

**MINUTES AND ADVICE OF THE
LIVERPOOL LOCAL PLANNING PANEL MEETING**

Monday 25th October 2021

Held Online Via MS Teams

Panel: Donna Rygate - Chair
Stuart McDonald - Expert
Matthew Taylor - Expert
Stephen Dobell-Brown - Community Representative

There were no conflicts of interest declared by any panel members in relation to any items on the agenda, noting Council did not provide site ownership details until after the meeting.

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ITEM No:	1
PROPOSAL NUMBER:	RZ-4/2021
SUBJECT:	<p>Planning proposal to:</p> <ul style="list-style-type: none"> - amend Schedule 5 of Liverpool Local Environmental Plan 2008 to include 122 Atkinson Street and 124 Moore Street, Liverpool. - remove the following items from Schedule 5 of Liverpool Local Environmental Plan 2008: <ul style="list-style-type: none"> • Two water tanks (RAAF receiving station site and former water supply to OTC staff), Badgerys Creek Rd, Bringelly • Former OTC Site Group, 225-245 Badgerys Creek Rd, Bringelly • Remnants of former sandstone cottage “Bernera”, 5-35 Yarrunga Rd, Prestons • Remnants of former farm homestead “Pemberton”, Greendale Rd, Greendale • Ingleburn village site and lecture hall building (Nissan huts), Campbelltown Rd, Ingleburn • Defence National Storage and Distribution Centre, Moorebank Ave, Moorebank
LOCATION:	<p>Amendment 1: 122 Atkinson Street LOT 52 DP 1090837</p> <p>Amendment 2: 124 Moore Street, Liverpool LOT 1 DP 198903</p> <p>Amendment 3: 215 Badgerys Creek Road, Bringelly LOT 10 DP 1235662</p> <p>Amendment 4: 225-245 Badgerys Creek Road, Bringelly LOT 1 DP 417901 and LOT 1 DP 109666</p> <p>Amendment 5: 5-35 Yarrunga Road, Prestons LOT 34 DP 2359 and LOT 33 DP 2359</p> <p>Amendment 6: 1510-1520 Greendale Road, Greendale LOT 11 DP 1169162</p> <p>Amendment 7: LOT 20 Campbelltown Road, Ingleburn LOT 2 DP 1220978</p> <p>Amendment 8: 400 Moorebank Avenue, Moorebank LOT 27 DP 1253673</p>

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OWNERS: (details advised by Council <u>after</u> the meeting)	Amendment 1: MR IHSAN SALIM SALEH ALKUHELI Amendment 2: THE SCOUT ASSOCIATION OF AUSTRALIA NEW SOUTH WALES Amendment 3: WESTERN PARKLAND CITY AUTHORITY Amendment 4: LEPPINGTON PASTORAL HOLDINGS PTY LTD Amendment 5: PERPETUAL CORPORATE TRUST LTD Amendment 6: MS L A T NGUYEN Amendment 7: AUSTRALAND RESIDENTIAL EDMONDSON PARK PTY LTD Amendment 8: THE TRUST COMPANY LIMITED
APPLICANT:	Liverpool City Council
AUTHOR:	Thomas Wheeler

ISSUES RELATED TO THE PLANNING PROPOSAL

The Panel's task was to provide advice in relation to a Planning Proposal to add two heritage items to Schedule 5 of Liverpool Council's LEP (a cottage and a former Scout Hall), and to de-list various items.

Council officers provided a report and various attachments, together with a verbal presentation, and responses to questions. There were no submissions and no registered speakers. The criteria for a public meeting were not met and the agenda papers were not published on Council's website.

Council did not notify site owners or give them the opportunity to register to speak. Council said it attempted to contact the Scout Association about the Scout Hall, but no responses were received. Council made no attempt to contact the owner of the cottage, however advised that previous contact was made with the real estate agent and vendor's solicitor involved in its recent sale. This lack of contact with owners was of concern to the Panel. Given its advisory rather than decision-making role in this meeting, however, the Panel sought and accepted legal advice that there was no impediment to it proceeding without the owners' participation.

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Council staff assured the Panel that owners and members of the public will have ample opportunity to comment on the proposals as part of further consideration by the Council (agendas and meeting papers are published in advance of meetings etc), and via formal exhibition.

Considering the ongoing substantial changes in the Liverpool LGA, the Panel considers it is important to acknowledge historic buildings of the kinds proposed, so as to demonstrate the evolution of Liverpool City. The importance of establishing a local listing first was also acknowledged in response to a suggestion the cottage might even have wider significance on a state level.

Council assured the Panel that the demolition or removal of items proposed for de-listing was undertaken by, for or under the authority of the state and federal governments and that due process was followed. Other reasons for de-listing included that the LEP does not apply or items are no longer extant.

There was also some discussion about the appropriateness of various descriptors used in the documentation provided to the Panel, for example the agenda paper referred to de-listing of “about 4 items” when there were actually six de-listings proposed, also whether the use of “Federation” may not be accurate, likewise “early 20th century”.

VOTING NUMBERS:

Panel in favour 4-0

ADVICE OF PANEL:

The Panel advises Council that it sees merit in the Planning Proposal proceeding, noting that the site owners must be engaged during the statutory process and the community be given the opportunity to comment, and also that descriptors in the documentation need to be checked for accuracy and amended where necessary.