

CITY OF PARRAMATTA COUNCIL REGISTER OF VOTING ON PLANNING DECISIONS AT COUNCIL & LOCAL PLANNING PANEL MEETINGS IN 2021 SECTION 375A LOCAL GOVERNMENT ACT 1993

COUNCIL – COUNCIL MEETING **LPP** – LOCAL PLANNING PANEL

					Voting	
Meeting	Item	DA/Ref No	Address/Subject	Resolution	For	Against
Date LPP 19 Jan 2021	No 5.2	DA/613/2019	200 Ray Road, EPPING NSW 2121	Pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979, that the Parramatta Local Planning Panel refuse development consent to DA/613/2019 for the following reasons: Flooding	Helen Deegan, Richard Thorp, Anne Smith	David Lloyd QC (Chair)
				 In accordance with Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979, the proposal does not satisfy Clause 6.3 Flood planning of the Hornsby Local Environmental Plan 2013; In accordance with Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979 the proposal fails to comply with Section 1C.3.2 – Flooding under the Hornsby DCP 2013; In accordance with Section 4.15(1)(a)(c) of the Environmental Planning and Assessment Act 1979 the proposal fails to comply with the City of Parramatta Local Floodplain Risk Management Policy and NSW Floodplain Development Manual. 		
				4. Having regard to the matters raised above the proposal is not in the public interest.		

The application has not suitably demonstrated that the proposed	
development can be appropriately	
drained.	
LPP 19 5.3 DA/754/2019 521 Victoria Road, Ermington (a) That Parramatta Local Planning Panel David Lloyd QC (Chair), Helen	Nil
Jan 2021 support the variation to Clause 4.3 of Deegan, Richard Thorp, Anne	
Parramatta Local Environmental Plan Smith 2011 under the provisions of Clause 4.6	
for the reasons set out in paragraph 2 of	
the reasons for decision.	
(b) Pursuant to Section 4.16 of the	
Environmental Planning and Assessment	
Act, 1979, that Parramatta Local Planning Panel grant development consent to	
DA/754/2019 for a period of five (5) years	
within which physical commencement is to	
occur from the date on the Notice of Determination, subject to conditions of	
consent amended as follows:	
- Deletion of Condition No. 12;	
- Addition of new Condition No. 12 to	
read:	
12. Prior to the issue of the	
Construction Certificate, the	
applicant is to enter into discussion with Council's	
Civil Assets Team and	
Council's Open Space & Natural Area Team to	
determine the details	
required for upgrade of the	
adjoining Council Carpark. Upgrades shall incorporate	
additional landscaping and	
tree planting, the closure of	
the northern car park access at River Road and	
the construction of a	

				combined entry and exit driveway at the existing southern access.		
				Reason: To improve the safety, visual quality and amenity of the carpark at the cost of the developer		
				- Amendment to Condition No. 59 to read:		
				59. Prior to the issue of the Occupation Certificate, the upgrade works discussed between the developer and Council to the adjoining Council carpark are to be completed to the satisfaction of Council's Civil Assets Team and Council's Open Space & Natural Area Team.		
				Reason: To improve the safety, visual quality and amenity of the carpark at the cost of the developer		
				- Deletion of Condition No. 74.		
				The Panel decision was unanimous.		
LPP 19 Jan 2021	5.4	DA/171/1997/A	1 Villiers Street, PARRAMATTA NSW 2150	Pursuant to Section 4.55(2) of the Environmental Planning and Assessment Act, 1979:	David Lloyd QC (Chair), Helen Deegan, Richard Thorp, Anne Smith	Nil
				(a) That the Parramatta Local Planning Panel (PLPP), excising the functions of Council as consent authority approve development consent to DA/171/1997/A for an increase to the floor area of the rear building and building identification signage pertaining to the rear office premise, subject to an amendment to the conditions of consent as follows:		

- Deletion of Condition No. PF0029. (b) That submitters are advised of the	
decision.	
decision.	
The Panel decision was unanimous.	
The Fallst absolute was all all minerals.	
COUNCIL 17.2 F2018/03032 Epping Town Centre (a) That Council delegates authority to the Councillors Dwyer, Issa, Jefferies,	Councillors Barrak, Bradley,
8 Feb Chief Executive Officer to prepare a Tyrrell, Wearne, Wilson and Zaiter	Davis, Esber, Garrard,
planning proposal which seeks the	Pandey and Prociv
following amendments to Parramatta	•
Local Environmental Plan 2011 and casting vote of the Deputy Lord	
Hornsby Local Environmental Plan 2013 Mayor Clr Garrad	
applying to all land in the B2 Local Centre	
zone in the Epping Town Centre, with the	
exception of 6-14 and 18A Bridge Street	
and 24-30 High Street, relating to Option 3	
detailed in this report that:	
i. Introduces new clauses which:	
Mandate a minimum	
amount of non-residential	
uses to be provided on the	
ground, first and second	
floors of any building facing	
a street of up to a maximum	
of 1:1 floor space ratio	
(FSR) of non-residential	
floorspace in addition to the mapped maximum floor	
space ratio. The clause	
space ratio. The clause shall also indicate that the	
FSR of residential	
development permitted on	
the site should not increase	
as a result of this	
requirement.	
Allow for an increase in	
maximum height of	
buildings from 48 metres in	
some parts of Epping and	
72 metres in some parts of	
Epping up to 80 metres	
(approx. 24 storeys) where	

		sites have a mapped FSR
		of 4.5:1 and from 72 metres
		up to 90 metres (approx. 28
		storeys) where sites have a
		mapped FSR of 6:1, only
		where developments
		provide a minimum amount
		of non-residential uses of
		ground, first and second
		floors of any building facing
		a street.
		Ensure any change of use
		proposed on the first three
		levels would not allow
		residential uses.
		Apply an exception to that
		part of a building that faces
		a service lane or is required
		for entrances and lobbies,
		access for fire services or
		vehicular access associated
		or servicing residential
		accommodation above.
		ii. Introduces a requirement that the
		proposed controls of the Planning
		Proposal apply to development
		applications determined once a
		Gateway Determination has been
		issued for this Planning Proposal.
		(1) THE OFF THE OFF THE
	(b	
		the Planning Proposal to the Department
		of Planning, Industry and Environment
		(DPIE) to request the issuing of a
		Gateway Determination on behalf of
		Council.
		(c) That Council delegate authority to the
	(c)	Chief Executive Officer to prepare
		amendments to the relevant sections of
		the Parramatta Development Control Plan
		2011 and Hornsby Development Control
		Plan 2013 to support the Planning
1		Fig. 2010 to Support the Figure 1

	Proposal relating to the following design controls, and place these on public exhibition with the Planning Proposal: i. podium height controls; ii. minimum floorplate dimensions; iii. floor to ceiling heights for non-residential uses; iv. location of services; and v. building and podium setback controls.
	(d) That Council advises the DPIE that the Chief Executive Officer will be exercising the plan-making delegations for this Planning Proposal as authorised by Council on 26 November 2012.
	(e) That Council delegate authority to the Chief Executive Officer to correct any minor anomalies of a non-policy and administrative nature that may arise during the plan-making process.
	(f) That within 5 years of the planning controls being made as an LEP amendment, that a review be undertaken of the effectiveness of the controls relating to the mandatory provision of a minimum level of commercial floorspace in the B2 Local Centre zone within the Epping Town Centre and any associated recommendations and this review be reported to Council.
	(g) That Council continue to work with the State Government to resolve traffic issues in Epping.
	(h) Further that, Council note the Local Planning Panel's advice to Council at its meeting of 15 December 2020 is in support of the Planning Proposal, which is consistent with the Council Officer's recommendation in this report.

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COUNCIL 8 Feb 2021	17.3	F2018/03031	Post Exhibition - Planning Proposal to 'Switch Off' Clause 4.6 Variation as it applies to FSR for sites within the Epping Town Centre	(a)	That Council receives and notes the summary of submissions made during the public exhibition of the Planning Proposal – Amendments to Clause 4.6 of Epping Town Centre at Attachment 1. That Council endorse for finalisation the Planning Proposal (at Attachment 2) to amend Clause 4.6 in the Parramatta Local Environmental Plan 2011 and Hornsby Local Environmental Plan 2013 by disabling the use of Clause 4.6 variations in relation to floor space ratio controls for the following types of development in the Epping Town Centre: i. In Parramatta LEP 2011 - residential accommodation and tourist and visitor accommodation, or a mixed use development that includes these	Councillors Bradley, Davis, Dwyer, Esber, Garrard, Issa, Jefferies, Pandey, Tyrrell, Wearne and Zaiter	Councillors Barrak, Prociv and Wilson
					uses within Zone B2 Local Centre, or residential accommodation in Zone R4 High Density Residential; and ii. In Hornsby LEP 2013 - residential accommodation and tourist and visitor accommodation, or a mixed use development that includes these uses within Zone B2 Local Centre.		
				(c)	That Council submit the Planning Proposal to the Department of Planning, Industry and Environment (DPIE) requesting its finalisation, noting that Council does not have plan-making delegation for this Planning Proposal.		
				(d)	That Council authorises the CEO to correct any minor policy inconsistencies and any anomalies that are of an administrative nature relating to the		

LPP 16 Feb 2021	5.1	DA/364/2020	23-25 Balmoral Road, Northmead	(e) (a) (b)	Planning Proposal that may arise during the finalisation process. Further, that Council note that the Parramatta Local Planning Panel's advice to Council (Attachment 3) is consistent with the recommendations of this report. That pursuant to Section 4.15 of the Environmental Planning and Assessment Act, 1979, that the Parramatta Local Planning Panel, exercising the functions of Council, refuse the application DA/364/2020 for tree removal, lot consolidation, demolition and construction of a 92 place centre-based child care facility with basement parking on land at 23-25 Balmoral Road, Northmead, for the following reasons: 1. Basement car parking plans are unsatisfactory as there is insufficient capacity to allow cars entering and to be able to turn around in a 3-point-turn so that vehicles can leave in a forward direction, particularly when car parking spaces are already occupied (critical given level of competition for 15 car spaces provided for 92 childcare places). 2. Street parking is generally parked out, thereby limiting availability of kerbside parking for drop off and pickup. Further, that objectors be advised of the Panel's decision.	David Lloyd QC (Chair), Bob Hussey, Alf Lester, Maree Turner	Nil
LPP 16 Feb 2021	5.2	DA/594/2020	No 65 Boronia Avenue, Epping	(a)	That pursuant to Section 4.16(3) of the Environmental Planning and Assessment Act 1979, the Parramatta Local Planning Panel, exercising the functions of Council,	David Lloyd QC (Chair), Bob Hussey, Alf Lester, Maree Turner	Nil

						
				issue a deferred commencement consent to DA/594/2020 for demolition of existing structures and construction of a detached dual occupancy with Torrens Title Subdivision on land at 65 Boronia Avenue, Epping NSW 2121 Lot 1 DP 8514, subject to conditions of consent. (b) Further, that objectors be advised of the Panel's decision		
LPP 16 Feb 2021	5.3	DA/652/2020	10 Darcy Street, 180 Church Street & Civic Place, Parramatta	That the Parramatta Local Planning Panel, exercising the functions of Council, grant development consent to DA/562/2020 for stratum subdivision of nine lots comprising Lot 100 DP 1262317, Lots 13-16 DP 1255419, Lot 11 DP 1250075, Lots 6 & 7 DP 1252009 and Lot 1 DP 1185643 to create four development lots (Lots 81, 82, 83 & 84) and one residue lot (Lot 80) for a period of five (5) years within which physical commencement is to occur from the date on the Notice of Determination, subject to conditions of consent.	David Lloyd QC (Chair), Bob Hussey, Alf Lester, Maree Turner	Nil
LPP 16 Feb 2021	5.4	DA/513/2009/A	19 Brodie Street, Rydalmere NSW 2116	(a) That pursuant to Section 8.4 of the Environmental Planning and Assessment Act 1979, the Parramatta Local Planning Panel, exercising the functions of Council, grant development consent to Section 8.2 review of determination of approved Section 4.56 modification DA/513/2009/A for alterations and additions to a commercial building which contains a brothel (sex services premises) and take away shop to modify Condition No.10 (Plan of Management) to allow 6 sex workers between 9:00am and 5:30pm weekdays and Condition No.14a (Staff numbers) to allow maximum 4 work	David Lloyd QC (Chair), Bob Hussey, Alf Lester, Maree Turner	Nil

				rooms, 6 sex workers and 1 receptionist between 9:00am and 5:30pm weekdays) for a period of five (5) years within which physical commencement is to occur from the date on the Notice of Determination, subject to conditions of consent in Appendix 1. (b) Further, that the objectors be advised of the PLPP's decision.		
LPP 16 Feb 2021	5.5	DA/668/2020	5/38-42 Cox Crescent, Dundas Valley	Pursuant to Section 4.17 of the Environmental Planning and Assessment Act, 1979: (a) That Parramatta Local Planning Panel (PLPP) support the variation to the Floor Space Ratio pursuant to Clause 4.4 Floor Space Ratio under the Parramatta Local Environmental Plan 2011. (b) Further, that the Parramatta Local Planning Panel (PLPP), exercising the functions of Council approve development consent to DA/668/2020 for an increase of floor area to the rear by way of enclosing the existing rear alfresco.	David Lloyd QC (Chair), Bob Hussey, Alf Lester, Maree Turner	Nil
LPP 16 Feb 2021	5.6	DA/173/2020	19-21 Thallon Street, Carlingford	That pursuant to Section 4.16 of the Environmental Planning and Assessment Act, 1979 the Parramatta Local Planning Panel exercising the functions of Council, refuse development consent to DA/549/2018, for the following reasons: 1. State Environmental Planning Policy No. 65 – Design Quality of Residential Apartment Development	David Lloyd QC (Chair), Bob Hussey, Alf Lester, Maree Turner	Nil

				oposed development, in its current form, is	
				able for the site and does not exhibit a	
				g form and massing that it is consistent	
			with th	e following provisions within SEPP 65 –	
				n Quality of Residential Apartment	
				opment:	
			a)	Clause 28 – The development does not	
			/	achieve the objectives or design criteria of	
				the Apartment Design guide with respect	
				to overshadow impacts on the	
				neighbouring property to the south,	
				inconsistent with Objective 3B-2	
				Orientation, and non-compliances with	
				Objective 4D Apartment Size and Layout.	
			b)	Clause 28 – The development does not	
			5)	demonstrate adequate regard for the	
				design quality principles in Schedule 1 of	
				the SEPP.	
			c)	The application has been reviewed by	
				Council's Design Excellence Advisory	
				Panel on 3 separate occasions, and	
				remains unsatisfactory to warrant an	
				approval, in particular, design issues	
				remain and non-compliances were	
				identified in relation to context, built form,	
				open space, internal space, facades,	
				landscape, and residential amenity.	
				•	
			2.	Parramatta (Former The Hills) Local	
				Environmental Plan 2012	
			a)	Council is not satisfied that the design of	
			,	the proposed development achieves the	
				requirements of Clause 4.1A Minimum Lot	
				Size for dual occupancy, multi dwelling	
				housing and residential flat buildings,	
				subclause (3).	
			b)	The proposal does not comply with	
			-,	Clause 4.3 'Height of buildings' as it will	
				result in a building height that contravenes	
				the maximum building height and fails to	
				reinforce and respect the existing	
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character and scale of the immediate
locality.
c) The proposal fails to demonstrate
compliance with the height of buildings
development standard is unreasonable or
unnecessary in the circumstances of the
case and that there are sufficient
environmental planning grounds to justify
contravening the development standard
as required by clause 4.6(3) of the
Parramatta (Former The Hills) Local
Environmental Plan 2012.
d) The proposal does not comply with
Clause 4.4 Floor Space Ratio. No Clause
4.6 Statement was submitted to justify the
variation.
3. The Hills Development Control Plan 2012
The proposed development does not exhibit a
satisfactory building form and massing and is
inconsistent with the following provisions of The
Hills Development Control Plan 2012:
a) Section 5, Part 3 – Objectives and
Building Controls: Unit Mix;
b) Section 9, Part 3 – Structure Plan and
Master Plan: Future Desired Character;
c) Section 9, Part 4 – Precinct Wide
[Carlingford Precinct] Building Form
Controls: Floor Space Ratio, Building
Height, Landscape Design, Building Entry,
Flexibility, Site Facilities, Facades and
Access, Safety and Security.
4. Environmental Planning and Assessment
Act.
a) The proposed development in its current
form is inconsistent with Section 1.3(c) of
the EP&A Act 1979, as it fails to promote
the orderly and economic use of the
subject site.

				b) The proposed development is not considered to be in the public interest and fails to satisfy section 4.15(1)(a), (b), (c), and (d) of the Environmental Planning and Assessment Act 1979.	
LPP 16 Feb 2021	6.1	RZ/2/2020	64 Victoria Road, North Parramatta	The Parramatta Local Planning Panel recommends the following to Council: (a) That Council endorse for the purposes of seeking a Gateway Determination from the Department of Planning, Industry and Environment (DPIE), the Planning Proposal (at Attachment 1) for land at 64 Victoria Road, North Parramatta which seeks to amend Schedule 1 of the Parramatta Local Environmental Plan 2011 (PLEP 2011) to allow 'take away food and drink premises' as an additional permitted use (limited to a maximum gross floor area of 100m2). (b) That the Planning Proposal be	Nil
				forwarded the Department of Planning, Industry and Environment (DPIE) for Gateway Determination. (c) That Council advises the DPIE that the	
				CEO will be seeking to exercise its plan- making delegations for this Planning Proposal, as authorised by Council on 26 November 2012. (d) Further, that Council delegates authority	
				to the CEO to correct any minor anomalies of a non-policy and	

				administrative nature that arise during the plan-making process.		
LPP 16 Feb 2021	6.2	RZ/4/2015	197 and 207 Church St and 89 Marsden St, Parramatta	Parramatta Local Planning Panel nmends the following to Council: That Council receives and notes the submissions made during the public exhibition of the Planning Proposal, draft Development Control Plan (DCP) and draft Planning Agreement at 197 and 207 Church Street and 89 Marsden Street, Parramatta (a summary of submissions is provided at Attachment 1). That (subject to the clarification outlined in this report relating to removing any references to existing PLEP 2011 Clause 7.14) Council endorse for finalisation the Planning Proposal for land at 197 and 207 Church Street and 89 Marsden Street, Parramatta (provided at Attachment 2) which seeks to amend Parramatta Local Environmental Plan 2011 as follows: Apply an FSR of 10:1; Apply a height of part 105m part 12m; Include provisions that require a minimum 1:1 commercial floor space be provided; Apply the full range of car parking rates specified in the current draft Parramatta CBD Planning Proposal. That Council submit the Planning Proposal to the Department of Planning, Industry and Environment (DPIE) for	David Lloyd QC (Chair), Bob Hussey, Alf Lester, Maree Turner	Nil
				finalisation once the Planning Agreement		

has been executed by the Applicant and
Council.
(d) That Council finalise the DCP (Attachment
3) with the following amendments:
vehicular access (refer to part (e)
of this resolution below for further
detail);
(ii) ensuring servicing, loading and set
down/pick up activities take place
on site:
(iii) strengthening archaeology
controls;
(iv) resolving inconsistencies in the
exhibited DCP relating to
basement retail use and parking
due to flood considerations;
(v) protection of awning on Murray
Bros building.
BIOS building.
(e) That, with regards to d(i) above,
Council's current policy position
on this matter is to support vehicle access
arrangements whereby vehicles enter
from Macquarie St and exit onto Marsden
St, noting the following:
(i) This position should form the basis
(i) This position should form the basis
of assessment of this matter for
any Design Competition or
Development Application at this
site.
(ii) The matter of vehicle access at
this site will be re-exhibited as part
of the draft Parramatta CBD DCP,
or a Development Application at
this site, whichever comes first.
(f) That Council delegate authority to the
Chief Executive Officer to finalise the draft
Planning Agreement at Attachment 4, and
to sign the Planning Agreement on
Council's behalf.
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COUNCIL 22 Feb 2021	17.1	RZ/1/2018	Proposed Amendment to the Wentworth Point Precinct DCP 2014 and Draft Planning Agreement for 14 16 Hill Road, Wentworth Point	 (g) That Council officers write to DPIE to advise them of Council's resolution on this matter and to request that DPIE considers commencing finalisation processes (such as legal drafting and map-making) prior to the formal submission of the Planning Proposal referred to in (c) above. (Note: The reason for making this request is to expedite plan-making processes.) (h) Further, that Council delegate authority to the Chief Executive Officer to make any minor amendments and corrections of a non-policy and administrative nature that may arise during the plan amendment process, relating to the Planning Proposal, Development Control Plan and Planning Agreement. That Council defer this matter to a Councillor Workshop for further information. 	Councillors Barrak, Bradley, Davis, Dwyer, Esber, Garrard, Issa, Jefferies, Prociv, Tyrrell, Wearne, Wilson and Zaiter	Nil
COUNCIL 22 Feb 2021	17.3	RZ/8/2019	(Sekisui Planning Proposal) Post Exhibition - Planning Proposal at 12 Phillip Street, 105 Marsden Street, 333 and 339 Church Street, Parramatta ("The Lennox")	a) That Council notes there were no submissions received during the public exhibition of the Planning Proposal at 12 Phillip Street, 105 Marsden Street, 333 and 339 Church Street, Parramatta. (b) That Council endorse the Planning Proposal for land at 12 Phillip Street, 105 Marsden Street, 333 and 339 Church Street, Parramatta (provided at Attachment 1) which seeks to amend the Parramatta Local Environmental Plan 2011 by way of: i. Reconfiguring the boundary between the RE1 Public Recreation Zone and B4 Mixed Use zone on the site;	Councillors Davis, Dwyer, Esber, Garrard, Issa, Jefferies, Pandey, Prociv, Tyrrell, Wearne and Zaiter	Councillors Barrak, Bradley and Wilson

			ii. Rezoning part of the site zoned RE1 Public Recreation to RE2 Private Recreation to resolve a zoning inconsistency; and iii. Adjusting the mapped floor space ratio (FSR) controls to reflect the zoning changes above in a manner that does not increase the development potential of the site.		
			(c) Further, that Council delegate authority to the Chief Executive Officer to make any minor amendments and corrections of a non-policy and administrative nature that may arise during the plan amendment process relating to the Planning Proposal.		
COUNCIL 22 Feb 2021	7.2 RZ/21/2015	Post-exhibition - Draft Development Control Plan and draft Planning Agreement for 20 Macquarie St, Parramatta		Councillors Davis, Dwyer, Esber, Garrard, Jefferies, Pandey, Prociv, Tyrrell, Wearne and Zaiter	Councillors Barrak, Bradley and Wilson

		meters for first 3 storeys or any	
		building up to 14 meters in height".	
		5 1	
	(c)	That, with regards to b(i) above, Council's	
	(0)	current policy position on this matter is to	
		support vehicle access arrangements	
		whereby vehicles enter from Macquarie St	
		and exit onto Marsden St, noting the	
		following:	
		(i) This position should form the basis	
		of assessment of this matter for	
		any Design Competition or	
		Development Application at this	
		site.	
		(ii) The matter of vehicle access at	
		this site will be re-exhibited as part	
		of the draft Parramatta CBD DCP,	
		or a Development Application at	
		this site, whichever comes first.	
		this site, whichever comes hist.	
	<i>(</i> 1)	T O	
	(d)	That Council delegates authority to the	
		CEO to sign the exhibited Planning	
		Agreement (Attachment 2) on Council's	
		behalf.	
	(e)	That Council supports finalisation of the	
		previously-endorsed related Planning	
		Proposal once the Planning Agreement	
		has been executed by the Applicant and	
		Council.	
		That Council notify the Department of	
		Planning, Industry and Environment of	
		Council's resolution on this matter to	
		facilitate preparation for finalisation of the	
		related Planning Proposal.	
		related Flatifility Froposal.	
	(m)	That Carred dalameter and banks to the	
		That Council delegates authority to the	
		CEO to make amendments of a minor and	
		non-policy nature to the Planning	
		Proposal, DCP, and Planning Agreement	
		during the respective finalisation	
		processes.	
ı		p:=====:	

LPP 5.1 16 March 2021	DA/12/2020	544-546 Church Street, North Parramatta	(a) That the Parramatta Local Planning Panel (PLPP) support the variation to Clause 4.3 Height of Building of the Parramatta Local Environmental Plan 2011 under the provisions of Clause 4.6. (b) That the Parramatta Local Planning Panel (PLPP), exercising the functions of Council, pursuant to Section 4.16(3) of the Environmental Planning and Assessment Act 1979, grant development consent to DA/12/2020 for a period of five (5) years within which physical commencement is to occur from the date on the Notice of Determination, subject to conditions of consent, including the draft deferred commencement condition to be deleted, and reconstituted to be an operational condition prior to the issue of a CC.	Nil
			 The reasons for the conditions imposed on this application are as follows: To facilitate the orderly implementation of the objectives of the Environmental Planning and Assessment Act 1979 and the aims and objectives of the relevant Council Planning instrument. To ensure that the local amenity is maintained and is not adversely affected and that adequate safeguards are incorporated into the development. To ensure the development does not hinder the proper and orderly development of the subject land and its surrounds. To ensure the relevant matters for consideration under Section 4.15 of Environmental Planning and 	

LPP 16 March 2021	5.2	DA/673/2020	13 Carter Street, Lidcombe	Assessment Act 1979 are maintained. (c) Further, that the objectors be advised of the Panel's decision. That the Parramatta Local Planning Panel (PLPP), exercising the functions of Council, pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979, grant development consent to DA/673/2020 for a period of five (5) years within which physical commencement is to occur from the date on the Notice of Determination, subject to conditions of consent.	Stephen O'Connor (Chair), Lindsay Fletcher, Sue Francis, Kirrily McDermott	Nil
LPP 16 March 2021	5.3	DA/743/2019	6-8 Moseley Street & 89A Baker Street, Carlingford	(a) That the Parramatta Local Planning Panel, exercising the functions of Council, pursuant to Section 8.3 of the Environmental Planning and Assessment Act 1979 grant development consent to DA/743/2019 for Section 8.3 Review of DA/743/2019 for staged construction of four attached two-storey dual occupancy developments with detached garages at 6-8 Moseley Street and 89A Baker Street period of five (5) years within which physical commencement is to occur from the date on the Notice of Determination, subject to conditions of consent and an additional condition as follows: 1. The applicant is to submit amended plans to be approved by Council's Manager Development Assessment prior to the issue of a CC, which provide for the following: i. Duplex 1, 2, 4 and northern dwelling of Duplex 3: Deletion of study on the ground floor so that an enlarged lounge area is provided. ii. Southern dwelling of Duplex 3: Deletion of fourth	Stephen O'Connor (Chair), Lindsay Fletcher, Sue Francis, Kirrily McDermott	Nil

				bedroom on the ground floor so that an enlarged lounge area is provided. iii. Pedestrian access to be provided between the upper and lower areas of the private open space, located between the dwellings and the eastern boundary. iv. No fencing to be provided in the private open space on the front (western) side of the dwellings. (b) Further, that submitters be advised of the Panel's decision.		
LPP 16 March 2021	5.4	DA/662/2020	92 Crimea St, Parramatta	 That the Parramatta Local Planning Panel (PLPP), exercising the functions of Council, pursuant to Section 4.16 of the Environmental Planning and Assessment Act, 1979, refuse development consent to DA/662/2020. The reasons for refusal are as follows: Holroyd Local Environmental Plan 2013 In accordance with Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979, the application fails to achieve the objectives of the R2 Low Density Residential zone of the Holroyd Local Environmental Plan 2013; In accordance with Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979, the application fails to satisfy clause 4.1 Minimum subdivision lot size and clause 4.4 Floor space ratio of the Holroyd Local Environmental Plan 2013; 	Stephen O'Connor (Chair), Lindsay Fletcher, Sue Francis, Kirrily McDermott	Nil

COUNCIL	17.2	RZ/2/2020	Pre Gateway - Planning Proposal for 64	4.	In accordance with Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979, the submitted Clause 4.6 Statement fails to justify the variation to Clause 4.1 Minimum Subdivision Lot Size of the Holroyd Local Environmental Plan 2013; yd Development Control Plan 2013 In accordance with Section 4.15(1)(a)(iii) of the Environmental Planning and Assessment Act 1979, the application fails to comply with the Holroyd Development Control Plan 2013 with respect to landscaping, parking, privacy, open space, and inadequate rear set back; commental Planning and Assessment Act. In accordance with Section 4.15(1)(c) of the Environmental Planning and Assessment Act 1979, the site is not suitable for the proposed development; In accordance with Section 1.3(c) of the Environmental Planning and Assessment Act 1979, the proposed development fails to promote the orderly and economic use of the subject site; and In accordance with Section 4.15(1)(e) of the Environmental Planning and Assessment Act 1979, the proposal fails to satisfy the relevant considerations in that the adverse impacts by the development due to non-compliances with the applicable planning controls are not beneficial for the local community and as such, is not in public interest. That Council endorse for the purposes of	Councillors Barrak, Bradley, Davis,	Nil
COUNCIL	11.2	172/2020	Victoria Road, North Parramatta	(a)	seeking a Gateway Determination from	Dwyer, Esber, Issa, Jefferies,	INII

			·	
22 March 2021				the Department of Planning, Industry and Environment (DPIE), the Planning Proposal (at Attachment 1) for land at 64 Victoria Road, North Parramatta which seeks to amend Schedule 1 of the Parramatta Local Environmental Plan 2011 (PLEP 2011) to allow 'take away food and drink premises' as an additional permitted use (limited to a maximum gross floor area of 100m2). (b) That the Planning Proposal be forwarded to the Department of Planning, Industry and Environment (DPIE) for Gateway Determination. (c) That Council advises the DPIE that the CEO will be seeking to exercise its planmaking delegations for this Planning Proposal, as authorised by Council on 26 November 2012. (d) Further, that Council delegates authority to the CEO to correct any minor anomalies of a non-policy and administrative nature that arise during the plan-making process.
COUNCIL 22 March 2021	17.3	F2021/00521	Post Gateway – Proposed Amendment to the Wentworth Point Precinct DCP 2014 and Draft Planning Agreement for 14-16 Hill Road, Wentworth Point (Sekisui Planning Proposal) (Deferred Item)	 (a) That Council note the issues addressed in the 22 February 2021 Council Report in Attachment 1 and those raised at the 3 March 2021 Councillor Workshop. (b) That Council endorse the draft amendments to the Wentworth Point Development Control Plan (DCP) 2014 at Attachment 2 that have been prepared in response to Council's resolution on 26 August 2019 for the purposes of public exhibition. Councillors Davis, Dwyer, Esber, Garrard, Issa, Jefferies, Prociv, Tyrrell, Wearne, Wilson and Zaiter Councillors Barrak and Bradley That Councillors Davis, Dwyer, Esber, Garrard, Issa, Jefferies, Prociv, Tyrrell, Wearne, Wilson and Zaiter

	(c) That Council endorse the drafting of a Planning Agreement to reflect the following items included in the letter of offer at Attachment 3: i) Dedication and embellishment of foreshore reserve; ii)Dedication of future public transit corridor; iii)Burroway Road/Hill Road intersection upgrade works; iv) Community Infrastructure Maintenance agreement (5 years). (d) That Council delegate authority to the Chief Executive Officer to negotiate and	
	determine the specific terms around the delivery of the proposed Planning Agreement items in accordance with Council's Planning Agreements Policy (2018) including, but not limited to, staging, delivery, registration, defect rectification, security and the maintenance schedule prior to the Planning Agreement being placed on public exhibition. In addition, the Applicant be requested to include facilities for a broad age range of children within the proposed foreshore park.	
	(e) That the draft DCP and draft Planning Agreement be publicly exhibited concurrently with the Planning Proposal (including the currently approved concept plan for the site as supporting information and specific consultation with the community on the concept plan and facilities to be provided in the foreshore park) for a period of 28 days and that a report be provided to Council on the outcomes of the public exhibition.	

COUNCIL 17.4 RZ/3/2017	Post Gateway – Draft	(f) That Council write to the Department of Planning, Industry and Environment seeking to remain the Planning Proposal Authority for the application, in accordance with Resolution 2346 of the 26 August 2019 Council Meeting which endorsed the Planning Proposal for Gateway. (g) Further, that Council delegate authority to the Chief Executive Officer to correct any anomalies of an administrative nature relating to the draft DCP and draft Planning Agreement documentation that may arise during the drafting and exhibition processes. (a) That Council endorse the site-specific Councillors Dwyer, Esber, Garrard, Councillors Barrak, Bra	dlev
22 March 2021 17.4 R2/3/2017	Development Control Plan and Letter of Offer (Planning Agreement) – 135 George St and 118 Harris St, Parramatta (Albion Hotel site)	draft Development Control Plan (DCP) at Attachment 1 for public exhibition. (b) That a draft Planning Agreement document be prepared to reflect the terms outlined at Attachment 2 and that the Chief Executive Officer be delegated authority to negotiate and finalise the legal drafting of the Planning Agreement on behalf of Council for the purposes of public exhibition. (c) That the draft DCP and draft Planning Agreement be publicly exhibited concurrently with the Planning Proposal for 135 George Street and 118 Harris Street previously endorsed by Council on 23 March 2020. (d) That the applicant update the reference design for the purpose of public exhibition so as to reflect the controls in the endorsed Planning Proposal and the draft DCP.	

				(e) (f)	That Council requests the Department of Planning, Industry and Environment amend the Gateway determination for the related Planning Proposal to remove the requirement to include a satisfactory arrangements clause. Further that Council authorises the Chief Executive Officer to correct any minor inconsistencies or anomalies of an administrative nature relating to the draft DCP and draft Planning Agreement documentation that may arise during the drafting and exhibition processes.		
COUNCIL 22 March 2021	17.5	F2021/00521	Post Gateway - Amended Melrose Park North Planning Proposal and Draft Site-Specific Development Control Plan and Planning Agreement	(a)	That Council endorse the following amendments to the Melrose Park North Planning Proposal: 1) Amend the site area to include 27 Hughes Avenue, Ermington 2) Rezone 27 Hughes Avenue from R2 Low Density Residential to R4 High Density Residential 3) Amend the applicable floor space ratio on 27 Hughes Avenue from 0.5:1 to 1.85:1 4) Amend the maximum building height from 9m to 0m on 27 Hughes Avenue 5) Include 'Residential Flat Buildings' as an additional permitted use within the B2 Local Centre zone 6) Amend the existing Design Excellence provision to apply to Lots E, EA and G as identified by a blue outline in Figure 4 without the	Councillors Barrak, Bradley, Davis, Dwyer, Esber, Garrard, Issa, Jefferies, Pandey, Prociv, Tyrrell and Zaiter	Councillors Wearne and Wilson

provision of floor space and height bonuses 7) Appoint a Design Excellence Panel to provide design advice for all development applications within any and height bonuses are not to be awarded on any development to be awarded on any development to the awarded on any development and the treatment of the propose across the entire planning proposal site area not exceed 506,7081.* (b) That Council endorse the draft Melrose Park North Sile-Specific Development Control Piran (DCP) provided in Attachment 1 for the purposes of public exhibition. (c) That Council endorse the draft Planning Agreement based on the Letter of Offer provided in Attachment 2 for the purposes of public exhibition. (d) That Council grant the CEO delegation to negotiate the terms of planning agreements with the landowners of 8 Wharf Road and 15-19 Huples Avenue & 655 Victoria Road to an equivalent per unit contribution rate to that proposed for the Payce development and that these planning agreements a beginning agreements to bublicly exhibited and reported back to Council post exhibition along with the planning proposal, draft DCP and Payce planning agreements.				
to provide design advice for all development applications within the northern precinct. Floor space and height busses are not to be awarded on any development to to be awarded on any development tot. 8) Add an additional 1,523m² of residential floor space be permitted within the land area under Payce ownership and that the residential floor space across the entire planning proposal site area not exceed 508,768m². (b) That Council endorse the draft Melrose Park North Site-Specific Development Control Plan (DCP) provided in Attachment 1 for the purposes of public exhibition. (c) That Council endorse the draft Planning Agreement based on the Letter of Offer provided in Attachment 2 for the purposes of public exhibition. (d) That Council endorse the draft Planning Agreement based on the Letter of Offer provided in Attachment 2 for the purposes of public exhibition. (d) That Council grant the CEO delegation to negotiate the terms of planning agreements with almodowners of 8 Wharf Road and 15-19 Hughes Avenue & 655 Victoria Road and 15-19 Hughes Avenue & 655 Victoria Road and reprosed for the Payce development and that these planning agreements be publicly exhibited and reported back to Council postential purposes or whibition along with the planning proposel, draft DCP and Payce planning			provision of floor space and height bonuses	
residential floor space be permitted within the land area under Payce ownership and that the residential floor space across the entire planning proposal site area not exceed 508, 768m². (b) That Council endorse the draft Melrose Park North Site-Specific Development Control Plan (DCP) provided in Attachment 1 for the purposes of public exhibition. (c) That Council endorse the draft Planning Agreement based on the Letter of Offer provided in Attachment 2 for the purposes of public exhibition. (d) That Council endorse the draft Planning Agreement based on the Letter of Offer provided in Attachment 2 for the purposes of public exhibition (d) That Council grant the CEO delegation to negotiate the terms of planning agreements with the landowners of 8 Wharf Road and 15-19 Hughes Avenue & 655 Victoria Road to an equivalent per unit contribution rate to that proposed for the Payce development and that these planning agreements be publicly exhibited and reported back to Council post-exhibition along with the planning proposal, draft DCP and Payce planning proposal, draft DCP and Payce planning		7)	to provide design advice for all development applications within the northern precinct. Floor space and height bonuses are not to be	
Park North Site-Specific Development Control Plan (DCP) provided in Attachment 1 for the purposes of public exhibition. (c) That Council endorse the draft Planning Agreement based on the Letter of Offer provided in Attachment 2 for the purposes of public exhibition (d) That Council grant the CEO delegation to negotiate the terms of planning agreements with the landowners of 8 Wharf Road and 15-19 Hughes Avenue & 655 Victoria Road to an equivalent per unit contribution rate to that proposed for the Payce development and that these planning agreements be publicly exhibited and reported back to Council post- exhibition along with the planning proposal, draft DCP and Payce planning		8)	residential floor space be permitted within the land area under Payce ownership and that the residential floor space across the entire planning proposal site area not	
Agreement based on the Letter of Offer provided in Attachment 2 for the purposes of public exhibition (d) That Council grant the CEO delegation to negotiate the terms of planning agreements with the landowners of 8 Wharf Road and 15-19 Hughes Avenue & 655 Victoria Road to an equivalent per unit contribution rate to that proposed for the Payce development and that these planning agreements be publicly exhibited and reported back to Council postexhibition along with the planning proposal, draft DCP and Payce planning		Park Cont Attac	North Site-Specific Development rol Plan (DCP) provided in chment 1 for the purposes of public	
negotiate the terms of planning agreements with the landowners of 8 Wharf Road and 15-19 Hughes Avenue & 655 Victoria Road to an equivalent per unit contribution rate to that proposed for the Payce development and that these planning agreements be publicly exhibited and reported back to Council post- exhibition along with the planning proposal, draft DCP and Payce planning		Agre provi	ement based on the Letter of Offer ded in Attachment 2 for the purposes	
		nego agree Wha 655 V unit o the F planr and r exhib propo	otiate the terms of planning ements with the landowners of 8 of Road and 15-19 Hughes Avenue & Victoria Road to an equivalent per contribution rate to that proposed for Payce development and that these ning agreements be publicly exhibited reported back to Council post-pition along with the planning losal, draft DCP and Payce planning	

				(e)	That Council endorse the updated Melrose Park North Planning Proposal provided at Attachment 3 as detailed in the report for forwarding to the Department of Planning, industry and Environment for approval to be placed on public exhibition.		
				(f)	That the draft DCP and Planning Agreement be placed on public exhibition concurrently for a period of 28 days and that a report be provided to Council on the outcomes of the public exhibition.		
				(g)	Further, that Council delegate authority to the Chief Executive Officer to correct any anomalies of a minor non-policy nature that may arise during the review and public exhibition processes.		
COUNCIL 12 April 2021	17.1	F2021/00521	Site-specific Development Control Plan for land at 89-91 George Street, Parramatta	(a)	That Council endorse the draft Development Control Plan (DCP) at Attachment 1 for public exhibition, including insertion of controls reflecting the setbacks in "Option A" as outlined in this report.	Councillors Barrak, Bradley, Davis, Esber, Prociv, Wearne and Wilson	Councillors Dwyer, Garrard, Jefferies, Tyrrell and Zaiter
				(b)	That the draft DCP at Attachment 1 be amended to address the potential requirement for footpath construction within the frontage of the site as a result of the proposed road widening under the Parramatta CBD Planning Proposal.		
				(c) i. ii ii			
				iv	Science Branches); v. Heritage NSW – Department of Premier and Cabinet;		

	1			A manufacture Civil A station
				v. Aerospace agencies; Civil Aviation Safety Authority (CASA), Department of Infrastructure, Transport, Regional Development and Communications and Regional Development (DIRD); and vi. Utility providers – Endeavour Energy and Sydney Water.
				(d) That Heritage NSW is consulted during the public exhibition, and that Council notifies Heritage NSW as part of that consultation about the potential heritage significance of the olive tree in the front setback area of Perth House as it may warrant inclusion within the existing State Heritage Register listing for Perth House and the Moreton Bay Fig Tree.
				(e) That the results of the public exhibition be reported to Council.
				(f) Further, that the Chief Executive Officer be authorised to make amendments of an administrative, minor, or non-policy nature to the DCP during the drafting and exhibition process.
LPP 20 April 2021	5.1	DA/366/2016/A	123 Ray Road, Epping (Lot 13 DP 17916)	The Panel supports the findings found in the assessment report and endorses the reasons for approval contained in that report. Mary-Lynne Taylor (Chair), Paul Berkemeier, Deb Sutherland Berkemeier, Deb Sutherland
				(a) That the majority of the Parramatta Local Planning Panel, exercising the functions of Council, pursuant to Section 4.56 of the Environmental Planning and Assessment Act 1979, approves the modification of development consent DA/366/2016/A for demolition and construction of a boarding house containing 15 boarding rooms for 30 lodgers and a manager's room, on land at 123 Ray Road, Epping for a period of five (5) years from the date on the original Notice of Determination subject to the

				modifications outlined in the Section 4.56 Assessment Report, and subject to an additional condition of consent as follows: 1. Remove balcony from UG04, to improve compromised light and amenity to the unit LG03 below. (b) Further, that submitters are advised of the decision. The reasons for approval are: 1. The proposed development is substantially the same as the development which has been approved. 2. The development is permissible in the R2 Low Density Residential zone and satisfies the requirements of all the applicable planning controls. 3. The development will be compatible with the emerging and planned future character of the area. 4. For the reasons given above, approval of the application is in the public interest.		
LPP 20 April 2021	5.2	DA/465/2020	56 Caroline Chisolm Drive, Winston Hills	The Panel supports the findings found in the assessment report and endorses the reasons for approval contained in that report. (a) That the Parramatta Local Planning Panel, exercising the functions of Council, pursuant to Section 4.15 of the Environmental Planning and Assessment Act 1979, grants development consent to DA/465/2020 for the demolition of existing structures and the construction of a 36-place child care centre with basement car parking at 56 Caroline Chisolm Drive, Winston Hills for a period of five (5) years within which physical commencement is to occur from the date on the Notice of Determination, subject to conditions of consent.	Mary-Lynne Taylor (Chair), Paul Berkemeier, Darryn Capes-Davis, Deb Sutherland	Nil

				(b) Further, that submitters be advised of the decision. The reasons for approval are: 1. The development is permissible in the R2 zone pursuant to State Environmental Planning Policy (Educational Establishments and Child Care Facilities) 2017 and satisfies the requirements of all applicable planning standards controls. 2. The development will be compatible with the emerging and planned future
				character of the area, in that the proposal has a similar bulk and scale and building materials to adjoining development. 3. The proposed development is not expected to have a significant traffic impact on the surrounding road network or on street parking as the proposal complies with the parking controls applicable to Childcare facilities. 4. For the reasons given above, approval of the application is in the public interest.
LPP 20 April 2021	5.3	DA/19/2020	25 Ray Road, Epping	The Panel supports the findings found in the assessment report and endorses the reasons for approval contained in that report. (a) That the Parramatta Local Planning Panel (PLPP), exercising the functions of Council, pursuant to Section 8.3 of the Environmental Planning and Assessment Act 1979, grants development consent to DA/19/2020 for tree removal, alterations and lower ground floor additions to convert an existing heritage listed item of local significance ('Woodlands') into a 50 place centre-based child care facility with new at-grade parking for 8 vehicles on land at 25, Ray Road Epping (Lot 2 DP 1180988) for a period of five (5) years within which physical commencement is to occur from the date on the Notice of

Determination, subject to the attached	
conditions of consent and two additional	
conditions as follows:	
Condition 14:	
1. The applicant is to submit a	
separate application for the	
proposed 15-minute parking	
restriction along Ray Road outside	
the development within the	
frontage of the subject site, as	
nominated in the letter of	
compliance and parking advice by	
Mc Laren Traffic Engineering dated	
21 August 2020, to Council's	
Traffic and Transport Services for	
consideration by the Parramatta	
Traffic Committee under Deligated	
Authority and Council's approval.	
The construction of the approved	
treatment is to be carried out by	
the applicant and all costs	
associated with the supply and	
construction of the traffic facility	
and appropriate signage are to be	
paid for by the applicant at no cost	
to Council.	
Reason: To comply with Roads	
Act 1993.	
Condition 27	
27. Prior to the issue of the	
Construction Certificate, amended	
plans are to be provided to the	
satisfaction of the PCA, showing	
the proposed privacy screen	
servicing the deck on the northern	
elevation be raised from 1.5m to	
1.8m in height.	
Reason: To protect the amenity of the	
adjoining neighbour.	
adjoining noighbour.	

				(b) Further, that submitters are advised of the decision.
				The reasons for approval are:
				1. The development is permissible in the R4 zone and satisfies the requirements of all the applicable planning controls. 2. The proposed works are considered to reasonably integrate with the existing heritage item without compromising the visual integrity and heritage significance of the structure when viewed from Ray Road and therefore satisfies the objectives of Clause 5.10 of the HLEP 2013. 3. The majority of works to the heritage item are internal or to the side and rear boundaries and whilst car parking is located within the front setback, a 6.5m wide landscaped area is proposed within the front setback, to screen the proposed car parking area from the public street and grasscrete is used to provide additional permeable landscape to the site. 4. The development is an appropriate adaptive reuse of the heritage property and does not detract from the valued qualities of the item on the site. 5. For the reasons given above, approval of the application is in the public interest.
LPP	5.4	DA/547/2020	59-59A Belmore Street, Oatlands	The Panel supports the findings found in the Mary-Lynne Taylor (Chair), Paul Nil
20 APRIL 2021				assessment report and endorses the reasons for approval contained in that report. Berkemeier, Darryn Capes-Davis, Deb Sutherland
				(a) That the Parramatta Local Planning Panel (PLPP), exercising the functions of Council, pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979, grants development consent to

	DA/547/2020 for Tree removal and
	construction of a 2 storey mixed use
	development comprising a medical centre,
	24hr gym, health service facility, indoor
	recreation facility, swim school and
	neighbourhood shop over basement
	parking for 49 vehicles. The proposal also
	seeks consent for fit out and associated
	signage on land at 59-59A Belmore
	Street, Oatlands for a period of five (5)
	years within which physical
	commencement is to occur from the date
	on the Notice of Determination, subject to
	the attached conditions of consent
	including amendments to the following
	conditions:
	1. Condition 20, 21 and 22 – include
	a requirement for regular
	consultation with the Oatlands
	Public School during remediation
	action works.
	2. Condition 49 - add under a)
	"Including but not limited to the
	Oatlands Public School, and any
	other site likely to be most
	affected".
	(b) Further, that submitters are advised of the
	decision.
	The reasons for approval are:
	The proposed development is a suitable
	and appropriate land use and built form
	for the site, and has responded to
	numerous site constraints including the
	irregular shape of the allotment, the site's
	proximity with James Ruse Drive,
	potential for contamination, and the
	location of the underground high-pressure
	pipeline to the rear.
	2. The uses proposed within this
	development are all permissible within the
	R2 zone and satisfy the requirements of
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LPP 20 April 2021	5.5	DA/5/2021	128 Marsden Street, Parramatta NSW 2150	all the applicable planning controls, with the permissibility of the health services facility relying upon the Infrastructure SEPP. 3. The subject site does not share any boundaries with a residential use and is uniquely located in a way that minimises impacts on the amenity of the surrounding low-density residential environment. Where potential for impacts were identified, they have been mitigated by way of conditions of consent. 4. For the reasons given above, the development is considered to allow for the suitable remediation and utilisation of an otherwise vacant contaminated site, and approval of the application is in the public interest. The Panel supports the findings found in the assessment report and endorses the reasons for approval contained in that report. (a) That the Parramatta Local Planning Panel (PLPP) supports the variation to Clause 7.14 Car parking for certain land in Parramatta City Centre of the Parramatta LEP 2011 under the provisions of Clause 4.6. (b) Further, that the Parramatta Local Planning Panel (PLPP), exercising the functions of Council, pursuant to Section	Mary-Lynne Taylor (Chair), Paul Berkemeier, Darryn Capes-Davis, Deb Sutherland	Nil
				Planning Panel (PLPP), exercising the		

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				 The development is permissible in the B3 zone and satisfies the requirements of all the applicable planning controls with one exception being Clause 7.14 Car parking for certain land in Parramatta City Centre under Parramatta LEP 2011. A written request to vary the number of car parking spaces has been received, and the Panel finds there are sufficient environmental planning grounds to justify the variation and finds that the application is satisfactory. The Panel is therefore satisfied that the Applicant's Clause 4.6 variation request has adequately addressed the matters required to be demonstrated in Clause 4.6(3) of Parramatta LEP 2011 and that the proposed development will be the public interest because it is consistent with the objectives for development within the B3 zone in which the development is proposed. The development will be compatible with the emerging and planned future character of the area. 		
LPP 20 April 2021	5.6	DA/336/2020	127-129 Wentworth Avenue & 15 Fyall Avenue, Wentworthville (Lot X DP 414866 & Lot 47 DP 35693)	The Panel supports the findings found in the assessment report and endorses the reasons for approval contained in that report. (a) That the Parramatta Local Planning Panel (PLPP), exercising the functions of Council, pursuant to Section 4.16(3) of the Environmental Planning and Assessment Act 1979, supports the variation to Clause 40(3) Site Frontage of State Environmental Planning Policy (Housing for Senior or Persons with a Disability) 2004 under the provisions of Clause 4.6. (b) That the Parramatta Local Planning Panel (PLPP), exercising the functions of Council, pursuant to Section 4.16(1) of the	Mary-Lynne Taylor (Chair), Paul Berkemeier, Darryn Capes-Davis, Deb Sutherland	Nil

	Environmental Planning and Assessment
	Act 1979, grants development consent to
	DA/336/2020 for a period of five (5) years
	within which physical commencement is to
	occur from the date on the Notice of
	Determination, subject to conditions of
	consent.
	55,7557.11
	(c) Further, that objectors be advised of
	PLPP's decision.
	1 Li i e desision.
	The reasons for approval are:
	The development is permissible in the R2
	zone and satisfies the requirements of all
	the applicable planning controls, with one
	exception being the site frontage
	development standard in Seniors Housing
	SEPP.
	2. A written request to vary the site frontage
	has been received. The Panel finds that
	compliance with the standard is
	unnecessary, the variation sought will not
	have any adverse impacts and the Panel
	believes that there are sufficient
	environmental planning grounds to justify
	the variation and therefore finds that the
	application satisfactory. The Panel is
	satisfied that the Applicant's Clause 4.6
	variation request has adequately
	addressed the matters required to be
	demonstrated in Clause 4.6(3) of
	Parramatta LEP 2011 and that the
	proposed development will be in the
	public interest because it is consistent
	with the objectives for development within
	the R2 zone in which the development is
	proposed.
	3. The development provides an appropriate
	adaptive reuse of an important heritage
	item to ensure its long-term conservation
	and contribution to the public realm.
	4. For the reasons given above, approval of
	the application is in the public interest.
	and approximation of the public interiors.

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LPP 20 April 2021	5.7	DA/672/2019	23 Kent Street Epping	The Panel supports the findings found in the assessment report and endorses the reasons for approval contained in that report, and supports the conditions proposed in that report. (a) That the Parramatta Local Planning Panel, exercising the functions of Council, pursuant to Section 8.3 of the Environmental Planning and Assessment Act 1979, grants development consent to DA/679/2019 for a period of five (5) years within which physical commencement is to occur from the date on the Notice of Determination, subject to conditions of consent.	Mary-Lynne Taylor (Chair), Paul Berkemeier, Darryn Capes-Davis, Deb Sutherland	Nil
				 The reasons for approval are: The development is permissible in the R2 Low Density Residential zone and satisfies the requirements of all the applicable planning controls. The development will be compatible with the emerging and planned future character of the area. The development does not detract from any nearby heritage items and the Epping/Eastwood Heritage Conservation Area. For the reasons given above, approval of the application is in the public interest. 		
LPP 20 April 2021	5.8	DA/362/2020	46 Lamonerie Street, Toongabbie (Lot 1 DP 863805)	The Panel supports the findings in the assessment report and endorses the reasons for refusal contained in that report. (a) That the Parramatta Local Planning Panel (PLPP) exercising the functions of Council, pursuant to Section 4.16 of the Environmental Planning and Assessment Act, 1979, refuses development consent to DA/362/2020 for the following reasons: Biodiversity Conservation Act 2016	Mary-Lynne Taylor (Chair), Paul Berkemeier, Darryn Capes-Davis, Deb Sutherland	Nil

	The application fails to satisfy requirements of Clause 7.13 Development other than State significant development or infrastructure of the Biodiversity Conservation Act 2016;
	State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017
	2. In accordance with Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979, the application fails to satisfy requirements of clause 11 Miscellaneous provisions relating to permits of the State Environmental Planning Policy (Vegetation in Non-Rural Areas) 2017 because of the likely impact of construction of stormwater lines on existing vegetation;
	Parramatta Local Environmental Plan 2011
	3. In accordance with Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979, the application fails to achieve the aims of the Parramatta Local Environmental Plan 2011.
	4. In accordance with Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979, the application fails to achieve the objectives of the R2 Low Density Residential zone of the Parramatta Local Environmental Plan 2011.

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				I	Environmental Planning and Assessment	T	T
					Environmental Planning and Assessment Act		
					8. The application fails to supply sufficient information for a proper assessment, incorporates unsatisfactory site planning and demonstrates poor building design, and unacceptable internal amenity.		
					10. In accordance with Section 4.15(1)(e) of the Environmental Planning and Assessment Act 1979, the proposal fails to satisfy the relevant considerations in that the adverse impacts of the development due to non- compliances with the applicable planning controls are not beneficial for the local community and as such, is not in public interest.		
COUNCIL 26 APRIL 2021	17.1	RZ/4/2015	Post Exhibition - Planning Proposal, Development Control Plan and Planning Agreement - 197 and 207 Church Street and 89 Marsden Street, Parramatta	(a)	That Council receives and notes the submissions made during the public exhibition of the Planning Proposal, draft Development Control Plan (DCP) and draft Planning Agreement at 197 and 207 Church Street and 89 Marsden Street, Parramatta (a summary of submissions is provided at Attachment 1).	Councillors Barrak, Dwyer, Esber, Garrard, Issa, Jefferies, Pandey, Tyrrell and Zaiter	Councillors Bradley, Davis, Prociv, Wearne and Wilson
				(b)	That (subject to the clarification outlined in this report relating to removing any references to existing PLEP 2011 Clause 7.14) Council endorse for finalisation the Planning Proposal for land at 197 and 207 Church Street and 89 Marsden Street, Parramatta (provided at Attachment 2) which seeks to amend Parramatta Local Environmental Plan 2011 as follows: Apply an FSR of 10:1; Apply a height of part 105m part 12m:		

	☐ Include provisions that require a	
	minimum 1:1 commercial floor	
	space be provided in any redevelopment and allow for	
	unlimited commercial floor space	
	to be provided;	
	☐ Apply the full range of car parking	
	rates specified in the current draft Parramatta CBD Planning	
	Proposal.	
(c)	That Council submit the Planning	
	Proposal to the Department of Planning, Industry and Environment (DPIE) for	
	finalisation once the Planning Agreement	
	has been executed by the Applicant and	
	Council.	
(d1)	That Council finalise the DCP (Attachment	
(,	with the following amendments:	
	(i) removal of controls relating to	
	vehicular access (refer to part (e) of this resolution below for further	
	detail);(ii) ensuring servicing,	
	loading and set down/pick up	
	activities take place on site; (ii) strengthening archaeology	
	(ii) strengthening archaeology controls;	
	(iii) resolving inconsistencies in the	
	exhibited DCP relating to	
	basement retail use and parking due to flood considerations by	
	removing any references to	
	habitable floor space below the	
	flood planning level not being permitted	
	(iv) protection of awning on Murray	
	Bros building.	
(10)	That arise to Council considering the D. ()	
(d2)	That prior to Council considering the Draft CBD DCP for approval that Council seek	
	advice from the following stakeholders on	
	whether a prohibition of habitable floor	

		 space in basements is appropriate in the Parramatta CBD context: Office of Environment and Heritage State Emergency Service (SES) Council Flood Plain Management Committee Consultants who prepared Council Flood Study that supports the CBD LEP. 	
		That, with regards to d1(i) above, Council's current policy position on this matter is to support vehicle access arrangements whereby vehicles enter from Macquarie St and exit onto Marsden St, noting the following: (i) This position should form the basis of assessment of this matter for any Design Competition or Development Application at this site. (ii) The matter of vehicle access at this site will be re-exhibited as part of the draft Parramatta CBD DCP, or a Development Application at this site, whichever comes first.	
	.,	That Council delegate authority to the Chief Executive Officer to finalise the draft Planning Agreement at Attachment 4, and to sign the Planning Agreement on Council's behalf.	
		That Council officers write to DPIE to advise them of Council's resolution on this matter and to request that DPIE considers commencing finalisation processes (such as legal drafting and map-making) prior to the formal submission of the Planning Proposal referred to in (c) above. (Note: The reason for making this request is to expedite plan-making processes.)	

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				(h)	That Council note the Local Planning Panel's advice (refer to Attachment 5) is consistent with the Council Officer's recommendation in the report.		
				(i)	Further, that Council delegate authority to the Chief Executive Officer to make any minor amendments and corrections of a non-policy and administrative nature that may arise during the plan finalisation process, relating to the Planning Proposal, site-specific Development Control Plan and Planning Agreement.		
COUNCIL 10 May 2021	17.1	F2021/00521	Draft Development Control Plan and Draft Planning Agreement for 23-25 Windsor Road, Northmead	(a)	That Council endorse the draft site- specific Development Control Plan for the land at 23-25 Windsor Road, Northmead, as provided at Attachment 1, for the purpose of public exhibition.	Councillors Barrak, Davis, Dwyer, Esber, Garrard, Issa, Jefferies, Pandey, Prociv, Tyrrell and Zaiter	Councillors Bradley and Wilson
				(b)	That Council authorise the Chief Executive Officer to commence the legal drafting of a Planning Agreement in accordance with the Letter of Offer as provided in Attachment 2, and terms outlined in this report on behalf of Council for the purpose of public exhibition.		
				(c)	That the draft site-specific Development Control Plan and draft Planning Agreement be placed on public exhibition concurrently with the updated Planning Proposal in Attachment 3, for a period of 28 days and that a report be provided to Council on the outcomes of the public exhibition.		
				(d)	Further, that Council delegate authority to the Chief Executive Officer to correct any minor inconsistencies or anomalies of an administrative nature relating to the draft site-specific Development Control Plan and draft Planning Agreement		

					documentation that may arise during the drafting and exhibition process.		
COUNCIL 10 May 2021	17.2	F2020/00521	Draft Development Control Plan for the Telopea Precinct for Public Exhibition	(a)	That Council endorse the Telopea Precinct draft Development Control Plan (DCP) provided at Attachment 1 and the repeal of existing controls relating to Telopea in Section 4.1.11 of the Parramatta DCP 2011 for public exhibition purposes.	Councillors Barrak, Davis, Dwyer, Garrard, Issa, Jefferies, Pandey, Tyrrell, Wilson and Zaiter	Councillors Bradley, Esber and Prociv
				(b)	That the draft DCP be placed on public exhibition for a minimum period of 28 days and that Council undertakes the following engagement: i. Letters to property owners/occupiers and key stakeholders notifying them of the public exhibition; ii. Exhibition of the draft DCP on Council's Participate Parramatta website; iii. Notification of Draft DCP public exhibition in the local paper; iv. Hard copies of the draft DCP available at Council's Customer Service Centre and Dundas, Epping and Parramatta Libraries; and v. A series of four out of hours phone 'book a planner' sessions during the exhibition period.		
				(c)	That a report be prepared to Council on the outcome of the public exhibition period prior to the finalisation of the draft DCP.		
				(d)	Further, that Council authorise the Chief Executive Officer (CEO) to correct any minor anomalies of a non-policy and administrative nature relating to the draft DCP that may arise.		

LPP	5.1	F2020/02047	Finalisation of the Parramatta CBD	The L	ocal Planning Panel recommend to Council:	David Lloyd QC (Chair), Robert	Nil
11 May 2021			Planning Proposal following consideration of submissions received during the public exhibition period	(a)	That Council note the submissions made in response to the public exhibition of the Parramatta CBD Planning Proposal (CBD PP), as summarised at Attachments 12 to 15, including the Council officer responses.	Hussey, Richard Thorp, Anne Smith	
				(b)	That Council approve the revised CBD PP (in Attachments 1 to 9) and note the CBD PP seeks to amend Parramatta Local Environmental Plan 2011 (PLEP 2011).		
				(c)	That Council approve forwarding the CBP PP to the Department of Planning, Industry and Environment (DPIE) for finalisation, with a request that the PLEP 2011 amendment be made in accordance with section 3.36 of the Environmental Planning and Assessment Act 1979.		
				(d)	That Council: (i) Approve the requested changes to the CBD PP set out in Table 1 of Attachment 16 (identified as 'Changes that are supported (via Decision Pathway 1 - Green)'); (ii) Note the requested changes to the CBD PP summarised in Table 2 of Attachment 16, which are recommended not to be supported (identified as 'Changes that are not supported (via Decision Pathway 2 - Red)'); (iii) Approve further investigation of the requested changes to the CBD PP set out in Table 3 of Attachment 16 (identified as 'Changes that have merit for further investigation (via Decision Pathway 3 - Orange)'). (iv) Give consideration to an additional subclause which should be		

	included in Clause 7.3 (parking), requiring the provision of parking spaces for car share vehicles in each new development (via Decision Pathway 3 - Orange).
	(e) That Council note that on 27 April 2015 when endorsing the Parramatta CBD Planning Strategy (and as amended on 25 November 2019) Council approved further investigation on a number of "Planning Investigation Areas" (PIAs) to consider amendment of the planning controls in those areas and known respectively as the Northern, North – East, Eastern and Southern PIAs (see Figure 3) located outside of the CBD PP area and that no change is required to this in response to requested changes to these areas at this stage.
	(f) That Council writes to the Secretary of DPIE seeking an exemption from the State Environmental Planning Policy Amendment (Build-to-rent Housing) 2021 in the B3 Commercial Core zone as this is inconsistent with the employment objectives of the commercial core in the Parramatta CBD and also noting that there is adequate B4 Mixed Use zoned land in the Parramatta CBD to allow for build-to-rent housing and subdividable residential mixed use development.
	(g) That Council approve the preparation of a new Section 7.12 development contributions plan for the Parramatta CBD to be approved by Council within 12 months, including a new contributions levy rate set higher than the current 3% rate, to be determined after completion of feasibility testing as part of preparation of the plan.

				(h)	Further, that Council delegate authority to the Chief Executive Officer to make any minor amendments and corrections of a non-policy and administrative nature that may arise during the plan amendment process relating to the Parramatta CBD Planning Proposal (and supporting documentation), Draft PLEP 2011 Amendment Instrument and Draft PLEP 2011 Amendment Maps.		
LPP 18 May 2021	5.1	DA/368/2020	10 Valley Road, Eastwood (Lot 8 DP 7004)	(a)	That the Parramatta Local Planning Panel, exercising the functions of Council, pursuant to Section 4.15 of the Environmental Planning and Assessment Act 1979 refuse development consent to DA/368/2020 for Demolition of existing structures, tree removal and construction of a two storey 48-place child care Centre with basement parking at 10 Valley Road, Eastwood for the following reasons:	David Lloyd QC (Chair), Tony Reed, David Ryan, Warrick McLean	Nil
				Site S	Suitability		
				1.	The proposal fails to satisfy the relevant considerations under Section 4.15(c) under the Environmental Planning and Assessment Act 1979 for built environment, visual and acoustic privacy, suitability of the site and public interest.		
				2.	The proposed development is inconsistent with the provisions of the Child Care Planning Guideline 2017, Part 3, Section 3.1 – Site Selection and Location and Section 3.8 Traffic, parking, and pedestrian circulation as follows: i. The proposal does not meet the controls in Section 3.1, C1 as the subject site is located in a low-density residential zone and the proposal will result in unacceptable		

acoustic impacts to adjoining owners; ii. The proposal does not meet the controls in Section 3.1, C1 as the subject site is located on a site
which shares a number of boundaries with residential properties and the proposal requires unacceptable acoustic measures to mitigate acoustic impacts; and iii. The proposal does not meet the controls under Section 3.8 (C33, C36, C37, and C38) Traffic and Safety with non-compliant access
ramp to the proposed basement car parking and safe pedestrian access within the basement car parking.
Amenity
3. The proposed development is unsatisfactory because the location of the outdoor play areas is in close proximity to residential properties and the methods to alleviate these impacts are unsatisfactory. The proposed development is inconsistent with the provisions of the Child Care Planning Guideline 2017, Part 3.5 Visual and acoustic privacy for the following reasons: i. The proposal is non-complaint with the required side setback control of 2m along the northern boundary of the site which will further exacerbate the adverse acoustic impacts on the adjoining properties;
ii. The proposal relies on restricting numbers of children during outdoor play in addition to installation of the acoustic fence to manage noise

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	emissions. The Acoustic Report submitted with that application recommends that a maximum of 23 children out of 48 will be allowed to play outside at any one time and restricts accessibility to the complete outdoor space according to the age group. iii. The proposed methods are not appropriate for the management of noise emissions and compromises the amenity and usability of the centre by children.
	Insufficient Information
	4. Pursuant to Section 4.15(1)(a)(I) of the Environmental Planning and Assessment Act 1979 the proposal does not meet the objectives of Section 3.3.6.1 Stormwater Drainage Control under the Parramatta Development Control Plan 2011 as the proposal fails to address the additional information requested by Council's Development Engineer to provide amended stormwater plans demonstrating a revised drainage layout plan showing the OSD tank outside the children's play area, as requested. No changes have been made to the location of the OSD tank, except minor changes at the front yard grated drainage system.
	5. Pursuant to Section 4.15(1)(a)(I) of the Environmental Planning and Assessment Act 1979 the proposal does not meet the design principles (P3, P7, P9 P14 and P15) of Section 3.6.2 Parking and Vehicular Access as the proposal fails to address the additional information requested by Council's Traffic Engineer to submit amended architectural plans demonstrating a compliant access ramp to

Amend the zoning from R4	LPP 18 May 2021	6.1	F2020/01810	Post-exhibition: Outcome of public exhibition of two planning proposals and three DCP amendments for various matters in Epping.	6. (b)	the proposed basement car park, sufficient width of the roller shutter door to the car park in accordance with the requirement of the AS2890.1 -2004 and provision of a separate pedestrian pathway from car parking spaces to the lift and stairs and marked on the ground to provide a safe pedestrian environment within the basement car park. Interest The proposal fails to satisfy the relevant considerations under Section 4.15(c) under the Environmental Planning and Assessment Act 1979 for built environment, visual and acoustic privacy, suitability of the site and public interest. Further, that the submitters be advised of the Panel's decision. Parramatta Local Planning Panel mends the following to Council: That Council receives and notes the submissions made during the public exhibition of the East Epping and Rosebank Avenue Planning Proposals and the draft amendments to the Hornsby Development Control Plan 2013 which are summarised at Attachment 1. That Council endorse for finalisation the planning proposal relating to the following various properties in East Epping (provided at Attachment 2) which seeks to amend Hornsby Local Environmental Plan 2013 as follows: i. For sites 2 to 24 Rockleigh Way, 3 to 7 and 4 to 8 Brenda Way, and 5A Essex Street:	David Lloyd QC (Chair), Tony Reed, David Ryan, Warrick McLean	Nil
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			R3 Medium		
			Residentia		
			 Amend the 	maximum	
			building he	ght from 17.5	
			metres to 1		
				ximum Floor	
				o (FSR) of 0.6:1,	
			noting ther	e is no existing	
				I for the sites.	
		ii.	For sites at 1 to 3		
			 Amend the 		
				ght from 12	
			metres to 1		
			Apply an F		
				e is no existing	
				I for the sites.	
		iii.	For sites at 21-29		
			Amend the		
				ght from 17.5	
			metres to 1		
			Apply an F		
				e is no existing	
				I for the sites.	
		iv.	For sites at 23 to 2		
		٠٠.	Street:	orti ombiono	
			 Amend the 	zoning from R3	
				nsity Residential	
			to R4 High		
			Residentia		
			 Amend the 	maximum	
				ght from 12	
			metres to 1		
			 Apply an F 	SR of 0.8:1,	
				e is no existing	
				I for the sites.	
	(0		Council endorse for		
			ing proposal for 1-7		
		Roset	bank Avenue, Eppir	g (provided at	
			hment 3) which see		
			sby Local Environme	ental Plan 2013	
		as foll	lows:		

	 i. Remove the Heritage Conservation Area notation (as it applies to these properties). ii. Amend the zone from R2 Low Density Residential to R4 High Density Residential. iii. Amend the maximum building height from 8.5m to 11m. iv. Apply a maximum FSR to 0.8:1, noting there is no existing FSR control for the sites.
	(d) That Council forward the East Epping and Rosebank Avenue Planning Proposals to the Department of Planning, Industry and Environment for finalisation.
	(e) That Council endorse for finalisation the exhibited amendments to the Hornsby Development Control Plan 2013 which sought to: i. To introduce a provision to facilitate widening of the Forest Grove/Essex Street pedestrian link in the event of redevelopment (provided at Attachment 4). ii. That Council endorse for finalisation the amendment to the Development Control Plan 2013 to make minor corrections to the Epping Town Centre car parking provisions (provided at Attachment 5). iii. Introduce design controls to support the Rosebank Avenue planning proposal to encourage an improved heritage interface with associated setbacks and planting (provided at Attachment 6), subject to the inclusion of the following amendments:- • introducing an additional control relating to location of

				(f)	balconies on, and requiring screening of, upper level balconies for new development on 5 and 7 Rosebank Avenue; • introducing an additional control limiting balcony intrusions into setbacks Rosebank Avenue; and • introducing an additional control that require the protection of existing street trees in Rosebank Avenue. Further, that Council authorises the Chief Executive Officer to make any minor amendments and corrections of a nonpolicy and administrative nature that may arise during the plan amendment process relating to the Planning Proposal.		
COUNCIL 24 May 2021	7.2 F2	2020/02047	Outcomes of the exhibition of the Parramatta CBD Planning Proposal – Advice of the Local Planning Panel	(a) (b)	That Council note the advice of the Local Planning Panel received in relation to the report on the outcomes of the exhibition of the Parramatta CBD Planning Proposal (as provided in the minutes to their meeting at Attachment 1). That Council approve consideration of the additional recommendation of the Local Planning Panel (LPP) with respect to car share controls, that: "an additional subclause be included in Clause 7.3 (parking), requiring the provision of parking spaces for car share vehicles in each new development (via Decision Pathway 3 – Orange) in Table 3 of Attachment 16 of the LPP Report ('Changes that have merit for further investigation (via Decision Pathway 3 – Orange)')."	Councillors Bradley, Dwyer, Esber, Garrard, Issa, Jefferies, Pandey, Prociv, Tyrrell and Zaiter	Councillors Barrak, Davis, Wearne and Wilson

COUNCIL 24 May 2021	17.1	F2020/02047	Post Exhibition - Finalisation of the Parramatta CBD Planning Proposal following consideration of submissions received during the public exhibition period	That Council defer consideration of this matter to the next Council Meeting.	Councillors Barrak, Bradley, Davis, Esber, Pandey, Prociv, Wearne and Wilson	Councillors Dwyer, Garrard, Issa, Jefferies, Tyrrell and Zaiter
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