

DATE OF DEFERRAL	Thursday, 16 March 2017
PANEL MEMBERS	Stuart McDonald (Chair), Clare Brown and Gabrielle Morrish
APOLOGIES	Edward Blakely, Paul Mitchell, Mary-Lynne Taylor, Paul Stein and Paul Moulds
DECLARATIONS OF INTEREST	None

Public meeting held at Auburn Civic Centre on Thursday, 16 March 2017, opened at 4:00 pm and closed at 5:05 pm.

MATTER DEFERRED

2015SYW068 – Cumberland – DA110/2015 AT Lot 8 Main Avenue, Lidcombe

VERBAL SUBMISSIONS




- On behalf of the applicant – Simon Magri and Garth McKenzie

REASONS FOR DEFERRAL

1. The Panel resolved to defer the matter for further information to be provided:
 - i. Written legal advice from the applicant regarding the reliance on Clause 5.10 of Auburn Local Environment Plan 2010 (LEP), and in particular whether the building is a heritage item for the purposes of the LEP. The advice is to be provided to the Council for its legal review and in turn the Council will provide this information to the Panel.
 - ii. In the event that advice sought in item (i) above confirms that the building is a heritage item and the development is permissible under Clause 5.10 of the LEP, the applicant be invited to submit amended plans that:
 - a) increase the separation distance between Building 72 and Building 73 and Building A, and Building 74 and Building B, to improve the aural and visual privacy between all buildings as well as the spatial qualities between buildings.
 - b) relocate the balconies of the southern units A2.4 and above and B2.1 and above to improve the separation and privacy of the balconies between these units; and
 - c) redesign the determination of the tops of Buildings A and B to achieve a more sympathetic response to the heritage buildings.
2. The Panel requests that the legal advice and further report from Council is provided electronically within 28 days.
3. In the event that the advice is positive in confirming permissibility then the applicant is requested to submit the amended drawings within a further 21 days to the Council and Heritage Office.
4. Following comments from the Heritage Office the Council provide a further report to the Panel, that may be able to be considered by the Panel electronically.
5. In the event that the advice to the Panel is negative regarding permissibility, then the matter is to be reported to a publicly convened meeting of the Panel as soon as possible.

The Panel noted that the assessment report was based on the Revision B drawings and the Panel considered these same drawings at the meeting.

The decision to defer the matter was unanimous. The Panel adjourned during the meeting to deliberate on the matter and formulate a resolution.

PANEL MEMBERS	
 Stuart McDonald (Chair)	 Clare Brown
 Gabrielle Morrish	