



DEVELOPMENT COMMITTEE MINUTES

6 APRIL 2016

The matters contained in this document are determined by the Committee under the delegation of authority granted by resolution of Council at its meeting held on 26th September, 2012.

Council's resolution was subject to the decision of the Committee being unanimous or where one or another Councillor has requested that an item be referred to the full Council.

**Ms Lara Kirchner
GENERAL MANAGER**

5.15 PLANNING PROPOSAL NO.1/2016 - LAKES BUSINESS PARK(SOUTH PRECINCT) - 11-13 LORD STREET, BOTANY**File No:** S15/108-03

On the motion of Councillor Troy, seconded Councillor Mitchell

COUNCIL RESOLVED THAT:

- 1) A Planning Proposal for the site 11- 13 Lord Street Botany be prepared in accordance with Section 54 & 55 of the Environmental Planning & Assessment Act 1979 and the Environmental Planning and Assessment Regulation 2000 to amend the Botany Bay Local Environmental Plan 2013 to:
 - a) Rezone the site from B7 – Business Park to B4 – Mixed Use;
 - b) Amend the Height of Building Map from 22m to a range of heights from 11m to 23.5m; and
 - c) Amend the Floor Space Ratio Map to show the floor space ratio for the site to be from 1:1 to 2:1.
- 2)
 - a) The Planning Proposal be referred to Department of Planning and Environment for Gateway Determination in accordance with Section 56 of the Act;
 - b) Should a Gateway Determination be issued, Council will not exhibit the draft Planning Proposal until the Planning Agreement referred to in point 3) below has been executed by all parties to the Agreement and the Agreement is registered on the title of the site. The Department of Planning and Environment is to be advised of this.
- 3) The results of the Gateway Determination are to be reported to Council.
- 4)
 - a) Council agrees to enter into a Planning Agreement with the relevant Dexu entities, being Dexu Projects Pty Limited, Dexu Property Services Pty Limited, and the land owner, the Lakes Business Park (NSW) Pty Limited generally in accordance with the letter of offer dated 31 March 2016;
 - b) The General Manager be delegated to finalise the drafting of the Planning Agreement and the applicant (and parties to the Agreement) are to sign the Planning Agreement prior to Point 2 above being actioned;
 - c) The Agreement is to be placed on public exhibition for 28 days in accordance with the Environmental Planning & Assessment Act 1979 and the Environmental Planning and Assessment Regulation 2000; and
 - d) Should there be no submissions received on the draft Planning Agreement, the General Manager is to be authorised to enter into the Agreement on behalf of Council. If submissions are received, a further report is to be referred to Council.