



Minutes

Planning and Strategy Committee

Held at Council Chambers, 1 Belgrave Street Manly on:

Monday 1 March 2010

All minutes are subject to confirmation at a subsequent meeting.

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TO THE MAYOR AND COUNCILLORS OF THE COUNCIL:

The Planning and Strategy Committee, having met at 7.45pm on Monday 1 March 2010, in the Council Chambers, Town Hall, Manly, to consider the various matters referred to it, now reports the decisions reached made which are stated hereunder.

PRESENT

Her Worship, The Mayor, Councillor Jean Hay AM
Councillor A Heasman
Councillor B Aird
Councillor H Burns
Councillor L Elder
Councillor C Griffin
Councillor A Le Surf, Deputy Chairperson
Councillor R Morrison, who presided
Councillor D Murphy, Deputy Mayor
Councillor M Norek
Councillor C Whitting

ALSO PRESENT

Henry Wong, General Manager
Stephen Clements, Deputy General Manager, Executive Manager, Environmental Services
Ross Fleming, Divisional Manager, Corporate Services
Christine Bone, Minute Taker

APOLOGIES

Apologies were tendered on behalf of Councillor Dr P Macdonald, for non-attendance.

MOTION (Burns / Hay)

That the apology received from Councillor Dr P Macdonald, be accepted and leave be granted.

PS19/10 RESOLVED: (Burns / Hay)

That the apology received from Councillor Dr P Macdonald, be accepted and leave be granted.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, LeSurf, Morrison, Norek,
Griffin, Aird and Burns

Against the Resolution: Nil.

Councillor Murphy was not in the Chamber when the voting took place.

DECLARATIONS OF PECUNIARY INTEREST / CONFLICT OF INTEREST

Nil.

CONFIRMATION OF MINUTES**MOTION (Heasman / Whitting)**

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 01 February 2010, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

PS20/10 RESOLVED: (Heasman / Whitting)

That copies of the Minutes of the Planning and Strategy Committee held on Monday, 01 February 2010, having been furnished to each member of the Council, such Minutes be taken as read and confirmed as a true record of proceedings of such meeting.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, LeSurf, Morrison, Norek, Griffin, Aird and Burns

Against the Resolution: Nil.

Councillor Murphy was not in the Chamber when the voting took place.

REPORTS OF COMMITTEES

Report Of Committees Report No. 5

Minutes for Adoption by Council - Special Purpose Committees - without recommendations of a substantial nature

The minutes of the following Special Purpose Committee meetings are tabled at this meeting.

Minutes of Meetings for adoption without recommendations of a substantial nature.

- i) Heritage Committee – 3 February 2010
- ii) Traffic Committee – 8 February 2010

MOTION (Hay / LeSurf)

That the **Minutes of the following Special Purpose Committee Meetings be adopted:**

- i) Heritage Committee – 3 February 2010
- ii) Traffic Committee – 8 February 2010

PS21/10 RESOLVED: (Hay / LeSurf)

That the **Minutes of the following Special Purpose Committee Meetings be adopted:**

- i) Heritage Committee – 3 February 2010
- ii) Traffic Committee – 8 February 2010

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird and Burns

Against the Resolution: Nil.

Report Of Committees Report No. 6

Minutes for adoption by Council - Landscape Management and Urban Design Committee - 16 December 2009

This report was dealt with at the Landscape Management and Urban Design meeting of 16th December 2009 and was listed as a Recommendation in those minutes. This item is hereby submitted to the Planning & Strategy Meeting for formal adoption by Council.

1. ITEM 5 TRAMWAY PLAZA

Council's Landscape Architect presented the revised Landscape concept plan for Tramway Plaza worked up in response to the LMUD feedback from the last meeting.

The following points were made by the Committee:

1. The precast paving units should be reinstated in place of the now proposed exposed aggregate concrete finish.
2. Allow for cafe seating to be incorporated at a possible future time.
3. A comment was made that all design projects should be out-sourced and completed by external landscape architectural practices. The designs should be put to public competition and the best chosen on the reputation of the landscape architecture practices involved.
4. Artist impression sketches of the design were requested, and will be presented at the next meeting.

MOTION (Aird / Heasman)

1. ITEM 5 TRAMWAY PLAZA

THAT staff proceed to the final design stage, noting the comments of the Committee.

PS22/10 **RESOLVED: (Aird / Heasman)**

1. ITEM 5 TRAMWAY PLAZA

THAT staff proceed to the final design stage, noting the comments of the Committee.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird and Burns

Against the Resolution: Nil.

Report Of Committees Report No. 7

Minutes for adoption by Council - Harbour Foreshore & Coastline Management Committee - 9 February 2010

These reports were dealt with at the Harbour Foreshore and Coastline Management Committee meeting of 9 February 2010 and were listed as a Recommendation in those minutes. These items are hereby submitted to the Planning and Strategy Meeting for formal adoption by Council.

Report 1

ITEM 5 REPORT – UPDATES ON DREDGING CLONTARF SWIMMING ENCLOSURE

Clontarf swimming enclosure is a popular recreational facility both for local residents and visitors.

At present, there is so much sand that the pool has become unusable at low tide.

Clontarf Precinct has requested that at least maintenance dredging occur, pending implementation of the extension of Clontarf Swimming Enclosure previously adopted by the Manly Harbour Foreshore and Coastline Management Committee and then Council earlier last year.

At the Ordinary meeting dated 14 December 2009, staff suggested that in the short term the pool be dredged of approx 3,360 tonnes of sand and in the medium to long term the enclosure be extended some 5 metres further into the water.

During the meeting, Council resolved to:

1. Proceed to undertake a Review of Environmental Factors relating to the dredging of the Clontarf swimming enclosure; and
2. Call Tenders once all the necessary permits are obtained from the relevant agencies.

The Committee was provided with the following tentative timeline and was updated on the status of works:

Consultant's Brief – End January 2010 (Completed)
Seeking Quotations – End of February 2010 (Completed)
Budget bid (under General Revenue) – Feb-Jun 2010 (Budget bid submitted)
Issue Contract – March 2010
Design, REF and permits – May 2010
Dredging of Clontarf pool – August 2010

MOTION (Heasman / Burns)

ITEM 5 REPORT – UPDATES ON DREDGING CLONTARF SWIMMING ENCLOSURE

That:

- i) The timeline discussed is strictly followed.
- ii) Adequate signage is installed in and around the Clontarf pool.

PS23/10 **RESOLVED: (Heasman / Burns)**

ITEM 5 REPORT – UPDATES ON DREDGING CLONTARF SWIMMING ENCLOSURE

That:

- i) The timeline discussed is strictly followed.
- ii) Adequate signage is installed in and around the Clontarf pool.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird and Burns

Against the Resolution: Nil.

Report 2

ITEM 6.2 GENERAL BUSINESS - Cabbage Tree Bay Aquatic Reserve Working Group (DECCW) – Nominations

The Committee was informed that DECCW has convened a meeting of the Cabbage Tree Bay Aquatic Reserve Working Group on 15 February 2010. It is proposed that Councillors Adele

Heasman and Dr. Peter Macdonald are the nominated Councillor representatives on the Cabbage Tree Bay Aquatic Reserve Working Group convened by the NSW Department of Climate Change, Environment and Water (DECCW). Only two meetings are scheduled before the Working Group is abolished.

MOTION (Hay / Aird)

ITEM 6.2 GENERAL BUSINESS - Cabbage Tree Bay Aquatic Reserve Working Group (DECCW) – Nominations

THAT Councillors Adele Heasman and Dr. Peter Macdonald are the nominated Councillor representatives on the Cabbage Tree Bay Aquatic Reserve Working Group convened by the NSW Department of Climate Change, Environment and Water (DECCW).

PS24/10 **RESOLVED: (Hay / Aird)**

ITEM 6.2 GENERAL BUSINESS - Cabbage Tree Bay Aquatic Reserve Working Group (DECCW) – Nominations

THAT Councillors Adele Heasman and Dr. Peter Macdonald are the nominated Councillor representatives on the Cabbage Tree Bay Aquatic Reserve Working Group convened by the NSW Department of Climate Change, Environment and Water (DECCW).

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird and Burns

Against the Resolution: Nil.

PLANNING AND STRATEGY DIVISION

Planning And Strategy Division Report No. 5

MV Baragoola Ferry – former State Heritage Register listed item.

SUMMARY

The purpose of this report is to advise Council on the recent delisting of the former Ferry the MV Baragoola from the NSW State Heritage Register by the Heritage Council and Minister for Planning, and report on the previous resolution of Council regarding this matter.

MOTION (LeSurf / Hay)

That Council:

1. Receive and note the report.
2. Take no further action regarding the listing of the MV Baragoola as an item of local environmental heritage in the Manly LEP; and
3. Write to the relevant minister and ask him to address “minimum standards of maintenance” for moveable heritage items to prevent them from falling into a state of disrepair.

AMENDMENT (Aird / Burns)

THAT the matter be deferred for the Baragoola Preservation Association Inc. to provide an informed report to Council at the next Ordinary Meeting on 8 March 2010.

For the Amendment: Councillors Elder, Heasman, Whitting, Murphy, Morrison, Norek, Griffin, Aird and Burns
Against the Amendment: Councillors Hay and LeSurf

PS25/10 **RESOLVED: (Aird / Burns)**

THAT the matter be deferred for the Baragoola Preservation Association Inc. to provide an informed report to Council at the next Ordinary Meeting on 8 March 2010.

For the Resolution: Councillors Elder, Heasman, Whitting, Murphy, Morrison, Norek, Griffin, Aird and Burns
Against the Resolution: Councillors Hay and LeSurf

The **Amendment** became the **Motion** and was put and declared **Carried**.

Planning And Strategy Division Report No. 6

Adoption of the North Harbour Coastline Management Plan

SUMMARY

At Council's Planning And Strategy Committee meeting of 7 September 2009, Council resolved [PS28/08] to place the draft North Harbour Coastline Management Plan (CMP), along with the supporting document, North Harbour Coastline Management Study, on public exhibition.

The documents were publicly exhibited at five locations from 21 September to 20 November 2009. During this period, a field day was also organised on 24 October 2009 to obtain direct community feedback on the plan. A total of 27 submissions were received.

The Harbour Foreshores and Coastline Management Committee, at its meeting on 8 December 2009, reviewed all submissions and staff responses. The Committee resolved to add one new management option and amend titles of three other options. These changes have now been incorporated. The Committee recommends that Council adopt the North Harbour Coastline Management Plan.

MOTION (Griffin / Elder)

THAT Council adopt the North Harbour Coastline Management Plan.

PS26/10 **RESOLVED: (Griffin / Elder)**

THAT Council adopt the North Harbour Coastline Management Plan.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird and Burns
Against the Resolution: Nil.

Planning And Strategy Division Report No. 7

Public Exhibition of the Sandy Bay Landscape Masterplan

SUMMARY

Manly Council has produced the Sandy Bay Landscape Masterplan following extensive community

and stakeholder consultation. The plan has been developed in line with the proposed management option proposed in the Council adopted Clontarf Bantry Bay Estuary Management Plan.

The Harbour Foreshores & Coastline Management Committee has, at its meeting on 8 December 2009, endorsed the final design of the Sandy Bay Landscape Masterplan and recommended council to allow public exhibition.

MOTION (LeSurf / Burns)

That this matter be deferred to the next Landscape Management and Urban Design Committee and Access Committee meeting to discuss the draft Sandy Bay Landscape Masterplan and that a further report be presented to the Harbour Foreshore & Coastline Management Committee.

PS27/10 **RESOLVED: (LeSurf / Burns)**

That this matter be deferred to the next Landscape Management and Urban Design Committee and Access Committee meeting to discuss the draft Sandy Bay Landscape Masterplan and that a further report be presented to the Harbour Foreshore & Coastline Management Committee.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird and Burns

Against the Resolution: Nil.

ENVIRONMENTAL SERVICES DIVISION

Environmental Services Division Report No. 5

Development Applications Being Processed During March 2010

SUMMARY

A LIST OF CURRENT DEVELOPMENT APPLICATIONS BEING PROCESSED DURING MARCH 2010.

MOTION (Hay / Burns)

THAT the information be noted.

PS28/10 **RESOLVED: (Hay / Burns)**

THAT the information be noted.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, LeSurf, Morrison, Norek, Griffin, Aird and Burns

Against the Resolution: Nil.

Councillor Murphy was not in the Chamber when the voting took place.

Environmental Services Division Report No. 6

Appeals Relating to Development Applications During March 2010

SUMMARY

LIST OF CURRENT APPEALS RELATING TO DEVELOPMENT APPLICATIONS DURING

MARCH 2010.

MOTION (Hay / LeSurf)

THAT the information be noted.

PS29/10 **RESOLVED: (Hay / LeSurf)**

THAT the information be noted.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird and Burns

Against the Resolution: Nil.

CONFIDENTIAL COMMITTEE OF THE WHOLE

Corporate Services Division Report No. 6

Legal Matter

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

Planning And Strategy Division Report No. 8

Endorsement for Public Exhibition of the Department of Environment Climate Change and Water's Draft Recovery Plan for the Endangered North Head Population of Long-nosed Bandicoots (Perameles Nasuta)

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

CLOSED SESSION

MOTION (Burns / Griffin)

That the meeting move into Closed Session to consider the above items.

The Chairperson, Councillor Morrison asked if any members of the public gallery objected to the matters being heard in Closed Session.

It is noted that no representations were received from the public gallery.

PS30/10 **RESOLVED: (Burns / Griffin)**

That the meeting move into Closed Session to consider the above items.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird and Burns
Against the Resolution: Nil.

OPEN COUNCIL RESUMED

Upon resuming into Open Council, the General Manager advised the meeting of the decisions made in Closed Session.

Corporate Services Division Report No. 6

Legal Matter

PS31/10 **RESOLVED: (Morrison / Norek)**

THAT the matter proceed as per the discussion in the Closed session.

For the Resolution: Councillors Whitting, Morrison, Norek, Griffin, Aird and Burns
Against the Resolution: Councillors Hay, Elder, Heasman, Murphy and LeSurf

Planning And Strategy Division Report No. 8

Endorsement for Public Exhibition of the Department of Environment Climate Change and Water's Draft Recovery Plan for the Endangered North Head Population of Long-nosed Bandicoots (Perameles Nasuta)

PS32/10 **RESOLVED: (Griffin / Elder)**

THAT the matter proceed as per the discussion in the Closed session.

For the Resolution: Councillors Hay, Elder, Heasman, Whitting, Murphy, LeSurf, Morrison, Norek, Griffin, Aird and Burns
Against the Resolution: Nil.

CLOSE

The meeting closed at 9.56pm.

The above minutes were confirmed at a **Planning and Strategy Committee** of Manly Council held on 19 April 2010.

CHAIRPERSON

***** **END OF MINUTES** *****