

ADVICE OF THE WAVERLEY LOCAL PLANNING PANEL

Planning Proposal PP-1/2024 - General LEP Update (PP-1/2024) including Display of Goods on Footpath Policy

Wednesday 28 February 2024

SCHEDULE 2, PART 5, ITEM 26 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (NSW)

Panel members:

Jacqueline Townsend (Chair)

Jan Murrell

Sandra Robinson

Allyson Small (Community Representative)

Report dated 28 February 2024 from the Urban Planning team.

Declarations of Interest

No panel members have declared a reasonably perceived conflict of interest for this item.

Briefing

The Panel were provided opportunity to review the Planning Proposal (PP) in advance of the meeting. The Panel was also briefed by Tim Sneesby (Manager Strategic Planner) during the meeting.

Following the briefing, the Panel discussed the PP and provided advice on the PP on 28 February 2024 under Schedule 2, Part 5, Item 26 of the Environmental Planning and Assessment Act 1979.

Reasons

The Panel has considered the information that was circulated to it by Council email prior to the meeting, which included:

- Council officer's WLPP Report
- Planning Proposal
- Draft Display of Goods on Footpath Policy

Resolution

For the reasons outlined in the Council officer's report, the Panel:

- Supports the recommendation for the Planning Proposal to proceed to Gateway Determination and public exhibition,
- Advises Council to consider amendments to the Draft Display of Goods on Footpath Policy to:
 - ensure that it is not too restrictive, in particular, review the 0.6m depth for goods displays to allow greater flexibility and ensure that the focus is on the outcome, being a clear path of travel of a certain width.
 - be consistent with the DCP controls for Footpath Dining,
 - Allow kerbside displays of goods as only permitted when there is a predominance of kerbside dining / displays and a clear path of travel is maintained, and
- Recommends Council to split the Planning Proposal into two, with amendments to Clause 4.4A in one Planning Proposal and the remaining amendments to be in another Planning

Proposal. This is to ensure that the amendment to Cl4.4A is expedited.

For the RESOLUTION: Townsend, Robinson, Small, Murrell

Against the RESOLUTION: Nil