

# RECORD OF DECISION

## THE SYDNEY EAST REGION PLANNING PANEL

### MEMBERS:

David Furlong  
Tim Moore  
Julie Savet Ward  
George Glinatsis  
Peter Fitzgerald

Acting Chair  
Panel Member  
Panel Member  
Panel Member  
Panel Member

The Panel considered the change to the minutes of the meeting held on Wednesday 17 August 2010 via emails and this is a record of the process and decision.

### ITEM 1 - **2010SYE02 Botany Bay DA 10/175 – Redevelopment of the existing sports field and amenities of David Phillips Field, Gwea Avenue, Daceyville**

The JRPP unanimously approved the application subject to the conditions as contained within the report prepared by Council's staff, with an additional deferred commencement condition as indicated below and for The Council to finalise the wording of the condition in conjunction with the applicant and prepare the required development consent

*The applicant and Council shall enter into a Voluntary Planning Agreement (VPA) under Section 93F of the Environmental Planning and Assessment Act, 1979 (as amended) for the following:*

- *the provision of sixty (60) car parking spaces and the construction of a new cycle way along the Banks Avenue road reserve;*
- *the installation of two (2) traffic calming devices in Banks Avenue; and*
- *the planting of trees in the public domain and the maintenance of those trees in accordance with the offers from the applicant in its correspondence to Council dated 29 July, 2010 and 17 August, 2010.*

*The draft agreement shall be exhibited and finalised in accordance with the provisions of Section 93F.*

Both Council and University of NSW have agreed on the condition for the VPA and the VPA has been prepared and signed by the UNSW.

Panel members confirmed their agreement to the comments via email between 14 September 2010 and 16 September 2010. All Panel members are in favour of the change.

### Resolved

That development application No 10/75 for the Redevelopment of the existing sports field and amenities of David Phillips Field, Gwea Avenue, Daceyville, be approved, subject to conditions in the minutes of the meeting of the 17 August 2010 and as amended by the post meeting decision:

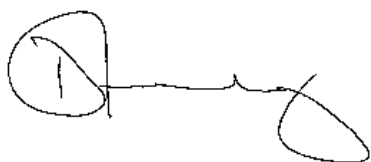
- (a) Prior to the Commencement of Construction the Applicant is to have signed a Voluntary Planning Agreement *under Section 93F of the Environmental Planning and Assessment Act, 1979 (as amended)* prepared by Council's Solicitors at the Applicants expense which includes the provision of public work/public infrastructure as following:

- *the provision of sixty (60) car parking spaces and the construction of a new cycle way along the Banks Avenue road reserve;*
- *the installation of two (2) traffic calming devices in Banks Avenue; and*
- *the planting of trees in the public domain and the maintenance of those trees*

*in accordance with the offers from the applicant in its correspondence to Council dated 29 July, 2010 and 17 August, 2010.*

- (b) Prior to the occupation of the approved facility the Voluntary Planning Agreement is to be exhibited, executed and registered in accordance with the provisions of Section 93F of the Environmental Planning and Assessment Act, 1979.

Endorsed by

A handwritten signature in black ink, appearing to read 'David Furlong', with a large circular flourish at the end.

David Furlong  
Acting Chair, Sydney East Region Planning Panel  
16 September 2010