

## CITY OF NEWCASTLE

**Minutes of the Development Applications Committee Meeting held in the Council Chambers, 2nd Floor City Hall, 290 King Street, Newcastle on Tuesday 20 November 2018 at 6.42pm.**

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### **PRESENT**

The Lord Mayor (Councillor N Nelmes), Councillors J Church, D Clausen, C Duncan, J Dunn, K Elliott, B Luke, J Mackenzie, A Robinson, A Rufo, E White and P Winney-Baartz.

### **IN ATTENDANCE**

J Bath (Chief Executive Officer), D Clarke (Director Governance), K Liddell (Director Infrastructure and Property and Interim Director Strategy and Engagement), F Leatham (Interim Director People and Culture), A Murphy (Director City Wide Services), J Vescio (Executive Officer, Chief Executive Office and Interim Manager Corporate and Community Planning), E Kolatchew (Manager Legal), M Bisson (Manager Regulatory, Planning and Assessment), M Murray (Policy Officer, Lord Mayor's Office), C Field (Executive Officer, Lord Mayor's Office), A Knowles (Council Services/Minutes) and A Leach (Council Services/Webcast).

### **APOLOGIES**

#### **MOTION**

Moved by Cr Luke, seconded by Cr Winney-Baartz

The apology submitted on behalf of Councillor Byrne be received and leave of absence granted.

**Carried**

### **DECLARATIONS OF PECUNIARY AND NON-PECUNIARY INTERESTS**

Nil.

### **CONFIRMATION OF PREVIOUS MINUTES**

#### **MINUTES - DEVELOPMENT APPLICATIONS COMMITTEE 18 SEPTEMBER 2019**

#### **MOTION**

Moved by Cr Robinson, seconded by Cr Mackenzie

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

**Carried**

## DEVELOPMENT APPLICATIONS

**ITEM-14**                      **DAC 20/11/18 - DA2017/01088 - 116 TUDOR STREET HAMILTON - DEMOLITION OF BUILDINGS, ERECTION OF A FIVE-STOREY MIXED USE DEVELOPMENT COMPRISING OF 31 RESIDENTIAL UNITS, TWO GROUND FLOOR COMMERCIAL UNITS, CAR PARKING, SITE WORKS AND REMEDIATION**

### **MOTION**

Moved by Cr Winney-Baartz, 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 to be consistent with the objectives of Clause 4.3 and the objectives for development within the zone in which the development is proposed to be carried out;
- B. 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 4.4 Floor Space Ratio, and considers the objection to be justified in the circumstances and to be consistent with the objectives of Clause 4.4 and the objectives for development within the zone in which the development is proposed to be carried out;
- C. That DA2017/01088 at 116 Tudor Street Hamilton be approved and consent granted, subject to compliance with the conditions set out in the Schedule of Conditions at **Attachment B**; and
- D. That those persons who made submissions be advised of Council's determination.

### **For the Motion:**

Lord Mayor, Cr Nelmes, Councillors Church, Clausen, Duncan, Dunn, Elliott, Luke, Robinson, Rufo, White and Winney-Baartz.

### **Against the Motion:**

Councillor Mackenzie.

**Carried**

ITEM-15

**DAC 20/11/2018 - DA2018/00592 - 70 MEMORIAL DRIVE  
BAR BEACH - DEMOLITION OF DWELLING AND  
OUTBUILDING, ERECTION OF THREE STOREY  
DWELLING, ASSOCIATED PERGOLA, SWIMMING POOL,  
FENCING AND RETAINING WALLS**

**MOTION**

Moved by Cr Luke, seconded by Cr Mackenzie

- A. That the Development Applications Committee note the objection under Clause 4.6 Exceptions to Development Standards of NLEP 2012, against the development standard at Clause 4.3 Height of Buildings, and considers the objection to be justified in the circumstances and to be consistent with the objectives of Clause 4.3 and the objectives for development within the R2 Low Density Residential zone in which the development is proposed to be carried out; and
- B. That the Development Applications Committee note the objection under Clause 4.6 Exceptions to Development Standards of NLEP 2012, against the development standard at Clause 4.4 Floor Space Ratio, and considers the objection to be justified in the circumstances and to be consistent with the objectives of Clause 4.4 and the objectives for development within the R2 Low Density Residential zone in which the development is proposed to be carried out; and
- C. That DA2018/00592 for demolition of a dwelling and outbuilding, erection of a three-storey dwelling, associated pergola, swimming pool, fencing and retaining walls, at 70 Memorial Drive Bar Beach, be approved and consent granted, subject to compliance with the conditions set out in the Draft Schedule of Conditions at **Attachment B**.

**For the Motion:**

Lord Mayor, Cr Nelmes, Councillors Church, Clausen, Duncan, Dunn, Elliott, Luke, Mackenzie, Robinson, Rufo, White and Winney-Baartz.

**Against the Motion:**

Nil.

**Carried**

**The meeting concluded at 6.51pm.**

I certify that pages 1-3 of the Development Applications Committee Meeting Minutes dated 20 November 2018, were confirmed, and/or amended, by the Development Applications Committee held Tuesday 4 December 2018.

  
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**Cr D Clausen**  
**DEPUTY LORD MAYOR**

