



# Ordinary Council

Tuesday 11 June 2024

6.30pm

## Minutes





# Ordinary Council Meeting

## Tuesday 11 June 2024

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## **Items Determined Under Delegated Authority by Council Committees**

**The following items were determined under Delegated Authority.  
To see the delegated decisions of Council please refer to the individual  
Committee Meeting Minutes.**

### **Finance, Community & Services Committee held on Monday 03 June 2024**

- D1 Confirmation of Minutes of Meeting held on 6 May 2024
- D2 Woollahra Local Traffic Committee Minutes - 7 May 2024

### **Environmental Planning Committee held on Monday 03 June 2024**

- D1 Confirmation of Minutes of Meeting held on 6 May 2024

## Ordinary Council Meeting

### Minutes of the Meeting of Ordinary Council held at the Council Chambers, 536 New South Head Road, Double Bay, on 11 June 2024 at 6.30pm.

- Present: His Worship the Mayor, Councillor Richard Shields ex-officio  
Councillors Sarah Swan (Deputy Mayor)  
Sean Carmichael  
Peter Cavanagh (via Zoom)  
Nicola Grieve  
Mary-Lou Jarvis  
Harriet Price  
Lucinda Regan  
Matthew Robertson (via Zoom) (joined meeting at 6.33pm during Item 6.1)  
Isabelle Shapiro  
Mark Silcocks  
Merrill Witt  
Susan Wynne (via Zoom)  
Toni Zeltzer
- Staff: Emilio Andari (Manager – Engineering Services) (via Zoom)  
Jennifer Chenhall (Manager – Governance & Risk)  
Rhys Johnson (Governance Coordinator)  
Zubin Marolia (Manager – Property & Projects) (via Zoom)  
Sue Meekin (Director – Corporate Performance)  
Vicki Munro (Acting Director – Community & Customer Experience)  
Tom O’Hanlon (Director – Infrastructure & Sustainability)  
Scott Pedder (Director – Planning & Place)  
Craig Swift-McNair (General Manager)
- Also in Attendance: Christian Morris Council Consultant Item 10.1  
Stu Reeve – Micromex Council Consultant Item 12.2
- 

**Note:** Item 10.1 Mayoral Minute and Item 12.1 General Manager & Officer’s Report were considered after Item 17.2 Questions with Notice.

## **1. Opening**

The Mayor declared the Ordinary Council Meeting of 11 June 2024 open and welcomed Councillors, staff and members of the public who are watching and listening to this evenings meeting.

## **2. Prayer**

The Mayor read the Prayer:

Almighty God, you have given us a beautiful place to live in. We pray for your gift of wisdom that the decisions of this Council may benefit those we serve.

Be with us in our deliberations that this Municipality may know your blessing. Amen.

## **3. Acknowledgement of Country (Gadigal People and Birrabirragal People)**

The Mayor read the following Acknowledgement of Country:

*I would like to acknowledge that we are here today on the land of the Gadigal and Birrabirragal people, the traditional custodians of the land. On behalf of Woollahra Council, I acknowledge Aboriginal or Torres Strait Islander people attending today and I pay my respects to Elders past, present and emerging.*

## **4. Acknowledgement of the Sovereign of the Day (King Charles III)**

The Mayor read the following Acknowledgement of the Sovereign of the Day (King Charles III):

*I also acknowledge, the King of Australia, King Charles III.*

## 5. Leave of Absence, Apologies and Attendance by Audio-Visual Link by Councillors

An apology was received and accepted from Councillor Elsing and leave of absence granted.

**General Item No:** 5.1 Audio-Visual Attendance

**(Swan/Zeltzer)**

### 59/24 Resolved:

THAT in accordance with clause 5.23 of Council's Code of Meeting Practice, Council approves the following Councillor participation in the Council Meeting of 11 June 2024 via Audio-Visual Link:

- Councillor Cavanagh
- Councillor Robertson
- Councillor Wynne

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

#### ***For the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

#### ***Against the Motion***

Nil

**13/0**



## 6. Confirmation of Minutes

**Item No:** 6.1  
**Subject:** CONFIRMATION COUNCIL MINUTES - 13 MAY 2024  
**Author:** Sue O'Connor, Governance Officer  
**File No:** 24/85471  
**Purpose of the Report:** The Minutes of the Council of 13 May 2024 were previously circulated. In accordance with the guidelines for Committees' operations it is now necessary that those Minutes be formally taken as read and confirmed.  
**Alignment to Delivery Program:** Strategy 11.3: Ensure effective and efficient governance and risk management.

(Silcocks/Shapiro)

### 60/24 Resolved:

THAT the Minutes of the Council Meeting of 13 May 2024 be taken as read and confirmed.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

#### **For the Motion**

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

14/0

#### **Against the Motion**

Nil

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## 7. Late Correspondence

**Note:** Council resolution of 27 June 2011 to read late correspondence in conjunction with the relevant Agenda EP Items R1 & R2 and FC&S Items R1, R4 & R8.

## 8. Disclosures of Interest

Councillor Grieve declared a Non-Significant, Non-Pecuniary interest in Item 13.2 R4 (Grants Program 2024/25 Recommended Projects for Funding) as Councillor Grieve is a financial member of one of the organisations under consideration, being the Rose Bay Community Garden. Councillor Grieve remained in the meeting, participated in debate and voted on the matter.

Councillor Price declared a Non-Significant, Non-Pecuniary interest in Item 13.2 R4 (Grants Program 2024/25 Recommended Projects for Funding) as Councillor Price is a former president of one of the organisations under consideration, being the Glenmore Road Public School Parents and Citizens Association (P&C). Councillor Price remained in the meeting, participated in debate and voted on the matter.

Councillor Jarvis declared a Non-Significant, Non-Pecuniary interest in Item 13.2 R4 (Grants Program 2024/25 Recommended Projects for Funding) as Councillor Jarvis previously served as a board member on two of the organisations under consideration, being Kincoppal Rose Bay School and Our Big Kitchen. Councillor Jarvis remained in the meeting, participated in debate and voted on the matter.

## **9. Petitions Tabled**

Nil

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## 10. Mayoral Minute

**Item No:** 10.1  
**Subject:** **GENERAL MANAGERS CONTRACT OF EMPLOYMENT**  
**Author:** Richard Shields, Mayor  
**File No:** 24/55791  
**Purpose of the Report:** To consider the General Manager's Contract of Employment in a confidential closed session.

**Note:** This item was considered after Item 17.2 Questions with Notice.

### (Swan/Grieve)

THAT the Council resolve to enter into closed session with the press and public excluded to consider the Confidential Mayoral Minute in accordance with the provisions of Section 10A of the Local Government Act 1993.

### Adopted

#### In Closed Session

**Note:** The Council discussed the Confidential Mayoral Minute.

### (Silcocks/Zeltzer)

THAT the Recommendation in relation to this matter be adopted.

### Adopted

#### In Open Session

### (Zeltzer/Carmichael)

#### 61/24 Resolved:

THAT Council:

- A. Note the information included in this General Managers Contract of Employment Mayoral Minute on the process for reappointment of the General Manager of Woollahra Council.
- B. Resolve in line with a recommendation from the General Managers Performance Review Panel, to offer Craig Swift-McNair a further five (5) year contract of employment as the General Manager of Woollahra Council, commencing on 20 July 2025, at the conclusion of the General Managers current contract.
- C. Endorse the Mayor to negotiate final details of the new contract for the General Manager, with the assistance of Mr. Christian Morris from Local Government Management Solutions.
- D. Note that this Mayoral Minute / report on the General Managers Contract of Employment will remain confidential.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

**For the Motion**

**Against the Motion**

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

**14/0**

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## 11. Public Forum

Nil

## 12. General Manager and Officer's Report

<b>Item No:</b>	12.1
<b>Subject:</b>	<b>AUDIT, RISK &amp; IMPROVEMENT COMMITTEE (ARIC) - APPOINTMENT OF CHAIR &amp; INDEPENDENT MEMBERS JULY 2024 TO JULY 2028</b>
<b>Author:</b>	Jennifer Chenhall, Manager Governance & Risk
<b>Approvers:</b>	Sue Meekin, Director Corporate Performance Craig Swift-McNair, General Manager
<b>File No:</b>	24/96659
<b>Purpose of the Report:</b>	To appoint independent members to the Audit, Risk & Improvement Committee (ARIC).
<b>Alignment to Delivery Program:</b>	Strategy 11.1: Build an efficient organisation that places customers and the community at the heart of service delivery.

**Note:** This item was considered after Item 17.2 Questions with Notice.

**Note:** The Council added a new Part G to the Resolution. Original Part G became Part H.

### (Swan/Grieve)

THAT the Council resolve to enter into closed session with the press and public excluded to consider the Confidential Report on this matter in accordance with the provisions of Section 10A of the Local Government Act 1993.

### Adopted

#### In Closed Session

**Note:** The Council discussed the Confidential Report.

### (Silcocks/Zeltzer)

THAT the Confidential Recommendation in relation to this matter be adopted.

### Adopted

#### In Open Session

### (Zeltzer/Carmichael)

### 62/24 Resolved:

THAT Council:

- A. Appoints the following three (3) persons as Independent Voting Members of Council's Audit, Risk & Improvement Committee (ARIC) for the period 1 July 2024 to 1 July 2028:
  - i) *Carl Millington as Chair*
  - ii) *Daniel Carbone*
  - iii) *Belinda Lawn*
- B. Notes the remuneration rate for the Chair of the ARIC as \$2,000 plus GST and the rate for the Independent Voting Members as \$1,500 plus GST per meeting, plus the relevant superannuation guarantee and claim for kilometre of travel to meetings.
- C. Notes that all persons who submitted an Expression of Interest will be thanked and advised of the outcome of their application.

- D. Nominates the following (1) Councillor to be the non-voting member on the Audit, Risk & Improvement Committee from 1 July 2024 to 14 August 2024:
- *Councillor Carmichael*
- E. Requests that the Mayor writes to the retiring Independent Member Mr Jason Masters thanking him for his commitment and contribution to the Audit, Risk & Improvement Committee.
- F. Formally acknowledges the valuable contribution made by Ms Deborah Goodyer in her capacity as Independent Member of the ARIC since July 2022.
- G. Formally acknowledges the long-standing valuable contributions made by Councillor Grieve and Councillor Price to the Audit, Risk & Improvement Committee.
- H. Note that the report remain confidential.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

***Against the Motion***

Nil

***14/0***

<b>Item No:</b>	12.2
<b>Subject:</b>	<b>COMMUNITY SATISFACTION RESEARCH 2024</b>
<b>Author:</b>	Petrina Duffy, Coordinator Strategy & Performance
<b>Approvers:</b>	Sue Meekin, Director Corporate Performance Craig Swift-McNair, General Manager
<b>File No:</b>	24/78821
<b>Purpose of the Report:</b>	The purpose of this report is to present to Council the results of community research undertaken in March 2024 through a telephone survey with residents living in the Woollahra local government area.
<b>Alignment to Delivery Program:</b>	Strategy 10.1: Encourage inclusive community participation and build respectful relationships through engagement and input into decision making.

**(Swan/Carmichael)**

**63/24 Resolved:**

THAT Council:

- A. Receive and note the 2024 Community Satisfaction Research Survey.
- B. Note the overall survey result, which demonstrates a very high level of 'satisfaction with Council performance' with 91% of residents being 'somewhat satisfied' to 'very satisfied' with the overall performance of Council, with this being an increase on the rating of 87% from the previous survey undertaken in 2021.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

***Against the Motion***

Nil

**14/0**

**Item No:** 12.3  
**Subject:** **PERMIT PARKING GUIDELINES - REQUEST FOR FEEDBACK ON PROPOSED AMENDMENT**  
**Author:** Tom O'Hanlon, Director Infrastructure & Sustainability  
**Approver:** Craig Swift-McNair, General Manager  
**File No:** 24/97447  
**Purpose of the Report:** To seek a resolution of Council prior to providing feedback to Transport for NSW on an amendment to the NSW Permit Parking Guidelines.  
**Alignment to Delivery Program:** Strategy 6.2: Management of public parking on-street and off-street.

**Note:** Andrew Maloney addressed the Council.

**(Jarvis/Grieve)**

**64/24 Resolved:**

THAT Council request the General Manager write to Transport for NSW, objecting to the proposed amendment to the NSW Permit Parking Guideline that would require that any permit holder exception to a parking restriction must have a permissive parking limit of not less than one hour, as outlined in correspondence received by Council on 31 May 2024.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

***Against the Motion***

Councillor Price

**13/1**



**Item No:** 12.4  
**Subject:** **GRANTING OF A LEASE OF THE COOPER PARK TENNIS CENTRE**  
**Author:** Jim Allison, Senior Property Officer  
**Approvers:** Zubin Marolia, Manager Property & Projects  
Tom O'Hanlon, Director Infrastructure & Sustainability  
**File No:** 24/94533  
**Purpose of the Report:** To report the proposed grant of a lease of the Cooper Park Tennis Centre.  
**Alignment to Delivery Program:** Strategy 11.2: Secure Council's financial position.

**Note:** Brian Gaitz of Young Aces Tennis, addressed the Council.

**Note:** The Council added a new Part D to the Resolution.

**(Swan/Zeltzer)**

THAT the Committee resolve to enter into closed session with the press and public excluded to consider the Confidential Attachments on this matter in accordance with the provisions of Section 10A (c) of the Local Government Act 1993.

**Adopted**

**In Closed Session**

**Note:** The Council discussed the Confidential Attachments and resolved the matter.

**(Grieve/Swan)**

THAT the Council move into Open Session.

**Adopted**

**In Open Session**

**(Swan/Carmichael)**

**65/24 Resolved:**

THAT Council:

- A. Enters into a lease agreement with Young Aces Cooper Park Pty Ltd ACN 677 560 128 for a seven (7) year initial term plus a seven (7) year option term, at a commencement rent of \$295,000 per annum excl. GST, with CPI annual increases and a review to market upon exercise of the option.
- B. Ensures the lease agreement includes a capital refurbishment commitment of \$913,641.86 including ancillary costs excl. GST, subject to any necessary development approval.
- C. Authorises the General Manager to execute all legal agreements required to enter into a lease agreement with Young Aces Cooper Park Pty Ltd.
- D. Requests the Mayor writes to the current operators of the Cooper Park Tennis Centre thanking them for their commitment to the community.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

**For the Motion**

**Against the Motion**

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

**14/0**

## 13. Reports of the Committees

### 13.1 Environmental Planning Committee

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#### Items with Recommendations from the Committee Meeting of Monday 3 June 2024 Submitted to the Council for Determination

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<b>Item No:</b>	R1 Recommendation to Council
<b>Subject:</b>	<b>SUBMISSION ON PRECINCTS FOR LOW AND MID-RISE HOUSING REFORMS</b>
<b>Authors:</b>	Lyle Tamlyn, Acting Team Leader Strategic Planning Fiona Aghili, Strategic Planner
<b>Approver:</b>	Scott Pedder, Director Planning & Place
<b>File No:</b>	24/90932
<b>Purpose of the Report:</b>	To inform Council of the submission provided to the Department of Planning, Housing and Infrastructure on precinct selection for the low and mid-rise housing reforms.
<b>Alignment to Delivery Program:</b>	Strategy 4.1: Encourage and plan for sustainable, high quality planning and urban design outcomes.

**Note:** Late Correspondence was tabled by Fiona Aghili, Council's Strategic Planner.

**Note:** The Council added a new Part iv to Part B, amended Part v of Part C, and added a new Part iv to Part D to the Resolution.

**(Swan/Carmichael)**

**66/24 Resolved:**

THAT Council:

- A. Receives and notes the report to the Environmental Planning Committee of 3 June 2024, and accompanying staff submission at Attachment 1, regarding the Department of Planning, Housing and Infrastructure's (DPHI) precinct selection for the low and mid-rise housing reforms across the Woollahra Local Government Area.
- B. Affirms that councils are best placed to appropriately plan for increased density in their municipalities, and that the DPHI has not taken into account the following:
  - i. that Woollahra Council is already meeting and exceeding the NSW State Government's five year housing target (2016-2021) by over 70%, and is on track to deliver the 6-10 year housing target (2021-2026);
  - ii. the recent endorsement of the Edgecliff Commercial Centre Strategy and the Double Bay Centre Strategy, that together would deliver the housing required by the new five-year housing target, without introducing the proposed precincts from the low and mid-rise reforms;
  - iii. the Woollahra LGA has a high population density that is significantly higher compared to other areas in Greater Sydney; and
  - iv. the Local Environmental Plan Amendment No.33 and the Woollahra Development Control Plan 2015 (Woollahra DCP 2015) Amendment No. 21 published 14 July 2023, which contains finely crafted tree canopy and deep-soil landscape controls that were developed in response to the NSW Government's 40% tree canopy target by 2036.

- C. Opposes the DPHI's proposed station and town precinct selection for Woollahra, which consists of Edgecliff, Double Bay, Rose Bay (New South Head Road), Rose Bay North (Old South Head Road), based on the concerns outlined below:
- i. infrastructure issues relating to critical and urgent capacity constraints for water, sewerage, road, trains, buses, schooling and open space;
  - ii. significant flooding, hydrology and acid sulfate soil issues in and around Edgecliff, Double Bay and Rose Bay (New South Head Road);
  - iii. failure to address unacceptable impacts posed on Woollahra's heritage significance;
  - iv. the complete unsuitability of Rose Bay (New South Head Road) and Rose Bay North (Old South Head Road) as both lack the amenity and services required; and
  - v. failure to consider the impacts of increased density on local character and the environment, including tree canopy and deep-soil landscape in the Woollahra LGA.
- D. Notes the DPHI's failure to address key concerns previously raised by Council on the reforms including:
- i. addressing how the additional infrastructure and essential services, which are the responsibility of the NSW State Government to provide, required to support density and population growth will be adequately funded and delivered;
  - ii. addressing the impacts of the reforms when delivered in conjunction with the 30% floor space ratio and building height bonus under the Housing SEPP;
  - iii. addressing the onsite delivery of a significant amount of affordable housing in perpetuity; and
  - iv. make reference to the loss of tree canopy and loss of deep-soil landscape in the Woollahra LGA.
- E. Request the Mayor write to the Minister for Planning and Public Spaces, indicating Council's support for the staff submission at Attachment 1, and continued opposition to the low and mid-rise housing reforms across the Woollahra Local Government Area for the reasons outlined in point B - D. of this resolution.

*Note: In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.*

**For the Motion**

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

**Against the Motion**

Nil

**14/0**

<b>Item No:</b>	R2 Recommendation to Council
<b>Subject:</b>	<b>HYDROGEOLOGICAL AND GEOTECHNICAL STUDY OF THE ROSE BAY AREA AND PROPOSED DCP AMENDMENTS</b>
<b>Author:</b>	Jacquelyne Della Bosca, Executive Planner
<b>Approvers:</b>	Kristy Welfare, Acting Manager Strategic Planning & Place Emilio Andari, Manager Engineering Services Tom O'Hanlon, Director Infrastructure & Sustainability Scott Pedder, Director Planning & Place
<b>File No:</b>	24/74056
<b>Purpose of the Report:</b>	To report on the findings of the hydrogeological and geotechnical study of the Rose Bay area undertaken by GHD Pty Ltd To obtain Council's approval to exhibit an amendment to the Woollahra Development Control Plan 2015.
<b>Alignment to Delivery Program:</b>	Strategy 4.1: Encourage and plan for sustainable, high quality planning and urban design outcomes.
<b>Note:</b>	Late Correspondence was tabled by Scott Pedder, Council's Director Planning & Place.
<b>Note:</b>	Council amended the Resolution.

(Zeltzer/Regan)

**67/24 Resolved:**

- A. Resolves to defer this item to the next meeting of Council on the 8 July 2024 to give consideration to further late correspondence on this matter.
- B. In the interim, the matter is referred back to the Environmental Planning Committee in order that staff provide further input into appropriate amendments to better protect neighbouring and other property from damage as a consequence of building approvals in the confirmed sensitive location from the Bellevue Hill Ridgeline to the Sydney Harbour foreshore including the Rose Bay basin.
- C. Requests staff address the following questions as part of the material brought back to the Environmental Planning Committee before the July full Council meeting. Much is supported by the engineer's report but the proposed amendments to date do not address the reasons for conducting the study, which is to reduce the potential for damage to neighboring and other property:
  - i. Considering the area has been identified as sensitive by the engineers' survey and report and considering there has been a multitude of reports and evidence of damage to neighbouring properties and some further afield from redevelopment in this wide location on the slope and along the basin, council officers put their minds to the German standards regarding vibration (PPV) impacts;
  - ii. Can the German vibration standard regarding vibration impact of 2.5 units be applied as an upper limit in our controls through conditions of consent in this sensitive location and in keeping with this standard?
  - iii. Can approvals that have conditions for the requirement of vibration monitors be clear exactly when these are to be put in place rather than rely on the applicant or builder. Can the timing of their installation be a clear condition of consent?
  - iv. Recommend a means by which locals and neighbors are informed when vibration standards are breached and who will notify them or how are they going to be notified. What evidence will be available to them?
  - v. Develop an open/transparent process in which locals understand when vibration limits are breached and what the recourse is.

- vi. Using the engineer's report and previous reported cases of damage, develop a radius in which dilapidation reports are required, having regard to substrata and impacts on structural roofs.
- vii. Develop a radius around the redevelopment in which vibration monitors will need to be installed. This should go beyond the immediate neighbour considering the long history of evidence that the damage is both proximal and distal.
- viii. Propose the process, if any, by which locals who have not been captured by the monitors or dilapidation reports but who are experiencing strong vibrations with ensuing damage can have the method of building piling, excavation and sifting reviewed to reduce vibration and damage to their properties. How will this information be handled?
- ix. Acknowledging the sensitivity of this location, look at options to prohibit any excavation beyond the current excavation controls but excluding excavation required to deliver the on-site parking allowance for higher density residential development

*Note: In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.*

***For the Motion***

***Against the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

***14/0***

<b>Item No:</b>	R3 Recommendation to Council
<b>Subject:</b>	<b>THE APPLICATION AND EFFECTIVENESS OF THE VOLUME OF EXCAVATION CONTROLS AND RECOMMENDATIONS TO REDUCE EXCAVATION IN DEVELOPMENT APPLICATIONS</b>
<b>Author:</b>	Eleanor Smith, Executive Planner
<b>Approvers:</b>	Kristy Wellfare, Acting Manager Strategic Planning & Place Scott Pedder, Director Planning & Place
<b>File No:</b>	24/85921
<b>Purpose of the Report:</b>	To respond to an Environment Planning Committee resolution seeking a staff report on the application and effectiveness of current excavation controls and recommendations to mitigate the impacts of development applications with increasingly large volumes of excavation.
<b>Alignment to Delivery Program:</b>	Strategy 4.1: Encourage and plan for sustainable, high quality planning and urban design outcomes.

**Motion moved by Councillor Robertson  
Seconded by Councillor Swan**

THAT Council:

- A. Receive and note the report on the application and effectiveness of the volume of excavation controls and recommendations to reduce excavation in development applications.
- B. Resolve to exhibit *Draft Woollahra Development Control Plan 2015 (Amendment No. 31)* as contained at **Attachment 1** of the report to the Environmental Planning Committee of 03 June 2024.
- C. Subject to B, undertake the amendment to the *Woollahra Development Control Plan 2015* concurrently with another DCP amendment, having regard to the nature of the amendment and the resources involved in amending the DCP.

**Amendment moved by Councillor Grieve  
Seconded by Councillor Witt**

THAT Council:

- A. Receive and note the report on the application and effectiveness of the volume of excavation controls and recommendations to reduce excavation in development applications.
- B. Resolve to exhibit *Draft Woollahra Development Control Plan 2015 (Amendment No. 31)* as contained at **Attachment 1** of the report to the Environmental Planning Committee of 03 June 2024.
- C. Subject to B, undertake the amendment to the *Woollahra Development Control Plan 2015* concurrently with another DCP amendment, having regard to the nature of the amendment and the resources involved in amending the DCP.
- D. Request staff prepare an additional report which investigates the deletion of 'Control 4' in 'Section B 3.4 Excavation' of the *Woollahra Development Control Plan (DCP) 2015* which currently enables a variation to the volume of excavation control for residential flat buildings to accommodate car parking and storage.

**The Amended was put and lost.**

*Note: In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.*

**For the Motion**

Councillor Grieve  
Councillor Robertson  
Councillor Witt

**Against the Motion**

Councillor Carmichael  
Councillor Cavanagh  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Wynne  
Councillor Zeltzer

3/11

**The Motion was put and carried.**

**(Robertson/Swan)**

**68/24 Resolved:**

THAT Council:

- A. Receive and note the report on the application and effectiveness of the volume of excavation controls and recommendations to reduce excavation in development applications.
- B. Resolve to exhibit *Draft Woollahra Development Control Plan 2015 (Amendment No. 31)* as contained at **Attachment 1** of the report to the Environmental Planning Committee of 03 June 2024.
- C. Subject to B, undertake the amendment to the *Woollahra Development Control Plan 2015* concurrently with another DCP amendment, having regard to the nature of the amendment and the resources involved in amending the DCP.

*Note: In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.*

**For the Motion**

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

**Against the Motion**

Nil

14/0



## 13.2 Finance, Community & Services Committee

### Items with Recommendations from the Committee Meeting of Monday 3 June 2024 Submitted to the Council for Determination

**Item No:** R1 Recommendation to Council  
**Subject:** **DRAFT CHILDREN, YOUTH & FAMILIES STRATEGY AND 4 YEAR ACTION PLAN**  
**Authors:** Jamie Adams, Development Officer, Community & Culture  
Maya Jankovic, Coordinator Community & Culture  
**Approvers:** Vicki Munro, Manager Community & Culture  
Patricia Occelli, Director Community & Customer Experience  
**File No:** 24/15017  
**Purpose of the Report:** To present the Draft Children, Youth & Families Strategy and Action Plan to Council to be placed on public exhibition for a period of 28 days.  
**Alignment to Delivery Program:** Strategy 2.2: Understand needs of our community so that we can facilitate access to support and services.  
**Note:** Late Correspondence was tabled by Vicki Munro, Council's Manager Community & Culture.

**(Zeltzer/Silcocks)**

#### 69/24 Resolved without debate:

THAT Council:

- A. Endorse the Draft Children, Youth & Families Strategy and Action Plan presented as **Attachment 1** for the purpose of public exhibition for a period of 28 days.
- B. Notes that a further report will be tabled at a future meeting of Council on submissions received to the Draft Children, Youth & Families Strategy and Action Plan.
- C. Note that Council's preschool is in high demand with up to 100 eligible children remaining on the list after each intake.
- D. Requests that the General Manager prepare a report on the feasibility (or otherwise) of expanding the provision of pre-school services places (and that this action is included in the 2024/2025 Operational Plan).

**Note:** *In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

**For the Motion**

**Against the Motion**

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

14/0

<b>Item No:</b>	R2 Recommendation to Council
<b>Subject:</b>	<b>PROPOSED APPROACH FOR THE SIR DAVID MARTIN RESERVE BUILDINGS</b>
<b>Authors:</b>	Vicki Munro, Manager Community & Culture Zubin Marolia, Manager Property & Projects
<b>Approvers:</b>	Patricia Ocelli, Director Community & Customer Experience Tom O'Hanlon, Director Infrastructure & Sustainability
<b>File No:</b>	24/69345
<b>Purpose of the Report:</b>	To seek Council support to negotiate with existing lessees or licensees of the Sir David Martin Reserve buildings for the Drill Hall, Sail Loft and the Cottage to extend their existing leases or licenses for a further 3 years with an option for a further 3 year period.
<b>Alignment to Delivery Program:</b>	Strategy 2.1: Build strong and respectful connections with partners so that we can enhance and protect our local area and quality of life.

(Zeltzer/Silcocks)

**70/24 Resolved without debate:**

THAT Council:

- A. Support entering into negotiations with existing lessees or licensees of the Drill Hall, the Sail Loft and the Cottage at Sir David Martin Reserve, namely Sailability NSW Inc. (Rushcutters Bay), Making Waves Foundation Inc., Critical Path Inc. and South Eastern Community Connect Inc. to progress the formation of extending their existing leases and or licenses, for 3 years with an option for a further 3 year period.
- B. Note that a further report on the outcomes of the negotiations will be presented to a future Council meeting.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

**For the Motion**

**Against the Motion**

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

**14/0**

**Item No:** R3 Recommendation to Council  
**Subject:** **DONATIONS AND SPONSORSHIP POLICY AND DRAFT OUTGOING SPONSORSHIP GUIDELINES - PUBLIC EXHIBITION FEEDBACK**  
**Author:** Vicki Munro, Manager Community & Culture  
**Approver:** Patricia Occelli, Director Community & Customer Experience  
**File No:** 24/90716  
**Purpose of the Report:** To review public exhibition comments and adopt the amended Donations and Sponsorship Policy and Outgoing Sponsorship Guidelines.  
**Alignment to Delivery Program:** Strategy 1.1: Provide, promote and facilitate a range of community projects, programs and events that support an inclusive, thriving and sustainable community.

**(Zeltzer/Silcocks)**

**71/24 Resolved without debate:**

THAT Council:

- A. Notes the submissions received in relation to the Donations and Sponsorship Policy and draft Outgoing Sponsorship Guidelines that was placed on public exhibition from 29 April to 27 May 2024.
- B. Having considered the submissions, adopts the amended Donations and Sponsorship Policy (**Attachment 1**) and Outgoing Sponsorship Guidelines (**Attachment 2**) for implementation in the 2024/25 financial year.
- C. Allocates in the draft 2024/25 budget, \$50,000 for the Outgoing Sponsorship Program and \$6,578 for staffing resources per annum.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

***Against the Motion***

Nil

**14/0**

**Item No:** R4 Recommendation to Council  
**Subject:** **GRANTS PROGRAM 2024/25 RECOMMENDED PROJECTS FOR FUNDING**  
**Authors:** Emma Rodgers-Wilson, Development Officer, Community & Culture  
Maya Jankovic, Coordinator Community & Culture  
Michelle Rose, Environmental Education Officer  
James Granter, Coordinator Economic Development  
Micaela Hopkins, Team Leader Environment & Sustainability  
**Approvers:** Vicki Munro, Manager Community & Culture  
Patricia Occelli, Director Community & Customer Experience  
Scott Pedder, Director Planning & Place  
Tom O'Hanlon, Director Infrastructure & Sustainability  
**File No:** 24/83111  
**Purpose of the Report:** To give consideration to the proposed funding recommendations under Council's Grants Program including Community and Cultural Grants, Environmental Grants, Placemaking Grants and Business Sector Support.  
**Alignment to Delivery Program:** Strategy 2.1: Build strong and respectful connections with partners so that we can enhance and protect our local area and quality of life.

**Note:** Councillor Grieve declared a Non-Significant, Non-Pecuniary interest in this item as Councillor Grieve is a financial member of one of the organisations under consideration, being the Rose Bay Community Garden. Councillor Grieve remained in the meeting, participated in debate and voted on the matter.

**Note:** Councillor Price declared a Non-Significant, Non-Pecuniary interest in this item as Councillor Price is a former president of one of the organisations under consideration, being the Glenmore Road Public School Parents and Citizens Association (P&C). Councillor Price remained in the meeting, participated in debate and voted on the matter.

**Note:** Councillor Jarvis declared a Non-Significant, Non-Pecuniary interest in this item as Councillor Jarvis previously served as a board member on two of the organisations under consideration, being Kincoppal Rose Bay School and Our Big Kitchen. Councillor Jarvis remained in the meeting, participated in debate and voted on the matter.

**Note:** Late Correspondence was tabled by Vicki Munro, Council's Manager Community & Culture.

**Note:** The Council amended Part A and added new Part B to the Resolution.

**Motion moved by Councillor Jarvis  
Seconded by Councillor Silcocks**

- A. Approve the staff selection committee's recommendations for large and small grants under the 2024/25 Council's Grants Program as detailed in this report and related attachments excluding, Lumiere Sculpture Festival Incorporated from the Placemaking Grants recommended projects for funding of \$7,500, and the removal of funding for Pound Paws Dog Day at Double Bay of \$3,500, and consideration for the funding of the Double Bay Christmas Fair of \$7,500 be deferred to the meeting of the Finance, Community & Services Committee on 1 July 2024 for further consideration.
- B. Approve two additional Placemaking projects be approved for funding from the Placemaking Grants. These were recommended subject to funding becoming available:
  - i. Art House Gallery Australia - John Prince Siddon and Mangkaja Arts Resource Agency Exhibition at Woollahra Gallery at Redleaf for NAIDOC week 2024 – amount recommended \$4,500

- ii. The Mito Foundation – The Bloody Long Walk East Sydney - amount recommended \$3,000
- C. Note that successful grant recipients will be invited to a Grants Awards presentation to be held on Wednesday 24 July 2024 at 2:00pm, hosted by the Mayor.
- D. Note total unspent funds are \$4,006.25 as a result of: Community and Cultural (\$1,398.25 unspent funds); Placemaking (\$108 unspent funds) and Business Sector Support (\$2,500 unspent funds).

**Amendment moved by Councillor Swan  
Seconded by Councillor Wynne**

THAT Council:

- A. Approve the staff selection committee’s recommendations for large and small grants under the 2024/25 Council’s Grants Program as detailed in this report and related attachments excluding, Lumiere Sculpture Festival Incorporated from the Placemaking Grants recommended projects for funding of \$7,500, and include funding for Pound Paws Dog Day at Double Bay of \$3,500
- B. Defer consideration for the funding of the Double Bay Christmas Fair of \$7,500 to the meeting of the Finance, Community & Services Committee on 1 July 2024 pending a further report from staff.
- C. Approve two additional Placemaking projects be approved for funding from the Placemaking Grants. These were recommended subject to funding becoming available:
  - i. Art House Gallery Australia - John Prince Siddon and Mangkaja Arts Resource Agency Exhibition at Woollahra Gallery at Redleaf for NAIDOC week 2024 – amount recommended \$4,500
  - ii. The Mito Foundation – The Bloody Long Walk East Sydney - amount recommended \$3,000
- D. Note that successful grant recipients will be invited to a Grants Awards presentation to be held on Wednesday 24 July, 2024 at 2:00pm, hosted by the Mayor.
- E. Note total unspent funds are \$4,006.25 as a result of: Community and Cultural (\$1,398.25 unspent funds); Placemaking (\$108 unspent funds) and Business Sector Support (\$2,500 unspent funds).

**The Amendment was put and carried.**

*Note: In accordance with Council’s Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Amendment***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Shapiro  
Councillor Shields  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

***Against the Amendment***

Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Silcocks

**8/6**

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

**(Swan/Wynne)**

**72/24 Resolved:**

THAT Council:

- A. Approve the staff selection committee's recommendations for large and small grants under the 2024/25 Council's Grants Program as detailed in this report and related attachments excluding, Lumiere Sculpture Festival Incorporated from the Placemaking Grants recommended projects for funding of \$7,500, and include funding for Pound Paws Dog Day at Double Bay of \$3,500
- B. Defer consideration for the funding of the Double Bay Christmas Fair of \$7,500 to the meeting of the Finance, Community & Services Committee on 1 July 2024 pending a further report from staff.
- C. Approve two additional Placemaking projects be approved for funding from the Placemaking Grants. These were recommended subject to funding becoming available:
  - i. Art House Gallery Australia - John Prince Siddon and Mangkaja Arts Resource Agency Exhibition at Woollahra Gallery at Redleaf for NAIDOC week 2024 – amount recommended \$4,500
  - ii. The Mito Foundation – The Bloody Long Walk East Sydney - amount recommended \$3,000
- D. Note that successful grant recipients will be invited to a Grants Awards presentation to be held on Wednesday 24 July, 2024 at 2:00pm, hosted by the Mayor.
- E. Note total unspent funds are \$4,006.25 as a result of: Community and Cultural (\$1,398.25 unspent funds); Placemaking (\$108 unspent funds) and Business Sector Support (\$2,500 unspent funds).

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

***Against the Motion***

Nil

**14/0**

**Item No:** R5 Recommendation to Council  
**Subject:** **MAYOR AND COUNCILLOR FEES 2024/25 FINANCIAL YEAR**  
**Author:** Rhys Johnson, Coordinator Governance  
**Approvers:** Jennifer Chenhall, Manager Governance & Risk  
Sue Meekin, Director Corporate Performance  
Craig Swift-McNair, General Manager  
**File No:** 24/91507  
**Purpose of the Report:** To determine the fees payable to the Mayor and Councillors for the 2024/25 Financial Year, following the release of the Local Government Remuneration Tribunal determination.  
**Alignment to Delivery Program:** Strategy 11.3: Ensure effective and efficient governance and risk management.

**(Zeltzer/Silcocks)**

**73/24 Resolved without debate:**

THAT Council:

- A. In accordance with Section 248 of the Local Government Act 1993, fix the annual fee for Councillors at a maximum amount of \$22,540 for the period 1 July 2024 to 30 June 2025.
- B. In accordance with Section 249 of the Local Government Act 1993, fix the annual fee for the Mayor at a maximum amount of \$49,170 for the period 1 July 2024 to 30 June 2025, which is a fee in addition to the fee paid to the Mayor as a Councillor.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

***Against the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

**14/0**

**Item No:** R6 Recommendation to Council  
**Subject:** **DRAFT RESTRICTED FUNDS POLICY**  
**Author:** Paul Ryan, Chief Financial Officer  
**Approver:** Sue Meekin, Director Corporate Performance  
**File No:** 24/79246  
**Purpose of the Report:** To report on the public exhibition of the Draft Restricted Funds Policy and to seek Council adoption.  
**Alignment to Delivery Program:** Strategy 11.3: Ensure effective and efficient governance and risk management.

**(Zeltzer/Silcocks)**

**74/24 Resolved without debate:**

THAT Council:

- A. Note that no submissions were received in relation to the draft Restricted Funds Policy in response to public exhibition.
- B. Adopt the Restricted Funds Policy at **Attachment 1**.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

***Against the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

**14/0**



**Item No:** R7 Recommendation to Council  
**Subject:** **MONTHLY FINANCIAL REPORT - 30 APRIL 2024  
INVESTMENT HELD AS AT 31 MAY 2024**  
**Author:** Abdullah Rayhan, Team Leader Financial Services  
**Approvers:** Paul Ryan, Chief Financial Officer  
Sue Meekin, Director Corporate Performance  
**File No:** 24/90302  
**Purpose of the Report:** To present the monthly financial report for April 2024 and to present a list of investments held as of 31 May 2024.  
**Alignment to Delivery Program:** Strategy 11.2: Secure Council's financial position.

**(Zeltzer/Silcocks)**

**75/24 Resolved without debate:**

THAT Council:

- A. Receive and note the Monthly Financial Report – April 2024.
- B. Note that the Council's 12-month weighted average return for April 2024 on its direct investment portfolio of 5.26% (LM: 5.20%, LY: 4.16%) exceeds the benchmark 90-day AusBond Bank Bill Index of 4.40%.
- C. Note that the interest revenue for the year to date April 2024 is \$4.33M, exceeding our revised year to date budget of \$3.07M for the same period.
- D. Receive and note the list of Council's investments held as of 31 May 2024 (provided as late correspondence).

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

***Against the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

**14/0**

**Item No:** R8 Recommendation to Council  
**Subject:** **REQUEST FOR TENDERS FOR THE LEASE AND OPERATION OF TRUMPER PARK TENNIS CENTRE, TRUMPER PARK, 1 QUARRY ST, PADDINGTON NSW 2021**  
**Author:** Michelle Perez, Senior Property Officer  
**Approvers:** Zubin Marolia, Manager Property & Projects  
Tom O'Hanlon, Director Infrastructure & Sustainability  
**File No:** 24/83478  
**Purpose of the Report:** To inform Council of Officers' intention to invite Tenders for the lease and operation of Trumper Park Tennis Centre.  
**Alignment to Delivery Program:** Strategy 11.2: Secure Council's financial position.

**Note:** Late Correspondence was tabled by Tim Hirshman.

**Note:** Councillor Jarvis left the meeting, the time being 9.20pm.

**(Grieve/Silcocks)**

**76/24 Resolved:**

THAT Council:

- A. Resolves to initiate a Request for Tender for the lease and operation of Trumper Park Tennis Centre at 1 Quarry St, Paddington, comprising the six courts and operation of the Kiosk in connection with use of the courts.
- B. Includes provisions in the tender to allow for multi-sport use of two courts, ensuring diverse activities can take place to optimise usage of the courts.

**Note:** *In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Wynne  
Councillor Zeltzer

***Against the Motion***

Councillor Witt

**12/1**

**Item No:** R9 Recommendation to Council  
**Subject:** **REVIEW OF POLICY FOR LEASING & LICENSING OF COUNCIL CONTROLLED LAND**  
**Authors:** Zubin Marolia, Manager Property & Projects  
Tom O'Hanlon, Director Infrastructure & Sustainability  
**Approver:** Tom O'Hanlon, Director Infrastructure & Sustainability  
**File No:** 24/88564  
**Purpose of the Report:** To seek endorsement of a revised policy following a public exhibition process.  
**Alignment to Delivery Program:** Strategy 11.3: Ensure effective and efficient governance and risk management.

**Note:** Councillor Jarvis returned to the meeting, the time being 9.22pm.

**(Zeltzer/Silcocks)**

**77/24 Resolved without debate:**

THAT Council endorse the draft Leasing and Licensing of Council Controlled Land Policy, as shown at Attachment 1 of this report, for adoption.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

***Against the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

**14/0**

**Item No:** R10 Recommendation to Council  
**Subject:** **STARDUST CIRCUS - PROPOSAL FOR HIRE OF LYNE PARK MAIN FIELD IN JANUARY 2025**  
**Authors:** Roger Faulkner, Team Leader - Open Space & Recreation Planning  
Paul Fraser, Manager Open Space & Trees  
**Approver:** Tom O'Hanlon, Director Infrastructure & Sustainability  
**File No:** 24/90665  
**Purpose of the Report:** To seek Council approval for the proposed financial agreement with Stardust Circus to run a circus in January 2025 at Lyne Park, Rose Bay, subject to DA consent for the event.  
**Alignment to Delivery Program:** Strategy 3.1: Promote opportunities for innovative, creative and cultural initiatives that support the community.

**Motion moved by Councillor Zeltzer  
Seconded by Councillor Shapiro**

THAT Council:

- A. Note the pending submission of a Development Application from Stardust Circus to conduct a circus for three weeks in January 2025 at Lyne Park, Rose Bay.
- B. Approve a reduced fee of \$34,496 (incl GST) for Stardust Circus to conduct a circus for three weeks in January 2025 at the Lyne Park main field, subject to DA consent.

**Amendment moved by Councillor Grieve  
Seconded by Councillor Robertson**

THAT Council note the pending submission of a Development Application from Stardust Circus to conduct a circus for three weeks in January 2025 at Lyne Park, Rose Bay.

**The Amendment was put and lost.**

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

Councillor Grieve  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Witt

***Against the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Jarvis  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Wynne  
Councillor Zeltzer

**5/9**

**The Motion was put and carried.**

**(Zeltzer/Shapiro)**

**78/24 Resolved:**

THAT Council:

- A. Note the pending submission of a Development Application from Stardust Circus to conduct a circus for three weeks in January 2025 at Lyne Park, Rose Bay.
- B. Approve a reduced fee of \$34,496 (incl GST) for Stardust Circus to conduct a circus for three weeks in January 2025 at the Lyne Park main field, subject to DA consent.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Jarvis  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Wynne  
Councillor Zeltzer

***Against the Motion***

Councillor Grieve  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Witt

**9/5**

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**14. Rescission Motion**

Nil

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## 15. Councillor Reports/Councillor Updates (Section 8.4)

**Note:** Councillor Reports/Councillor Updates are to be confined to condolences, congratulations, presentations and matters ruled by the Chair to be of extreme urgency (in accordance with Section 8.4 of Council's Code of Meeting Practice).

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**General Item No:** 15.1 Queen Street West Woollahra Association / Congratulations to Neil Perry  
**Tabled by Councillor:** Councillor Swan

**Councillor Swan advised:**

I would just like to congratulate and recognise the Queen Street West Woollahra Association who had their AGM on the 14 May and congratulations committee and in particular, Giles Edmonds who is the President. He and the team are doing a wonderful job with that organisation and very active.

Also, congratulations to Neil Perry, who was the sole Australian winner at the World's 50 Best Restaurants Awards for his outstanding contribution to the hospitality industry and I recognise him because of his incredible contribution to Double Bay in particular.

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**General Item No:** 15.2 Lifeline Shop Opening  
**Tabled by Councillor:** Councillor Swan, Councillor Shapiro & Councillor Regan

**Councillor Swan advised:**

I also want to congratulate the Lifeline Shop, which opened on 269 Bondi Road, I know it's not exactly in the municipality, but Woollahra Council is very supportive of Lifeline as a whole of course, but in particular this shop and I know that they're looking for homewares. So if you have homewares to donate, then please head down to 269 Bondi Road to donate. Also, Lifeline is running a push-up talent and for some reason I've just had to sign up for that. So watch this space for the guns to grow.

**Councillor Shapiro further advised:**

I was also at the Lifeline shop opening, as was Councillor Regan. But I won't repeat what the Deputy Mayor has said.

**Councillor Regan further advised:**

I would just to congratulate the team at Lifeline. Councillor Shapiro and I were there for the opening. and Councillor Sarah Grattan of the Northern Beaches Council, who's the actual CEO of Lifeline. Another person I wanted to mention is that Mayor Veitch from Randwick spoke about the important work that Lifeline did in the wake of the tragic events at Westfield Bond Junction, it was quite moving.

I am very happy to be one of their first customers and they have very nice things. So I would recommend we all go down and have a look.

**General Item No:** 15.3 Screening of Countryman  
**Tabled by Councillor:** Councillor Swan & Councillor Grieve

**Councillor Swan advised:**

Finally, I just wish to congratulate staff and the organisers of the screening of Countryman, which was screened at Woollahra Library in Double Bay last week as part of National Reconciliation Week. So congratulations to staff and all involved.

**Councillor Grieve further advised:**

I attended the Countryman filming, which was extraordinary to hear about the connection between Croatia and this Tenant Creek First Nations artist, Yogi and his connection to the Croatian family and a Bondi local, it was a very moving movie. I want to commend the staff, particularly above and beyond the movie, but the staff that pulled this together, because we had a Zoom meeting between Lola Forester who MC'd in Sydney, she runs Koori Radio, Peter, the director who was in Croatia and you had Yogi in Tennant Creek. There was any number of things that could have gone wrong. Nothing went wrong. It was incredibly pulled together.

I've seen big corporations not be able to pull this off, so I just want to thank, Grant Cummins, Maya Jankovic who is Croatian and Jenn Martin. That was a huge thing to pull off for a little Council like ourselves.

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**General Item No:** 15.4 Passing of Grace Spyrou  
**Tabled by Councillor:** Councillor Shapiro

**Councillor Shapiro advised:**

Thank you Mr. Mayor. I would just like to offer condolences the passing of Grace Spyrou, who some of you may know. I met her 20 years ago at Toastmasters. Grace was such an identity in the community. She was very involved in Rotary and did a lot of fundraising for Rotary, she was actually the initiator of Doggy Day out at Lyne Park and was involved in many other fundraising projects at Rotary Rose Bay and was also a long-time member, but importantly also a past president. I was told by his sister she was in the midst of planning a 'Rock and Dance night' when she became too ill, unfortunately to continue. So just to express condolences to her two sons, Chris and Andrew, to her grandchildren, and to her partner Neil.

Could I ask you, Mr. Mayor, to perhaps write a letter of condolence to the family and also acknowledges Grace's contribution to the community.

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**General Item No:** 15.5 Acknowledgment of Dianne Culgan  
**Tabled by Councillor:** Councillor Grieve

**Councillor Grieve advised:**

Sometimes you come across the quiet achievers in doing our job, multiple events I've been to, the gallery openings and the wonderful screening that Councillor Swan spoke about where she and I were the only ones at the MET screening, which was announced quite hilariously on the screen during the meeting.



Thanks to a worker, there are often these beautiful floral arrangements, which are done by Dianne Culgan. She looks after Blackburn Gardens and the area, you will have all seen her, she's very quiet, but she pulls together the most beautiful floral displays from the flowers in Blackburn Gardens, and which means that we are not going out and spending money at the florist we are actually using the resources we have, and she just does it as quietly and as part of her day.

So I had like to congratulate her, particularly on the last two, the most recent opening, and also the film because they were exceptional.

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**General Item No:** 15.6 Rose Bay Walk and Talk / Acknowledgement of Staff  
**Tabled by Councillor:** Councillor Grieve, Councillor Jarvis & Councillor Witt

**Councillor Grieve advised:**

Rose Bay Walk and Talk, which was delayed because of bad weather. I have to tell you, on a Tuesday with Councillor Jarvis and Councillor Witt there were 30 people. Thirty people turned up to hear about gross pollutant traps and effluent flowing into the Harbour. It was fantastic to see. One woman came all the way from Penrith. Micaela Hopkins (Team Leader Environment & Sustainability), Michelle Rose (Environmental Education Officer ) and Richmond Alcorn (Coordinator Civil Works) had everyone asking questions. It was fantastic. So if you think that people aren't interested in pipes and sewer and gross pollutant traps, then think again because it was fantastic.

**Councillor Jarvis further advised:**

I would like to congratulate the staff on the Rose Bay Walk and Talk, the only point for improvement I would suggest is that we need more pickup sticks because I was the only one that was picking up stuff and we had several bags. I think if we do that next time, I think everybody will join in because it actually gives them opportunity to actually see how you can improve it.

A special commendation to Michelle Rose, Richmond Alcorn and Micaela Hopkins. I think that sort of initiative shows the community at its best bringing people together.

**Councillor Witt further advised:**

Following up on the Rose Bay Beach walking tour, I just wanted to thank all the volunteers. It was really inspiring to learn about all the schools that have got involved on a really regular basis on cleaning the beaches. Many of you are aware, following the email correspondence this week, there has been a lot of concern and it always seems to happen after flood events about trying to keep our beaches clean and I know it puts a lot of pressure on the staff and I think using the volunteers, it is really important that it is a community effort because it is almost impossible, I think, to keep up with the amount of debris that as we learned on the walking tour, floats up to us from Parramatta River. So yes, I just wanted to acknowledge them.

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**General Item No:** 15.7 76th Anniversary of the State of Israel  
**Tabled by Councillor:** Councillor Jarvis & the Mayor Councillor Shields

**Councillor Jarvis advised:**

I attended with you, Mr Mayor and Councillor Shapiro on the 28 May, the 76th Anniversary of the State of Israel reception which was conducted in the City and present were of course, the Premier who spoke, the Leader of the Opposition that spoke. It was a wonderful. Councillor Regan and Councillor Elsing as well.

It was a bipartisan celebration and commemoration and I think the feeling in the room was that really it was a time for us to bring communities together and stop the division that is currently being experienced as a result of the war in the Middle East. On a positive note, Rabbi Jacqueline Ninio spoke, did a very moving prayer and I want to add to the congratulations of the King's Birthday Honour. Rabbi Ninio received an OAM for her services to the Jewish community, and I was particularly proud of that because it was her father Councillor, Henry Ninio, who sadly passed away in the last year that served with me on the Adelaide City Council.

**The Mayor Councillor Shields further advised:**

I attended with other Councillors on 28 May, Israel's 76<sup>th</sup> Independence Day celebrations.

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**General Item No:** 15.8 Congratulations to Sir Jonathan Mills  
**Tabled by Councillor:** Councillor Witt

**Councillor Witt advised:**

I'd just like to offer my congratulations to Sir Jonathan Mills who has been awarded Companion of the Order of Australia, which is the highest award. Probably a lot of people are familiar with Jonathan, he is actually someone I have known since I was a teenager, so it's quite thrilling to know someone who has become one of our best cultural exports.

In addition to being a well-renowned composer, he ran the Edinburgh Festival from 2006 to 2014 and really put it on the map. He is also a Fellow at the University of Melbourne, Yale University, King's College London. So he is really a very forceful, amazing ambassador for Australia around the world and he is also a Woollahra local.

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**General Item No:** 15.9 Major Fire in Rose Bay  
**Tabled by Councillor:** Councillor Wynne

**Councillor Wynne advised:**

I do want to actually acknowledge our local community in Rose Bay who have rallied behind Hymie and Marilyn, who own the art shop on New South Head Road because not last the most recent Sunday, but the Sunday before there was a major fire in the premises. So as you can imagine, a local and small business, very much part of the community and they currently have no livelihood. The community has rallied around them, but also acknowledged the first responders. I happened to be out on the water at the time and there were that many fire engines going down New South Head Road. So the fire was put out very quickly. But it is always very sad when a local business and people that are very active in the community are impacted like that. So I guess our thoughts are with them and acknowledging, as I said, the importance of our first responders in these kind of things, which you hope does not happen very often.

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**General Item No:** 15.10 Commemoration of the Battle of Crete  
**Tabled by Councillor:** The Mayor, Councillor Shields

**The Mayor Councillor Shields advised:**

I attended commemoration of the Battle of Crete events on the 17 and 18 of May.

**General Item No:** 15.11 Meeting with NSW Minister Paul Scully  
**Tabled by Councillor:** The Mayor, Councillor Shields

**The Mayor Councillor Shields advised:**

I also attended with the General Manager and Mr Pedder a meeting with Minister Scully on 20 May, talking about housing and putting the case that pretty much as Councillor Swan so eloquently put, pretty much said exactly the same thing.

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**General Item No:** 15.12 Double Bay Ward Meeting  
**Tabled by Councillor:** The Mayor, Councillor Shields

**The Mayor Councillor Shields advised:**

I was with Councillor Silcocks and Councillor Zeltzer at the Double Bay Ward "Meet your Councillor" event, a good showing from the community.

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**General Item No:** 15.13 Local Government Excellence Awards  
**Tabled by Councillor:** The Mayor, Councillor Shields

**The Mayor Councillor Shields advised:**

Just a quick mention to the awarding of an award at the 2024 Local Government Excellence Awards. Woollahra Council was successful in the category of People, Workplace and Wellbeing. We were the winners for our boosting employee wellbeing through an early intervention program. So congratulations to our staff and to you, General Manager.

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## 16. Notices of Motion

**Item No:** 16.1  
**Subject:** **FORMER PADDINGTON BOWLING CLUB SITE**  
**From:** Councillor Harriet Price  
**Date:** 22 May 2024  
**File No:** 24/88377

**(Price/Wynne)**

**79/24 Resolved:**

THAT Council:

A. Notes:

1. The former Paddington Bowling Club Site (the Site) has a long and chequered history.
2. Since the Paddington Bowling Club closed in 2015, the community has expressed disappointment that the Site was not utilised and that important green open space remained closed to the community.
3. It welcomed and applauded the 2021 decision by the former New South Wales Government to recognise the Aboriginal Land Claim made pursuant to the Aboriginal Lands Right Act 1993 (NSW) and lodged by the La Perouse Local Aboriginal Land Council (La Perouse LALC).
4. Its resolution to initiate appropriate dialogue with La Perouse LALC to discuss their priorities and vision for the Site and to offer to seek funding or grant opportunities for Aboriginal site conservation or any other means of enhancing and protecting the significance of the Site.
5. That these actions were held in abeyance pending the outcome of a challenge to the Minister's decision in the Land and Environment Court and later, the NSW Court of Appeal.
6. The New South Wales Court of Appeal decision (Quarry Street Pty Ltd v Minister Administering the Crown Land Management Act 2016 [2024] NSWCA 107), compelling the Minister to refuse the land claim (the Judgment).
7. The future of the Site is (yet again) uncertain.

B. Resolves that the Mayor writes to the relevant Minister to ascertain what steps the Government intends to take following the Judgment (including that in the event the Judgment is not challenged), ask the Minister what:

- (i) assurances the Government will give to the community that the land will be reactivated for community use?; and
- (ii) action the Government will take to ensure compliance with the terms of the lease and in particular, that the land is used in accordance with its permitted use (ie. for 'community and sporting club facilities, tourist facilities and services, access').

C. (Upon confirmation that the Judgment remains unchallenged), reaffirms its commitment to helping ensure the land is returned to public hands and made available for community use.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

**For the Motion**

**Against the Motion**

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

**14/0**

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**Item No:** 16.2  
**Subject:** **NOTICE OF MOTION - UKRAINE JUNE 2024**  
**From:** Councillors Richard Shields and Sarah Swan  
**Date:** 04 June 2024  
**File No:** 24/97202

**(Shields/Swan)**

**80/24 Resolved:**

THAT Council:

- A. Note that the Mayor and General Manager met on Monday 13 May 2024 with representatives of the Ukrainian Council of NSW to discuss ways in which Woollahra Council might be able to show continued support of the Ukraine and the Ukrainian Community in Australia.
- B. Request the General Manager table a report to the 24 June Council meeting that details how Council could further support the Ukraine community in Australia following the ongoing invasion of Ukraine over 2 years ago. The report should include suggested initiatives and any budgetary implications for the further consideration of Council.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

***Against the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

**14/0**

**Item No:** 16.3  
**Subject:** **NOTICE OF MOTION - ESTABLISHMENT OF A DESIGN REVIEW PANEL**  
**From:** Councillors Toni Zeltzer, Susan Wynne and Sean Carmichael  
**Date:** 05 June 2024  
**File No:** 24/97599

(Zeltzer/Wynne)

**81/24 Resolved:**

That a report be brought to councillors expediently, on the formation of a Woollahra Design Review Panel. The panel is to include experts and independent design professionals appointed by Council for the purpose of providing constructive feedback on the design quality of development proposals and their affinity to local context. Development proposals may include those:

- mixed use or multi-unit residential flat buildings higher than 4 storeys;
- captured by SEPP 65;
- likely to have a significant impact on the public domain;
- considered significant development (ie CIV over \$20 Million);
- relevant to planning proposals and other matters deemed appropriate by senior planning managers.

The report should cover the cost, scope and representation for the panel.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

**For the Motion**

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

**Against the Motion**

Nil

**14/0**

## 17. Questions With Notice

(Wynne/Swan)

**82/24 Resolved:**

THAT the Questions with Notice be received and noted.

*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

***For the Motion***

***Against the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Wynne  
Councillor Zeltzer

Nil

**14/0**

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**QWN:** 17.1  
**From:** Councillor Regan  
**Subject:** Questions with Notice - Breach of the Hours of Work Conditions Specified in Development Approvals

**Councillor Regan asking:**

Residents have reported an increasing number construction sites where builders are performing work in breach of the hours of work conditions specified in development approvals. This work often involves vibration, light and noise impacts to neighbours, amongst other things, and interferes with their amenity especially at night time. Often the breaches occur after Council ranger patrols and well into the night. Whilst fines can be issued by rangers, residents have reported that these fines are often not a deterrent to work being conducted out of hours, resulting in significant impact on neighbouring property as a consequence of these breaches.

Could the Director please outline:

1. the remedies available to Council to ensure that construction work occurs as legally permitted by the relevant development consent;
2. when and how Council will act on breaches of development consent conditions when there are works conducted out of hours on a regular basis; and
3. the steps that should be taken by residents if out of hours work occurs including details of relevant contact points at Council for residents in such circumstances.



**Director Planning & Place in response:**

1. *The remedies available to Council to ensure that construction work occurs as legally permitted by the relevant development consent?*

Construction work is legally required to comply with the development consent under the *Environmental Planning and Assessment Act 1979* (the Act). Council's enforcement decisions are guided by its Enforcement Policy. Where a breach of the development consent is substantiated following an investigation, the following remedies are available to Council under the Enforcement Policy:

Informal warnings – this is appropriate where the breach is of a minor nature, and it is determined that no formal enforcement action is necessary.

Official caution - A formal caution under the Fines Act 1996 may be used when a penalty notice could be issued for the breach. This may include instances where the seriousness of the breach is low and a person has no history of non-compliance.

Penalty notice / fine - A penalty notice is a financial penalty issued for specific, minor breaches of legislation. A penalty notice may be appropriate where this is no ongoing harm for a specific breach of the conditions of development consent, such a breach of approved working hours.

Civil enforcement – Orders and notices - A range of notices and orders are available to Council under the Act. Council will issue these instruments to address the harm which has occurred or is about to occur, they are not punitive. It is an offence not to comply with the requirements of these instruments.

Prosecution - Prosecutions are taken for the most serious offences where there is sufficient evidence, there is a significant breach and the reason to prosecute serves the public interest.

2. *When and how Council will act on breaches of development consent conditions when there are works conducted out of hours on a regular basis?*

Council Rangers will generally issue penalty notices to the relevant offender when works are conducted out of hours. Each breach must be considered in its own circumstances. If evidence is able to be collected to demonstrate a case for sustained and clearly intentional breaches of working hours, Council could seek further fines in the Local Court. However, this would be an extremely rare course of action that would only be taken in the most serious of cases.

3. *The steps that should be taken by residents if out of hours work occurs including details of relevant contact points at Council for residents in such circumstances.*

Resident's should report working outside of approved construction hours by calling (02) 9391 7000 and a Council Ranger will attend, if one is available.

**QWN:** 17.2  
**From:** Councillor Regan  
**Subject:** Questions with Notice - Park n Pay App

**Councillor Regan asking:**

Could Council please provide an update in relation to the Notice of Motion that was passed on 15 November 2023 in relation to the Park n Pay app (see below). Specifically could Council:

1. confirm that the actions contemplated in item B and item C of the resolution were initiated and whether any feedback was received as a result; and
2. provide an estimate of timing for production of the report contemplated in item A of the resolution; and
3. provide an update on the current status of the Park n Pay app including as to whether it is still in operation, whether Council is still utilising it, how extensively it is used by Council and whether there is any update from the State Government as to the ongoing status of operation and use of the Park n Pay app.

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**[(Swan/Shapiro)]**

**Resolved without debate]**

THAT Council:

- A. Request that staff provide a report and costing to continue to utilise the Park n Pay, or similar, application in Woollahra Municipality. The report should also consider options of other providers and/or multiple providers, and the costs/benefits associated with these additional providers.
- B. Request that the Mayor confer with the Mayors at the next scheduled General Manager (GM) and Mayoral meeting about the utilisation of Park n Pay in Waverly, Randwick, Bayside and Woollahra Council.
- C. Request that the Mayor write to the Mayors of each Southern Sydney Regional Organisation of Councils (SSROC) seeking their support to continue the utilisation of Park n Pay application across their respective Councils.

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*Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.*

**For the Motion**

Councillor Carmichael  
Councillor Elsing  
Councillor Grieve  
Councillor Jarvis  
Councillor Price  
Councillor Regan  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Witt  
Councillor Zeltzer

**Against the Motion**

Nil

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**13/0**

**Manager Engineering & Services in response:**

Council staff have commenced preliminary investigations on the types of smart parking systems in which the public may use to pay for on-street parking. This investigation also considers the current utilisation of Park'n'Pay and the costs/benefits associated with this application. To complete the investigation and prepare a report on the various types of smart parking systems will take approximately 3-4 months.

Discussions between Council staff and other Councils on whether the Park'n'Pay application is still being served within their communities have been raised and it was noted that many of the other Councils in which have the Park'n'Pay application, still use this application. A decision has not yet been made by NSW Government on when Park'n'Pay will no longer be a government initiative. A request put forward from the Councils part of SSROC has not been made as yet, however at the last roundtable event held between Council staff and NSW Government representatives, the insights from various Councils raised were;

- Clear support for continuation of Park'n'Pay
- Use of parking data from the Park'n'Pay app informs broader council opportunities
- Importance of new accessibility features
- One single application preference between LGAs to help customers
- Several councils have parking strategies tied to Park'n'Pay
- Uncertainty regarding future of Park'n'Pay limiting ability to get next horizon of greater onboarding

As for the Woollahra Municipality, the Park'n'Pay application is still effectively utilised. Since the launch of the application to Woollahra in 2022 the use of this application has been steady with an approximation of 10% for all transactions made through Park'n'Pay for our metered parking areas.

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## 18. Supplementary Responses to Previous Questions with Notice

Nil

## 19. Confidential Matters

Nil

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## 20. Conclusion of the Meeting

There being no further business the meeting concluded at 10.27pm.

**We certify that the pages numbered 289 to 337 inclusive are the Minutes of the Ordinary Meeting of Woollahra Municipal Council held on 11 June 2024 and confirmed by the Ordinary Meeting of Council on 24 June 2024 as correct.**

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**General Manager**

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**Mayor**