

MINUTES

of the **City Planning & Environment Committee**
held in the Committee Room, Botany Town Hall
Corner of Edward Street and Botany Road, Botany
on **Wednesday 14 February 2024 at 6:30 PM**

Present

Councillor Jo Jansyn, Chairperson
Councillor Bill Saravinovski, Mayor (via audio-visual link until 7:44pm)
Councillor Heidi Lee Douglas
Councillor Liz Barlow
Councillor Christina Curry
Councillor Jennifer Muscat
Councillor Greta Werner

Also present

Councillor Ann Fardell
Councillor Scott Morrissey
Meredith Wallace, General Manager
Peter Barber, Director City Futures
Josh Ford, Coordinator Planning Policy
Robert McKinlay, Senior Urban Planner
Ana Trifunovska, Senior Urban Planner
Anh Hoang, Governance Officer
Gina Nobrega, Governance Officer
Wolfgang Gil, IT Service Management Officer

The Chairperson opened the meeting in the Committee Room, Botany Town Hall, at 6:36pm.

1 Acknowledgement of Country

The Chairperson affirmed that Bayside Council acknowledges the traditional custodians the Gadigal and Bidjigal people of the Eora nation, and pays respects to Elders past, present and emerging. The people of the Eora nation, their spirits and ancestors will always remain with our waterways and the land, our Mother Earth.

2 Apologies and Attendance via Audio Visual link

Apologies

There were no apologies received.

Attendance Via Audio Visual Link

Committee Recommendation (Councillor Douglas and Muscat)

That Councillor Saravinovski's attendance at tonight's meeting via audio-visual link be granted.

3 Disclosures of Interest

There were no disclosures of interest.

4 Minutes of Previous Meetings**4.1 Minutes of the City Planning & Environment Committee Meeting - 8 November 2023****Committee Recommendation** (Councillor Muscat and Douglas)

That the Minutes of the City Planning & Environment Committee meeting held on 8 November 2023 be noted.

4.2 Business Arising

There was no Business Arising.

The Committee notes that the Minutes of the City Planning & Environment Committee of Wednesday 8 November 2023 were received and the recommendations therein were adopted by the Council at its meeting of 22 November 2023.

5 Items by Exception

There were no Items by Exception.

6 Public Forum

Details associated with the presentations to the Council in relation to items on this agenda can be found in the individual items.

CPE24.001 Draft Submission on NSW Government's Transport Oriented Development Program

Written submissions were received from the following people:

- Ms Leonie Bunch, Affected Resident, FOR the Officer Recommendation
- Ms Natalie Fisher, Affected Resident, FOR the Officer Recommendation
- Mr Gibran Khouri, Affected Resident, FOR the Officer Recommendation

and were distributed to Councillors prior to the Committee Meeting.

The following people spoke at the meeting:

- Ms Leonie Bunch, Affected Resident, speaking FOR the Officer Recommendation

- Ms Natalie Fisher, Affected Resident, speaking FOR the Officer Recommendation (apology)

7 Reports

CPE24.001 Draft Submission on NSW Government's Transport Oriented Development Program

The following person spoke at the meeting:

- Ms Leonie Bunch, Affected Resident, speaking FOR the Officer Recommendation

Committee Recommendation (Councillors Barlow and Werner)

- 1 That Council endorses the draft submission to the NSW Department of Planning, Housing and Infrastructure in response to the targeted consultation on the Transport Orientated Development Program.
- 2 That feedback be provided to the Director City Futures by 5:00 pm on Tuesday, 20 February 2024 and that this feedback be included in the submission. A marked up version to also be provided to Councillors prior to the February meeting of Council.

CPE24.002 Proposed Local Planning Agreement - Cooks Cove Planning Proposal

Committee Recommendation (Councillors Saravinovski and Barlow)

- 1 That Council endorses the offer to enter into a Planning Agreement with Cooks Cove Inlet Pty Ltd for local infrastructure and development contributions resulting from the Cooks Cove Planning Proposal as detailed in this report.
- 2 That the final Draft Planning Agreement be publicly exhibited in accordance with legislative requirements.
- 3 That the General Manager and delegate(s) are authorised to negotiate and finalise all documentation necessary following the conclusion of the public exhibition period, taking into consideration any submissions.
- 4 That the final Planning Agreement be reported back to Council before execution.

Councillor Werner abstained from voting on this item.

CPE24.003 Western Sydney International Airport Flightpaths EIS - Draft Submission

Committee Recommendation (Councillors Barlow and Douglas)

That Council endorses the attached draft submission in relation to the exhibited *Environmental Impact Statement for Western Sydney International (Nancy-Bird Walton) Airport - Airspace and flight path design*.

CPE24.004 Draft Submission on Planning Proposal - 776 & 792-794 Botany Road and 33-37 Henry Kendall Crescent, Mascot (Land & Housing Corporation Site)**Committee Recommendation** (Councillors Muscat and Douglas)

That the draft submission (**Attachment 1**) in response to the Planning Proposal for 776 & 792-794 Botany Road and 33-37 Henry Kendall Crescent, Mascot be endorsed and formally submitted to the NSW Department of Planning, Housing and Infrastructure.

Councillor Werner abstained from voting on this item.

CPE24.005 Pre-Gateway Report: Draft Planning Proposal at Wentworth Avenue, Eastlakes (Land Occupied by Pedestrian Bridge)**Committee Recommendation** (Councillors Curry and Muscat)

- 1 That Council notes the advice of the Bayside Local Planning Panel;
- 2 That Council:
 - a) endorses the draft Planning Proposal for the inclusion of *Signage* as an Additional Permitted Use for the extent of land occupied by the pedestrian bridge over Wentworth Avenue, Eastlakes;
 - b) forwards the draft Planning Proposal and supporting documents to the Department of Planning, Housing and Infrastructure for a Gateway Determination with a request that Council be authorised as the Local Plan Making Authority (LPMA);
 - c) delegates authority to the General Manager to make any amendments to the Planning Proposal and supporting documents prior to public exhibition;
 - d) subject to receiving a Gateway determination from the Department of Planning, Housing and Infrastructure, and satisfying any conditions, proceeds to public exhibition for community and stakeholder input; and
 - e) considers a further report following the results of public exhibition to consider any submissions received, and any changes to the draft Planning Proposal arising from the exhibition process.

CPE24.006 Post Exhibition Report - Concept Design: Banksia/Arncliffe to Barton and Riverine Park Pedestrian and Cycle Link**Committee Recommendation** (Councillors Douglas and Werner)

- 1 That the exhibited design for the Arncliffe to Barton and Riverine Park Pedestrian and cycle links project is endorsed.
- 2 That the Banksia/Arncliffe to Barton and Riverine Park Pedestrian and cycle links project proceeds to the detail design phase.
- 3 That all contributors to the engagement process be advised of the Council's decision

and thanked for their submissions.

CPE24.007 Draft Submission to NSW Department of Planning and Environment - State Significant Development at 26-42 Eden Street & 161-179 Princes Highway, Arncliffe (SSD-11429726)

Committee Recommendation (Councillors Douglas and Muscat)

That Council endorses the draft submission in relation to Modification 3 for the State Significant Development Application (SSDA) for 26-42 Eden Street and 161-179 Princes Highway, Arncliffe.

CPE24.008 Post Exhibition Report - Planning Proposal for Housekeeping and Other Amendments to the Bayside LEP 2021

Committee Recommendation (Councillors Douglas and Curry)

- 1 That Council notes the submission received during exhibition of the Planning Proposal.
- 2 That Council proceeds with the Planning Proposal and forwards it to the Department of Planning, Housing and Infrastructure, as the Local Plan Making Authority, requesting that the LEP amendment be finalised.
- 3 That Council notes the Department of Planning, Housing and Infrastructure, as the Local Plan Making Authority, will determine whether the Planning Proposal will proceed, pursuant to Section 3.36 of the *Environmental Planning and Assessment Act 1979*.

CPE24.009 NSW Government Proposed Reforms to Outdoor Dining on Private Land and Live Music Venues

Committee Recommendation (Councillors Douglas and Curry)

That Council endorses the submission made on 15 November 2023 to the Department of Planning, Housing and Infrastructure in relation to the proposed reforms to Outdoor Dining on Private Land and Live Music Venues, noting that a number of the proposed reforms have already been finalised and implemented by the State Government.

The next meeting will be held in the Committee Room, Botany Town Hall, on Wednesday 13 March 2024.

The Chairperson closed the meeting at 8:40 pm.