

DATE OF DEFERRAL	28 July 2022
DATE OF PANEL MEETING	28 July 2022
PANEL MEMBERS	Carl Scully (Chair), Jan Murrell, Chris Wilson, Joanne McCafferty
APOLOGIES	Rafaela Pandolfini

Meeting held by teleconference on 28 July 2022, opened at 4.:15pm and closed at 4.50pm.
Papers circulated electronically on 18 July 2022.

MATTER DEFERRED

PPSSEC-193 - Randwick City Council - DA/288/2020/B – S4.56 Modification Application to amend the development consent granted by the NSW Land and Environment Court., (as described in Schedule 1).

REASONS FOR DEFERRAL





The Panel agreed to defer the determination of the matter until 18 August 2022 to give the applicant the opportunity to provide amendments to the architectural presentation of the building, in particular from the public domain of the western and northern elevations. The Panel in its determination must have regard to the reasons stated for the original approval and the Section 34 Agreement carefully considered the urban design and the plans were amended as a consequence. The Panel notes the Court in the judgment also referred to cl.6.7 of the RLEP which requires that 'the development must exhibit design excellence' to benefit from the additional height, and that this requirement was satisfied by the approved plans.

To provide greater certainty in the built form outcome for this prominent corner site, the Panel also seeks that the final selection of materials, finishes and colours be provided by the applicant to Council prior to the determination of this modification.

The applicant agreed that this information would be available to Council within the next week and this will allow Council to seek expert comments on the urban design elevation presentations and provide a supplementary report to the panel.

When this information has been received, the Panel will determine the matter electronically. The Panel expects an addendum assessment report from Council responding to the material and the matters raised above for a determination to be made on 18 August 2022.

The decision to defer the matter was unanimous.

PANEL MEMBERS	
 Carl Scully (Chair)	 Jan Murrell
 Chris Wilson	 Joanne McCafferty

SCHEDULE 1		
1	PANEL REF – LGA – DA NO.	PPSSEC-193 - Randwick City Council - DA/288/2020/B
2	PROPOSED DEVELOPMENT	S4.56 Modification Application of approved development to amend the development consent granted by the NSW Land and Environment Court, where the development will remain substantially the same as the development that was originally approved.
3	STREET ADDRESS	<ul style="list-style-type: none"> • 182-184 Anzac Parade, Kensington - Lot 1 DP 331408 • 186-188 Anzac Parade, Kensington - Lot 2 DP 331408 • 190 Anzac Parade, Kensington - Lot 1 DP 130297 • 157 Todman Avenue, Kensington - SP 45348
4	APPLICANT/OWNER	Perpetual Trustee Company Limited as trustee of the Anzac Parade Trust
5	TYPE OF REGIONAL DEVELOPMENT	Section 4.56 Modification Application
6	RELEVANT MANDATORY CONSIDERATIONS	<ul style="list-style-type: none"> • Environmental planning instruments: <ul style="list-style-type: none"> ○ State Environmental Planning Policy (State and Regional Development) 2011. ○ State Environmental Planning Policy (Planning Systems) 2021. ○ Randwick Local Environmental Plan 2012. • Draft environmental planning instruments: Nil • Development control plans: <ul style="list-style-type: none"> ○ Randwick Development Control Plan. • Planning agreements: Nil • Provisions of the <i>Environmental Planning and Assessment Regulation 2000</i> • Coastal zone management plan: Nil • The likely impacts of the development, including environmental impacts on the natural and built environment and social and economic impacts in the locality • The suitability of the site for the development • Any submissions made in accordance with the <i>Environmental Planning and Assessment Act 1979</i> or regulations • The public interest, including the principles of ecologically sustainable development
7	MATERIAL CONSIDERED BY THE PANEL	<ul style="list-style-type: none"> • Council Assessment Report: 15 July 2022 • Written submissions during public exhibition: 6 • Total number of unique submissions received by way of objection: 6
8	MEETINGS, BRIEFINGS AND SITE INSPECTIONS BY THE PANEL	<ul style="list-style-type: none"> • Briefing: 12 May 2022 <ul style="list-style-type: none"> ○ <u>Panel members</u>: Carl Scully (Chair), Jan Murrell, Chris Wilson, Joanne McCafferty, Rafaela Pandolfini ○ <u>Council assessment staff</u>: Angela Manahan and Scott Cox ○ <u>Applicant</u>: Cameron Gray, Zach Kwong, Rido Pin, Stephanie Wu, Adam. • Final briefing to discuss council's recommendation: 28 July 2022 <ul style="list-style-type: none"> ○ <u>Panel members</u>: Carl Scully (Chair), Jan Murrell, Chris Wilson, Joanne McCafferty. ○ <u>Council assessment staff</u>: Angela Manahan ○ <u>Applicant representatives</u>: Cameron Gray, Andrew Cowan, Adam Rogic and Jonathan Combley
9	COUNCIL RECOMMENDATION	Approval
10	DRAFT CONDITIONS	Attached to the Council Assessment Report