

CITY OF NEWCASTLE

Minutes of the Development Applications Committee Meeting held in the Council Chambers, 2nd Floor City Hall, 290 King Street, Newcastle on 20 June 2017 at 7.15pm.

PRESENT

The Lord Mayor (Councillor N Nelmes), Councillors D Clausen, D Compton, B Luke, S Posniak, A Robinson, A Rufo and S Waterhouse.

IN ATTENDANCE

J Bath (Interim Chief Executive Officer), A Glauser (Acting Director Corporate Services), K Liddell (Acting Director Infrastructure), M Blackburn-Smith (Manager Development and Building), K Baartz (Communications Manager), A Knowles (Minutes/Council Services) and J Redriff (Minutes/Council Services).

APOLOGIES

MOTION

Moved by Cr Rufo, seconded by Cr Compton.

The apologies submitted on behalf of Councillor Doyle, Councillor Osborne and Councillor Dunn be received and leave of absence granted.

Carried

DECLARATIONS OF PECUNIARY AND NON-PECUNIARY INTERESTS

The Lord Mayor called for declarations of pecuniary and non-pecuniary interests.

Councillor D Compton

Councillor Compton declared a non-pecuniary, less than significant conflict of interest as his building firm was asked at times to tender on projects, and furthermore in respect of Item 9 - DA2016/01283 - 63-75 Brunner Road, he stated he would leave the Chamber as he had a work colleague that had made a submission on one of the adjoining properties.

CONFIRMATION OF PREVIOUS MINUTES

MINUTES - DEVELOPMENT APPLICATIONS COMMITTEE 18 APRIL 2017

MOTION

Moved by Cr Clausen, seconded by Cr Waterhouse

The draft minutes as circulated be taken as read and confirmed.

Carried

MINUTES - DEVELOPMENT APPLICATIONS COMMITTEE 16 MAY 2017

MOTION

Moved by Cr Clausen, seconded by Cr Waterhouse

The draft minutes as circulated be taken as read and confirmed.

Carried

DEVELOPMENT APPLICATIONS

**ITEM-7 DAC 21/06/17 - DA2015/10304 - 123 KING STREET
NEWCASTLE - ALTERATIONS AND ADDITIONS TO
BUILDING FOR ADAPTIVE RE-USE AS 6 STOREY MIXED
USE DEVELOPMENT WITH 3 COMMERCIAL TENANCIES
PARKING AT GROUND LEVEL AND 25 RESIDENTIAL
UNITS**

MOTION

Moved by Cr Compton, seconded by Cr Luke.

- A. That Council, as the consent authority, note the objection under clause 4.6 Exceptions to Development Standards of Newcastle Local Environmental Plan 2012, against the development standard at clause 4.3 Height of Buildings, and Council considers the objection to be justified in the circumstances and is consistent with the aims of the relevant LEP clause;
- B. That Council, as the consent authority, note the objection under clause 4.6 Exceptions to Development Standards of Newcastle Local Environmental Plan 2012, against the development standard at clause 4.4 Floor space ratio, and Council considers the objection to be justified in the circumstances and is consistent with the aims of the relevant LEP clause; and
- C. That the application at 123 King Street, Newcastle be approved and consent granted, subject to compliance with the conditions set out in the Draft Schedule of Conditions (refer to **Attachment B**).

For the Motion:

Lord Mayor, Councillor Nelmes, Councillors Clausen, Compton, Luke, Posniak, Robinson, Rufo and Waterhouse.

Against the Motion:

Nil.

Carried

ITEM-8 **DAC 20/06/17 - DA2017/00052 - 176 HUNTER STREET
NEWCASTLE - ADAPTIVE RE-USE OF EXISTING
COMMERCIAL BUILDING INVOLVING CHANGE OF USE,
FIT OUT AND TWO STOREY ADDITIONS FOR MIXED-USE
DEVELOPMENT COMPRISING RETAIL, COMMERCIAL,
RESIDENTIAL AND SMALL BAR**

MOTION

Moved by Cr Compton, seconded by Cr Posniak

- A. That the Development Applications Committee note the objection under Clause 4.6 Exceptions to Development Standards of Newcastle Local Environmental Plan 2012 (LEP), against the development standards at Clause 4.3 Height of Buildings and Clause 4.4 Floor Space Ratio, and considers the objection to be justified in the circumstances and to be consistent with the aims of the relevant LEP clauses; and
- B. That Development Application DA2017/00052 for alterations and additions, façade restoration and the reuse of 176 Hunter Street Newcastle be approved and consent granted, subject to compliance with the conditions set out in the draft schedule of conditions (refer to **Attachment B**).

For the Motion: Lord Mayor, Councillor Nelmes, Councillors Clausen, Compton, Luke, Posniak, Robinson, Rufo and Waterhouse.

Against the Motion: Nil.

Carried

ITEM-9 **DAC 20/06/17 - DA2016/01283 - 65-75 BRUNKER ROAD
BROADMEADOW ERECTION OF A FIVE STOREY
RESIDENTIAL FLAT BUILDING INCLUDING 38
RESIDENTIAL UNITS, 42 PARKING SPACES AND
ASSOCIATED SITE WORKS**

At this stage of the meeting Councillor Compton left the chamber.

MOTION

Moved by Cr Clausen, seconded by Cr Robinson

- A. That the Development Applications Committee note the objection under clause 4.6 Exceptions to Development Standards of Newcastle Local Environmental Plan 2012, against the development standard at clause 4.3 Height of Buildings, and considers the objection to be justified in the circumstances and consistent with the aims of the relevant LEP clause; and
- B. That development application DA2016/01283 for the demolition of buildings, erection of a five storey residential flat building and associated site works at 65-

75 Brunner Road, Broadmeadow be approved and consent granted, subject to compliance with the conditions set out in the draft Schedule of Conditions (refer to **Attachment B**); and

- C. That those persons who made a submission be advised of Council's determination.

For the Motion: Lord Mayor, Councillor Nelmes, Councillors Clausen, Luke, Posniak, Robinson, Rufo and Waterhouse.

Against the Motion: Nil.

Carried

Councillor Compton returned to the Chamber at the conclusion of this item.

The meeting concluded at 7.36pm