

SER008-24 Domestic and Family Violence and its Impact within the Sutherland Shire Community
File Number: 2024/487144

Minute No: 167

RESOLVED UNANIMOUSLY: (Councillor Armstrong/Councillor Cowell)

THAT:

1. The report 'Domestic and Family Violence and its impact within the Sutherland Shire Community' be received and noted.
2. In line with the Community Development Strategy 2021-2031 Council continues to work in partnership with local community services to provide ongoing support to the community.
3. Council continue to implement website improvements on Domestic and Family Violence (including resources available) that provide support to community members, victims and organisations.

PROCEDURAL MOTION

Minute No: 168

RESOLVED UNANIMOUSLY: (Councillor Boyd/Councillor Provan)

To bring forward PLN020-24 as the next Item of business.

Having declared a conflict of interest, Councillor Steinwall left the Chamber at 9:25pm and did not participate in debate or voting on Item PLN020-24.

PLN020-24 Planning Proposal for 23 Kiora Road, 2-6 Willock Avenue Miranda
File Number: 2021/408293

Minute No: 169

RESOLVED UNANIMOUSLY: (Councillor Boyd/Councillor Awada)

THAT:

1. The report 'Planning Proposal for 23 Kiora Road, 2-6 Willock Avenue Miranda' be received and noted.
2. The Planning Proposal for 23 Kiora Road, 2-6 Willock Avenue Miranda be supported for referral to the Department of Planning, Housing and Infrastructure (DPHI) for Gateway Determination.
3. A draft site-specific Development Control Plan (DCP) be developed and prepared concurrently with the Planning Proposal to address key design issues for future development application stage.
4. In recognition of the proposed significant change to the planning controls and to deliver a high standard of design, the Planning Proposal be amended to include a draft Design Excellence Clause as follows:

6.X Design excellence

- (1) The objective of this clause is to ensure development to which this clause applies exhibits the highest standard of architectural and urban design that contributes to the natural, cultural, visual and built character values of Sutherland Shire.*
- (2) This clause applies to development involving the construction of a new building, or external alterations to an existing building, that will result in any development that—*
 - (a) is equal to or greater than 30m or 9 storeys in height, or*
 - (b) has a total lot size of 4,000 m² or more, or*
 - (c) is on land shown edged heavy black on the Design Excellence Map, or*
 - (d) includes an item listed in Schedule 5 Environmental Heritage and the estimated development cost is more than \$5 million*

Note—

In determining an application for a modification of a development consent granted under this clause, the consent authority must again take the requirements of this clause into consideration (see section 4.55 (3) of the Act).

- (3) Development consent must not be granted for development to which this clause applies unless the consent authority is satisfied that the development exhibits design excellence.*
- (4) In considering whether the development exhibits design excellence, the consent authority must be satisfied that the following criteria are met—*
 - (a) an exceptional standard of architectural design, materials and detailing appropriate to the building type and location will be achieved,*
 - (b) the form arrangement and design of the building will improve water and energy efficiency above the baseline requirements*
 - (c) the form, arrangement and external appearance of the development will significantly improve the quality and amenity of the public domain,*
 - (d) the development will not detrimentally impact view corridors and landmarks,*
 - (e) the requirements of any development control plan made by the Council and as in force at the commencement of this clause,*
 - (f) the development excels in all the following matters—*
 - (i) the suitability of the land for development,*
 - (ii) existing and proposed uses and use mix,*
 - (iii) heritage and archaeological issues and the constraints and opportunities of the streetscape,*
 - (iv) the relationship of the development with other development (existing or proposed) on the same site or on neighbouring sites in terms of separation, setbacks, amenity and urban form,*
 - (v) street frontage heights, bulk, massing and modulation of buildings,*
 - (vi) environmental impacts, including sustainable design, overshadowing and solar access, visual and acoustic privacy, noise, wind and reflectivity,*
 - (vii) the implementation of ecologically sustainable development principles,*

- (viii) *prioritisation of active transport infrastructure including the permeability of pedestrian networks,*
 - (ix) *the impact on, and any proposed improvements to, the public domain,*
 - (x) *achieving appropriate interfaces at ground level between the building and the public domain,*
 - (xi) *excellence and integration of landscape design.*
 - (g) *the development addresses the protection and enhancement of green infrastructure*
 - (h) *the development incorporates the transition to renewable energy*
 - (5) *Development consent must not be granted to the following development to which this clause applies unless a competitive design process has been held—*
 - (a) *development relating to a building that is, or will be, higher than 45m above ground level (existing), or*
 - (b) *development on a lot with a total area of 10,000m² or greater, or*
 - (c) *development with an estimated development cost of more than \$100 million, or*
 - (c) *development on land at—*
 - (i) *[address] [DP and lot]*
 - (ii) *XXX*
 - (d) *development for which the applicant has chosen to participate in a competitive design process.*
 - (6) *Subclause (5) does not apply if—*
 - (a) *the consent authority certifies in writing that a competitive design process is not required, and*
 - (b) *a design review panel reviews the development, and*
 - (c) *the consent authority takes into account the advice of the design review panel.*
 - (7) *In deciding whether to grant development consent to development referred to in subclause (5), the consent authority must take into account the results of the competitive design process.*
 - (8) *In this clause—*
 - competitive design process** *means a design competition held in accordance with the Design Competition Guidelines published by the Department in September 2023.*
 - design review panel** *means a panel of at least 3 persons established by the consent authority.*
 - green infrastructure** *means the network of green spaces, natural systems and semi-natural systems that support sustainable communities and includes waterways, bushland, tree canopy and green ground cover, parks and open spaces.*
- Council receive a further report on Guidelines for Design Excellence Review and Competitions, which will further prescribe how design excellence will be regulated and administered.

Councillor Steinwall returned to the Meeting at 9:32pm.