

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 21 May 2019 at 7.27pm.

PRESENT

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

IN ATTENDANCE

J Bath (Chief Executive Officer), D Clarke (Director Governance), B Smith (Director Strategy and Engagement), F Leatham (Director People and Culture), K Liddell (Director Infrastructure and Property), A Murphy (Director City Wide Services), M Bisson (Manager Planning, Regulatory and Assessment), E Kolatchew (Manager Legal), P Dickson (Chief Information Officer), J Rigby (Manager Assets and Projects), C Field (Executive Officer - Lord Mayor's Office), M Murray (Policy Officer - Lord Mayor's Office), K Sullivan (Council Services/Minutes) and J Redriff (Council Services/Webcasting).

APOLOGIES

MOTION

Moved by Cr Clausen, seconded by Cr White

The apologies submitted on behalf of Councillors Byrne and Luke be received and leave of absence granted.

Carried

DECLARATIONS OF PECUNIARY AND NON-PECUNIARY INTERESTS

Councillor Clausen

Councillor Clausen declared a less than significant, non-pecuniary interest in Item 4 - DA2018/00105 - 39 Church Street Mayfield - Place of Public Worship - Demolition as he had previously lived across the road from the development and stated he had no financial interest in the property.

CONFIRMATION OF PREVIOUS MINUTES

MINUTES - DEVELOPMENT APPLICATIONS COMMITTEE 9 APRIL 2019

MOTION

Moved by Cr Mackenzie, seconded by Cr Robinson

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

Carried

DEVELOPMENT APPLICATIONS

ITEM-4 DAC 21/05/19 - DA2018/00105 - 39 CHURCH STREET MAYFIELD - PLACE OF PUBLIC WORSHIP - DEMOLITION

MOTION

Moved by Cr Clausen, seconded by Cr Winney-Baartz

- A. That DA2018/00105 for the demolition of St Columban's Church at 39 Church Street Mayfield be refused for the following reasons:
- 1) The proposed development would have an extreme impact on the heritage significance of the heritage item, being a heritage item listed in the NLEP 2012 [Section 4.15(1)(a) *Environmental Planning and Assessment Act 1979*].
 - 2) The proposed demolition of a heritage item will have an unreasonable impact on the built environment in the locality, particularly in the context of a setting that includes a number of nearby heritage items [Section 4.15(1)(b) *Environmental Planning and Assessment Act 1979*].
 - 3) The proposed development is contrary to the public interest, with respect to the heritage significance of the building and its contextual relationship with other heritage items located in proximity to the site [Section 4.15(1)(e) *Environmental Planning and Assessment Act 1979*].
- B. That those persons who made submissions be advised of City of Newcastle's (CN) determination.

For the Motion: Lord Mayor, Cr Nelmes and Councillors Clausen, Duncan, Mackenzie, White and Winney-Baartz.

Against the Motion: Councillors Church, Dunn, Elliott, Robinson and Rufo.

Carried

ITEM-5

DAC 21/05/19 - DA 2018/00707 - 17 BRIEN STREET, THE JUNCTION - DEMOLITION OF DWELLING AND OUTBUILDING ERECTION OF TWO STOREY DWELLING AND ASSOCIATED SWIMMING POOL

MOTION

Moved by Cr Robinson, seconded by Cr Winney-Baartz

A. That DA2018/00707 for demolition of an existing dwelling and outbuilding and the erection of a two-storey dwelling and associated swimming pool at 17 Brien Street The Junction be approved and consent granted, subject to compliance with the conditions set out in the Draft Schedule of Conditions at **Attachment B** and inclusion of an additional condition of consent as outlined below:

- The finished external materials and colours of the development is to be approved by Council prior to issue of the construction certificate.

B. That those persons who made submissions be advised of Council's determination.

For the Motion:

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

Against the Motion:

Councillors Elliott, Mackenzie and Rufo.

Carried

The meeting concluded at 7.54pm.