Controls Strategy was reported to Council at the meeting on 17 April 2019 (Attachments 1 to 5). One of the items under the resolution from the meeting was for Council to refer the Strategy to the Cumberland Local Planning Panel (CLPP) for advice (Attachment 6).

This Strategy was referred to the CLPP on 8 May 2019. At this meeting, the Panel requested that a separate Panel meeting be scheduled for consideration of this Strategy due to its complexity (Attachment 7).

This report provides the relevant information on the Council report and minutes for the Auburn and Lidcombe Town Centres Planning Controls Strategy for consideration and advice by the Cumberland Local Planning Panel.

### **COMMUNITY ENGAGEMENT**

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Community engagement is outlined in the attached Council report.

### **POLICY IMPLICATIONS**

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Policy implications are outlined in the attached Council report.

**RISK IMPLICATIONS**

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There are minimal risk implications for Council associated with this report.

**FINANCIAL IMPLICATIONS**

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There are minimal financial implications for Council associated with this report.

**CONCLUSION**

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This report provides the relevant information on the Council report and minutes for the Auburn and Lidcombe Town Centres Planning Controls Strategy for consideration and advice by the Cumberland Local Planning Panel.

**ATTACHMENTS**

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1. Council Report - 17 April 2019
2. Planning Controls Strategy for Auburn and Lidcombe Town Centres
3. Submissions received during public exhibition
4. Council Report and Minutes - 21 December 2016
5. Cumberland IHAP Reports - 17 November 2016
6. Council Minutes - 17 April 2019
7. Cumberland Local Planning Panel Minutes - 8 May 2019



**Extraordinary Cumberland Local Planning Panel Meeting  
20 June 2019**

Minutes of the Extraordinary Cumberland Local Planning Panel Meeting held at Merrylands Administration Building, 16 Memorial Avenue, Merrylands on Thursday 20 June 2019.

**PRESENT:**

Stuart McDonald, Michael Ryan, Chris Young and Paul Moulds AM.

**IN ATTENDANCE:**

Monica Cologna, Glenn Weekley, Esra Calim and Olivia Shields.

**NOTICE OF LIVE STREAMING OF CUMBERLAND LOCAL PLANNING PANEL MEETING**

The Chairperson advised that the Cumberland Local Planning meeting was being streamed live on Council's website and members of the public must ensure their speech to the Panel is respectful and use appropriate language.

The meeting here opened at 12:31p.m.

**DECLARATIONS OF INTEREST:**

Mr Stuart McDonald declared an interest in relation to Item 044/19 - Auburn and Lidcombe Town Centres Planning Controls Strategy, as he is acting for Council in regards to a development site in Northumberland Road, Auburn, within Precinct 18 of the study area, which is subject to an appeal to the Land and Environment Court. In consultation with Council's solicitors, Mr Stuart McDonald has determined to have no involvement in the Panel's consideration of Precinct 18 and Mr Chris Young will Chair this part of the meeting.

Mr Paul Moulds AM declared an interest in relation to Item 044/19 - Auburn and Lidcombe Town Centres Planning Controls Strategy as he manages a building and programs on a site that lies in one of the Precincts in Auburn considered in this application, the Salvation Army located at 199-170 South Parade, Auburn. Mr Paul Moulds AM will not participate in the Panels consideration of this particular precinct being Precinct 6.

**ADDRESS BY INVITED SPEAKERS:**

The following persons had made application to address the Cumberland Local Planning Panel meeting:

<u>Speakers</u>	<u>Item No. Subject</u>
Rev Graham Guy	Auburn and Lidcombe Town Centres Planning Controls Strategy

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20 June 2019**

Kerryn Stanton	Auburn and Lidcombe Town Centres Planning Controls Strategy
Tony Oldfield	Auburn and Lidcombe Town Centres Planning Controls Strategy
Matthew Daniel	Auburn and Lidcombe Town Centres Planning Controls Strategy
Peter Smith	Auburn and Lidcombe Town Centres Planning Controls Strategy
James Matthews	Auburn and Lidcombe Town Centres Planning Controls Strategy
Stephen Earp	Planning Proposal for an Additional Permitted use of Educational Establishment at 2 Percy Street, Auburn.

The Chairperson enquired to those present in the Gallery as to whether there were any further persons who would like to address the Panel and no further persons presented themselves.

The open session of the meeting here closed at 1:26p.m.


The closed session of the meeting here opened at 1:27p.m.

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CONTROLS STRATEGY









**RECOMMENDATION**

1. The Panel has made the following recommendations in the tables below having considered the public submissions presented at the Local Planning Panel meeting in addition to the written submissions received, particularly in regards to the reduction in floor space ratios.
2. The Panel acknowledges and supports the position of the Department of Planning and Environment and the advice of the Council Officers that the reduction of existing floor space ratios within the Auburn and Lidcombe town centres is not a practicable strategic solution.
3. The Panel recommends to the Council that in developing detailed planning controls for both of the town centres that it introduce the following:
  - a. That a minimum FSR of 0.5:1 be non-residential uses in the following precincts in the core of both town centres:
    - i. Precincts 1, 2, 3, 4, 5, 12, 13, 14 and 16 in Auburn town centre
    - ii. Precincts 1, 2, 3, 8, 9, 10, 14, and 15 in Lidcombe town centre
  - b. Minimum lot sizes as a prerequisite to achieve maximum FSR and building height.
  - c. Comprehensive built form development controls including but not limited to appropriate street wall heights, setbacks of towers above street wall podiums, active street frontages and façade design.
4. The Panel recommends the joint exhibition of any future Planning Proposal and associated DCP if practicable.








**Auburn Town Centre**

Precinct (refer to precinct maps for precinct boundary details)	Planning officer Recommended controls	CLPP Recommendation June 2019
<b>Precinct 1</b> Auburn Road, Mary Street, Harrow Road, Queen Street 	<b>Zoning:</b> B4 Mixed Use <b>FSR:</b> 5:1 <b>Height:</b> 70m	<ol style="list-style-type: none"> <li>1. Support Council Officers recommendation regarding FSR but not height.</li> <li>2. With regard to height the Panel recommends the exhibited height of 60m maximum for the reason of general consistency with</li> </ol>

**Extraordinary Cumberland Local Planning Panel Meeting  
20 June 2019**




		<p>other land identified in the immediate locality with an FSR of 5:1.</p> <p>3. The Panel also does not support the Land Owner request for FSR of 9:1 and height of 90m for reasons outlined in the CIHAP meeting minutes dated 24 August 2016.</p>
<b>Precinct 2</b> Park Road, north of Mary St, Harrow Road 	Zoning: B4 Mixed Use FSR: 5:1 Height: 60m; NE corner 49m	Supports Council Officers recommendation
<b>Precinct 3</b> South of Mary St, Harrow Road, Sudan Street, Kerr Parade 	Zoning: B4 Mixed Use FSR: 5:1 Height: 55m	Supports Council Officers recommendation
<b>Precinct 4</b> Auburn Central 	Zoning: B4 Mixed Use FSR: 3.75:1 Height: 49m	Supports Council Officers recommendation
<b>Precinct 5</b> South Parade Vales Lane Auburn Road Civic Road Kerr Parade 	Zoning: B4 Mixed Use FSR: 2.4:1 Height: 18m	Supports Council Officers recommendation
<b>Precinct 6</b> South Parade, Alice Street, Queen Street and Park Road 	Zoning: B4 Mixed Use FSR: 5:1 Height: 38m	Supports Council Officers recommendation
<b>Precinct 7</b> Queen Street, Alice Street, Mary Street, Park Road 	Zoning: B4 Mixed Use FSR: 3:1 Height: 27m	Supports Council Officers recommendation
<b>Precinct 8</b> lots zoned B4 fronting southern side of Mary St 	Zoning: B4 Mixed Use FSR: 5:1 Height: 38m	Supports Council Officers recommendation
<b>Precinct 9</b> Harrow Road, north of Beatrice Street, Susan Street 	Zoning: B4 Mixed Use FSR: 5:1 Height: NW corner 55m, remainder 45m	Supports Council Officers recommendation

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Precinct (refer to precinct maps for precinct boundary details)	Planning officer Recommended controls	CLPP Recommendation June 2019
<b>Precinct 10</b> Queen St, Susan Street, Beatrice Street, Marion Street 	Zoning: B4 Mixed Use FSR: 3:1 Height: 27m	Supports Council Officers recommendation
<b>Precinct 11</b> Kerr Parade, Marion Street, Queen Street 	Zoning: B4 Mixed Use FSR: 3:1 Height: 32m	Supports Council Officers recommendation
<b>Precinct 12</b> Station Road, Kerr Parade, Auburn Road 	Zoning: B4 Mixed Use FSR: 2.4:1 Height: 27m	Supports Council Officers recommendation
<b>Precinct 13</b> northern side of Rawson Street and west of Station Road 	Zoning: B4 Mixed Use FSR: 5:1 Height: 65m	1. Supports Council Officers recommendation regarding FSR but not height  2. With regard to height the Panel recommends the exhibited height of 55m maximum for the reason of general consistency with land to the west in Precinct 14.
<b>Precinct 14</b> Mid-block between Macquarie and Northumberland Roads 	Zoning: B4 Mixed Use FSR: 5:1 Height: 55m	Support Council Officers recommendation.
<b>Precinct 15</b> mid-block between Station and Northumberland Road 	Zoning: B4 Mixed Use FSR: 5:1 Height: 38m	Support Council Officers recommendation.
<b>Precinct 16</b> 16a north of Rawson Street 16b south of Rawson St 	16a (north) Zoning: B4 Mixed Use FSR: 3.6:1  Height: 38m	16b (south) Zoning: B4 Mixed Use FSR: defer consideratio n  Height: defer consideratio n








**Extraordinary Cumberland Local Planning Panel Meeting  
20 June 2019**

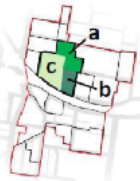




<b>Precinct 17</b> Station Road/Hall Street/Holliday Lane 	Holliday Lane- Station Street <b>Zoning: B4</b> <b>FSR: 3.6:1</b> <b>Height: 25m</b>	Holliday Lane- Dartbrook Rd <b>Zoning: R4</b> <b>FSR: 2:1</b> <b>Height: 20m</b>	Support Council Officers recommendation.
<b>Precinct 18</b> Macquarie Road, Hall Street, Station Road 	<b>Zoning: B4 Mixed Use</b> <b>FSR: 3.6:1</b> <b>Height: 38m</b>		Support Council Officers recommendation.
<b>Precinct 21</b> South of Rawson Street, east of Dartbrook Road 	<b>Zoning: defer</b> consideration <b>FSR: defer</b> consideration <b>Height: defer</b> consideration		Support Council Officers recommendation.



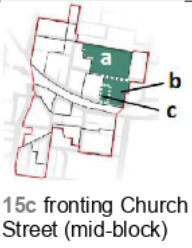



**Lidcombe Town Centre**

<b>Precinct</b> (refer to precinct maps for precinct boundary details)	<b>Planning officer Recommended controls</b>	<b>CLPP Recommendation June 2019</b>
<b>Precinct 1</b> Bridge Street, Tooheys Lane, Joseph Street 	<b>Zoning: B4 Mixed Use</b> <b>FSR: 5:1</b> <b>Height: 70m</b>	1. Support Council Officers recommendation regarding FSR but not height.  2. With regard to height the Panel recommends the exhibited height of 60m maximum which will be consistent with the previous CIHAP recommendation.
<b>Precinct 2</b> East of Joseph Street, fronting Railway Street 	<b>Zoning: B4 Mixed Use</b> <b>FSR: 5:1</b> <b>Height: 65m</b>	1. Support Council Officers recommendation regarding FSR but not height.  2. With regard to height the Panel recommends the exhibited height of 55m maximum which will be consistent with the previous

**Extraordinary Cumberland Local Planning Panel Meeting  
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<p><b>Precinct 3</b> 3a: fronting Railway Street between station and Mark Street 3b: Mark, Railway, Raphael, Davey-Marsden Streets 3c: east of Joseph Street and around Taylor Street 3d: Bridge, Joseph and Vaughan Streets)</p> 	<p><b>Zoning:</b> B4 Mixed Use <b>FSR:</b> 5:1</p> <table><tr><td><b>3a</b> Height: 60m</td><td><b>3b</b> Height: 50m</td><td><b>3c</b> Height: 38m</td><td><b>3d</b> Height: 65m</td></tr></table>	<b>3a</b> Height: 60m	<b>3b</b> Height: 50m	<b>3c</b> Height: 38m	<b>3d</b> Height: 65m	<p><i>CIHAP recommendation.</i></p> <ol style="list-style-type: none"><li>1. Support Council Officers recommendation regarding height in precinct 3c.</li><li>2. Recommends maximum height of 55m for precincts 3a and 3d and 45m for precinct 3b all as exhibited and as previously recommended by CIHAP.</li></ol>
<b>3a</b> Height: 60m	<b>3b</b> Height: 50m	<b>3c</b> Height: 38m	<b>3d</b> Height: 65m			
<p><b>Precinct 4</b> Marsden-Davey, Mark, janes and Raphael Streets</p> 	<p><b>Zoning:</b> B4 Mixed Use <b>FSR:</b> 5:1 <b>Height:</b> 38m</p>	<p><i>Support Council Officers recommendation.</i></p>				
<p><b>Precinct 5</b> Between Taylor Street and Remembrance Park</p> 	<p><b>Zoning:</b> B4 Mixed Use <b>FSR:</b> 5:1 <b>Height:</b> 32m</p>	<p><i>Support Council Officers recommendation.</i></p>				
<p><b>Precinct 6</b> B4 zoned land south west of Kerrs Road and Joseph Street</p> 	<p><b>Zoning:</b> B4 Mixed Use <b>FSR:</b> 5:1 <b>Height:</b> 38m</p>	<p><i>Support Council Officers recommendation.</i></p>				
<p><b>Precinct 7</b> Kerrs Road, Olympic Drive, Raymond Street East, Joseph Street</p> 	<p><b>Zoning:</b> R4 High Density Residential <b>FSR:</b> 2:1 <b>Height:</b> 25m</p>	<ol style="list-style-type: none"><li>1. Supports Council Officers recommendation regarding FSR and R4 zoning.</li><li>2. Recommends height maximum 20m for the reason of consistency with R4 zone land adjoining to the east and to achieve a more appropriate interface with existing R2 low density residential zoned land adjoining to the south.</li></ol>				

Precinct (refer to precinct maps for precinct boundary details)	Recommended controls			CLPP Recommendation June 2019
<b>Precinct 8</b> 8a north east of Mary and Board Streets, south of Dodson Avenue 8b Church, John and Mary Streets 8c east of John Street (Dooleys) 	<b>Zoning: B4 Mixed Use</b> <b>FSR: 5:1</b>			1. Support. Council Officers recommendation regarding 8a and 8b but not 8c.  2. With regard to height in 8c the Panel recommends the exhibited height of 60m maximum for the reason of general consistency with land to the east of John Street and fronting Church Street.
	<b>8a</b> Height: 38m	<b>8b</b> Height: 55m	<b>8c</b> Height: 70m	
<b>Precinct 9</b> Western half of Dooleys site 	<b>Zoning: B4 Mixed Use</b> <b>FSR: 5:1</b> <b>Height: 70m</b>			1. Support Council Officers recommendation regarding FSR but not height.  2. With regard to height the Panel recommends the exhibited height of 60m maximum as this is the existing control.
<b>Precinct 10</b> Ann Street, Olympic Drive, Board Street 	<b>Zoning: B4 Mixed Use</b> <b>FSR: 3.5:1</b> <b>Height: 38m</b>			Supports Council Officers recommendation
<b>Precinct 11</b> Ann Street, Olympic Drive, Child Street 	<b>Zoning: R4 High Density Residential</b> <b>FSR: 3:1</b> <b>Height: 32m</b>			Supports Council Officers recommendation
<b>Precinct 12</b> Childs, John, and Ann Streets (east of John Street) 	<b>Zoning: B4 Mixed Use</b> <b>FSR: 5:1</b> <b>Height: 38m</b>			Supports Council Officers recommendation

Precinct (refer to precinct maps for precinct boundary details)	Recommended controls			CLPP Recommendation June 2019
<b>Precinct 13</b> North of Childs Street, east of John Street 	<b>Zoning: R4 High Density Residential</b> <b>FSR: 2:1</b> <b>Height: 20m</b>			Support Council Officers recommendation.
<b>Precinct 14</b> Mid-block between Church and Mary Streets 	<b>Zoning: B4 Mixed Use</b> <b>FSR: 5:1</b> <b>Height: 38m</b>			Support Council Officers recommendation.
<b>Precinct 15</b> 15a Doodson Ave, Frederick and Mary Streets 15b mid-block south of Mary Street, between Mary-Church Streets 15c fronting Church Street (mid-block) 	<b>15a</b> <b>Zoning: R4 High Density</b> <b>FSR: 2.2:1</b> <b>Height: 29m</b>	<b>15b</b> <b>Zoning: B4 Mixed Use</b> <b>FSR: 2.2:1</b> <b>Height: 29m</b>	<b>15c</b> <b>Zoning: B4 Mixed Use</b> <b>FSR: 2.5:1</b> <b>Height: 36m</b>	Support Council Officers recommendation.
<b>Precinct 15 east</b> 31 and 33 Mary Street (now included as part of Precinct 15) 	<b>Zoning: R4 High Density</b> <b>FSR: 2:1</b> <b>Height: 20m</b>			Support Council Officers recommendation.
<b>Precinct 16</b> Mary, Swete, Mills (E), and Frederick Streets (now extends to southern side of Mills Street) 	<b>Zoning: R4 High Density</b> <b>FSR: 2:1</b> <b>Height: 20m</b>			Support Council Officers recommendation.
<b>Precinct 17</b> Vaughan Street, Olympic Drive, Kerrs Road 	<b>Zoning: R4 High Density Residential</b> <b>FSR: 2:1</b> <b>Height: 20m</b>			Support Council Officers recommendation.

**For:** Stuart McDonald (Chairperson) (with the exception of Precinct 18 Auburn), Michael Ryan, Chris Young and Paul Moulds AM (with the exemption of Precinct 6 Auburn).

**Extraordinary Cumberland Local Planning Panel Meeting  
20 June 2019**

In relation to Precinct 6 Auburn Paul Moulds AM took no part in the discussion and consideration. In relation to Precinct 18 Auburn, Stuart McDonald took no part in the discussion and consideration. Chris Young Chaired the Panel's consideration of Precinct 18.

**Against:** Nil.

ITEM LPP045/19 - PLANNING PROPOSAL FOR AN ADDITIONAL PERMITTED USE  
OF EDUCATIONAL ESTABLISHMENT AT 2 PERCY STREET, AUBURN

**RECOMMENDATION:**

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**1. The Panel advises the Council as follows:**

- a. That Council's attention be drawn to the proposed use being inconsistent with the objectives of the current IN2 Light Industrial zone.
- b. The proposed student population together with teachers and support staff appears to be an excessive scale of development given the size and constraints of the site and the locality.
- c. An educational establishment may be an acceptable land use on the site and recognises the demand for such a facility within the community subject to the above.

**2. The Panel recommends that the Council consider the above advice, and in particular items 1a and 1b when determining the form of the Planning Proposal in achieving the objective of the proposed educational establishment on the site.**

**For:** Stuart McDonald (Chairperson), Michael Ryan, Chris Young and Paul Moulds AM

**Against:** Nil.

The closed session of the meeting here closed at 4:40p.m.

The open session of the meeting here opened at 4:41p.m. The Chairperson delivered the Cumberland Local Planning Panel's resolutions to the Public Gallery.

The meeting terminated at 4:45p.m.

Signed:



Stuart McDonald  
Chairperson



12 August 2019

Apology: Paul Moulds

Attendance: Monica Cologna, Karl Okorn, Esra Calim, Stuart McDonald, Chris Young, Mike Ryan.

Outcome:

The panel is open to further consideration of the principal put forward from Council officers regarding additional height in certain locations.

At this time however, the panel is concerned about unintended consequences of using Clause 4.6 relating to FSR and height for sites seeking to utilise the Design Excellence provisions. These include:

- The potential use of Clause 4.6 to justify additional FSR associated with any increase in height arising from the achievement of design excellence.
- The potential use of Clause 4.6 to achieve additional height over and above that available from the achievement of Design Excellence.
- The use of Clause 4.6 for additional height in lieu of Design Excellence provisions.

The panel therefore reaffirms its recommendation of 20 June 2019 meeting, however, is open to reconsideration of its recommendations subject to the following:

- Adequate statutory safe guards including but not limited to the potential restriction of the use of Clause 4.6.
- In the event the Council request the panel to give further consideration, the panel would request a further meeting/briefing regarding those additional provisions as well as consider each individual precinct in more detail to understand the capacity for additional height.

Stuart McDonald  
Chairse@ald  
12/8/19Chris Young  
Panel member

12.8.19

Michael Ryan  
Panel member

12.8.19

Item No: RES09/19-3

## **NOTICE OF RESCISSION - LIDCOMBE TOWN CENTRE - PLANNING CONTROLS STRATEGY**

Councillor/s: George Campbell, Paul Garrard and Ola Hamed  
File Number: S-5740-02

### **NOTICE OF RESCISSION**

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**Pursuant to Notice, Councillors Campbell, Garrard and Hamed move the following Resolution of Council 4/09/19 (Item C09/19-189) be rescinded:**

That Council:

1. Endorse the proposed changes to maximum height controls for Precincts 1, 2, 3, 4, 6, 8, 12 and 14 for the Lidcombe Town Centre, as outlined in Attachment 1, which are supported by the Cumberland Local Planning Panel.
2. Endorse the proposed changes to maximum building height and floor space ratio controls in Precincts 11, 13, 15 East and 17 for the Lidcombe Town Centre, as outlined in Attachment 2, which are supported by the Cumberland Local Planning Panel.
3. Endorse the proposed changes to maximum height, floor space ratio and land use zoning controls in Precincts 7, 10, 15 and 16 for the Lidcombe Town Centre, as outlined in Attachment 3, which are supported by the Cumberland Local Planning Panel.
4. Note that the above items will be included in the planning proposal for the new Cumberland Local Environmental Plan.

Signed:

Councillor George Campbell  
Councillor Paul Garrard  
Councillor Ola Hamed

### **ATTACHMENTS**

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1. C09/19-189 - Lidcombe Town Centre - Planning Controls Strategy [↓](#) 