



MEETING OF COUNCIL

Held in the Council Chambers
Canada Bay Civic Centre
1a Marlborough Street, Drummoyne
on Tuesday, 21st July 2009, commencing at 6.03p.m.

MINUTES

Present:

- Cr Tsirekas (Mayor)
- Cr O'Hara (Deputy Mayor)
- Cr Cestar
- Cr Fasanella
- Cr Kenzler
- Cr Megna
- Cr O'Connell
- Cr Tyrrell (6.04p.m.)

In attendance:

- Mr Tony McNamara (Acting General Manager)
- Mr B Cook
- Ms L Miscamble
- Mr J Osland
- Ms K Ford

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Council Meeting 21 July 2009

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A prayer was given by Rev. Andrew Katay of St Albans Anglican Church, Five Dock.

APOLOGIES

Cr McCaffrey

DECLARATIONS OF PECUNIARY INTEREST

Nil

CONFIRMATION OF MINUTES

Council Meeting – 16 June 2009

M- 2185 RESOLVED
(Crs Megna/Kenzler)

THAT the minutes of the Council Meeting of 16 June 2009 be confirmed, subject to following amendments:

(a) Item 6 - Joint Regional Planning Panels.

The representatives shown in the resolution should read as Councillor Megna and Councillor Tsirekas, not Councillor Megna and Councillor O'Hara.

(b) Item 12 - Affordable Housing Initiative in Canada Bay.

Part 2 of the resolution being amended to read:

"2. THAT Council notes that while these residential properties are classified as operational land, the properties (and their proceeds, if sold) are restricted due to the method in which they were obtained (i.e. for Affordable Housing via a Voluntary Planning Agreement) and that if any of the properties are sold in the future, the funds generated from such sale must be used to acquire Affordable Housing as originally agreed under the Voluntary Planning Agreement."

PUBLIC FORUM

The following people addressed the Committee in relation to Item 1:

Mr Russell Olsson on behalf of the owners, 175 Thompson Street, Drummoyne.
Mr David Crane on behalf of the owners, 175 Thompson Street, Drummoyne.
Mr Con Bobalas of 177 Thompson Street, Drummoyne.

**ITEM-1 175 THOMPSON STREET, DRUMMOYNE (DA 911/03)
SECTION 96(2) ENABLE SOME UNAUTHORISED
WORKS TO REMAIN AND SOME RECTIFICATION
WORKS TO BE CARRIED OUT TO AN EXISTING
DWELLING UNDER CONSTRUCTION**

M- 2186 RESOLVED
(Crs O'Connell/Kenzler)

Pursuant to the provision of Section 96 of the Environmental Planning and Assessment Act 1979 (as amended)

THAT Council, as the responsible authority, resolve to modify Development Consent No. 911/2003 on land at 175 Thompson Street, Drummoyne only in so far as will provide for the deletion of conditions numbered 1, 23 and 25 on the notice of determination and the insertion in lieu thereof the following new conditions;

1. Consent & Approved Plans:

Development shall take place and operate generally in accordance with this consent accompanied by:

Drawing No.	Prepared by:	Dated:
A101; A102; A201; A301 Rev B	Anthony Vavayis + Associates	30 November 2003
A103 Rev A	Anthony Vavayis + Associates	30 November 2003

As amended by:

Drawing No.	Prepared by:	Dated:
S1001 Rev A	Anthony Vavayis + Associates	8 October 2004
S2001 Rev A	Anthony Vavayis + Associates	8 October 2004
S3001 Rev A	Anthony Vavayis + Associates	8 October 2004
S4000 Rev A	Anthony Vavayis + Associates	3 February 2005
S4001 Rev A	Anthony Vavayis + Associates	3 February 2005
S4002 Rev A	Anthony Vavayis + Associates	3 February 2005

As further amended by:

Drawing No.	Prepared by:	Dated:
S01, Issue C	Olsson & associates architects Pty Ltd	14.04.2009
S02, Issue C	Olsson & associates architects Pty Ltd	14.04.2009
S04, Issue C	Olsson & associates architects Pty Ltd	14.04.2009

Section 96(2) Application, DA 911/2003 (Statement of Environmental Effects)	David Crane & Associates Pty Ltd	April 2009
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except where otherwise altered or amended by other conditions of this consent.

Any minor modification to the approved plans will require the lodgement, and assessment of an “Application to Modify Consent” under Section 96 of the Environmental Planning and Assessment Act, 1979, (as amended). Major modifications to the approved plans shall require the lodgement, and consideration of a new Development Application.

(Reason: Statutory requirement and to clarify the terms of the consent)

23. Height:

The maximum RL of the proposed development shall be RL 15.62 A.H.D., and measured at the upper most roof form.

(Reason: Compliance)

25. Materials:

The colour, texture and substance of all external materials shall be as detailed in the original development application and as modified by any subsequent section 96 applications.

(Reason: Compliance and amenity)

84. Dividing Fence:

A 1.8m high common boundary fence, behind the street setback area, must be erected along the northwest, southeast and southwest boundary of the site with the owner/s of 175 Thompson Street paying for the full cost of the fence. The final design of the 1.8m high boundary fence will need to be negotiated between the common neighbours in accordance with the Dividing Fences Act 1991.

(Reason: Information)

85. Privacy - Windows:

The Bed 2 window W11 on the northwest elevation and the Bed 3 window W13 on the southeast elevation must contain obscure glazing, and the bottom panes of these windows are to be fixed and unopenable.

(Reason: Privacy)

86. Privacy - Lattice Screens:

The northwest and southeast side of the rear first floor balcony shall be screened to a height of 1.8 metres above the finished first floor level with lattice or similar material, having a minimum density of 85%.

(Reason: Privacy)

87. Stormwater:

The side path along the northwest boundary of the site must be graded so that stormwater runoff is contained and managed on the site and does not discharge onto the neighbouring property at 177 Thompson Street. The stormwater drainage grates proposed on the northwest side path must drain into the approved stormwater drainage system for the site.

(Reason: Stormwater management)

88. Side path:

The side path along the northwest boundary must be demolished and constructed in accordance with the levels on Drawing No. S2001 and S3001, Rev: A, Prepared by Anthony Vavayis + Associates, dated 08.10.04, approved through the previous section 96 modification determined on the 3 May 2005, and located entirely within the subject property.

(Reason: Privacy and amenity)

(FOR: Crs Cestar, Fasanella, Kenzler, Megna, O'Connell, O'Hara, Tsirekas and Tyrrell)

(AGAINST: Nil)

**ITEM-2 CANADA BAY LOCAL TRAFFIC COMMITTEE
MINUTES 18 JUNE 2009**

**ITEM-2.1 GEORGE STREET, NORTH STRATHFIELD - NO
STOPPING ZONE**

M- 2187 RESOLVED
(Crs Fasanella/Tyrrell)

THAT that 'No Stopping' zone be installed on the east side of George Street through the roundabout to a point 10m south of the roundabout.

ITEM-2.2 LYONS ROAD, RUSSELL LEA - NO STOPPING

M- 2188 RESOLVED
(Crs Fasanella/Tyrrell)

THAT the response from the Roads and Traffic Authority be noted.

**ITEM-2.3 BROUGHTON STREET AT PARK AVENUE, CONCORD
- NO STOPPING**

M- 2189 RESOLVED
(Crs Fasanella/Tyrrell)

THAT approval is given for the installation of "No Stopping" on the west side of Broughton Street, 10m either side of Park Avenue, and on both sides of Park Avenue, 10m from Broughton Street.

**ITEM-2.4 BURTON STREET AT LANSDOWNE STREET,
CONCORD - NO STOPPING**

M- 2190 RESOLVED
(Crs Fasanella/Tyrrell)

THAT approval is given for the installation of 'No Stopping' on the north side of Burton Street, 10m either side of Lansdowne Street, and on both sides of Lansdowne Street, 10m from Burton Street.

**ITEM-2.5 QUEEN STREET AT WALLAROY STREET, CONCORD
- NO STOPPING**

M- 2191 RESOLVED
(Crs Fasanella/Tyrrell)

THAT approval be given for the installation of "No Stopping" on the east side of Queen Street, 10m either side of Wallaroy Street; on the north side of Wallaroy Street, 10m from Queen Street; and on the south side of Wallaroy Street from the indented parking bay to Queen Street.

ITEM-2.6 OFFROAD CYCLEPATH AT RHODES SHORELINE

M- 2192 RESOLVED
(Crs Fasanella/Tyrrell)

THAT the off road cyclepath be signposted indicating it is shared by cyclists and pedestrians and appropriate safety information be included on the signs.

**ITEM-2.7 RIDER BOULEVARD, RHODES - PEDESTRIAN
CROSSING**

M- 2193 RESOLVED
(Crs Fasanella/Tyrrell)

THAT Council install temporary kerb blocks to provide semi-permanent indented islands on both sides of the crossing, and that signage be improved by installation of advance warning signs on both approaches, plus replacing the walking leg signs with larger signs on a fluorescent background.

**ITEM-2.8 LATE ITEM -TENNYSON ROAD, MORTLAKE -
PEDESTRIAN REFUGE**

M- 2194 RESOLVED
(Crs Fasanella/Tyrrell)

THAT in view of the loss of 10 on-street parking spaces which would be required if a pedestrian refuge were to be installed, that the matter be deferred until after

the medical centre is operational and an assessment of pedestrian activity can be carried out.

**ITEM-2.9 LATE ITEM - MAJORS BAY ROAD, CONCORD - NO
PARKING AND DISABLED SPACE**

M- 2195 RESOLVED
(Crs Fasanella/Tyrrell)

THAT kerbside signage be installed on the west side of Majors Bay Road to clarify the extent of the disabled space opposite Jellicoe Street, and provide No Stopping between the pedestrian crossing and the disabled space, and No Parking between the disabled space and the angle parking to the north, subject to consultation with adjacent property owners.

**ITEM-3 LOCAL TRAFFIC COMMITTEE MINUTES CANADA
BAY - 16TH JULY 2009**

**ITEM-3.1 GREAT NORTH ROAD, FIVE DOCK - PETITION RE
VARIOUS ROAD AND PARKING ISSUES**

M- 2196 RESOLVED
(Crs O'Connell/Megna)

THAT the petitioners be advised that regarding the matters relating to Council in the petition, Council officers will monitor and enforce parking restrictions in this area and that they will act on complaint regarding cars parking across driveways. Further, that Council has no powers to restrict staff of commercial premises from parking in legal parking spaces on any road, and as all residential properties along this section of Great North Road have off-street parking, a Resident Parking Scheme is not justified.

ITEM-3.2 GARFIELD STREET, FIVE DOCK - TAXI ZONE

M- 2197 RESOLVED
(Crs O'Connell/Megna)

1. THAT the taxi zone be extended to 5 spaces between 4 am and 9 am, 7 days a week.

2. THAT nearby residents be advised of this change, and Council's Law Enforcement Officers be requested to enforce the restrictions in the area during peak taxi periods.

ITEM-3.3 GEORGE STREET AT POMEROY STREET, NORTH STRATHFIELD - TRAFFIC SIGNAL PHASING AND PEAK PARKING RESTRICTIONS

M- 2198 RESOLVED
(Crs O'Connell/Megna)

THAT afternoon peak period No Parking restrictions, 3 pm to 7 pm Monday to Friday, be installed on the west side of George Street, between Pomeroy Street and Malta Street.

ITEM-3.4 TRAFFIC MATTERS RAISED BY LOCAL MEMBER OF PARLIAMENT

M- 2199 RESOLVED
(Crs O'Connell/Megna)

THAT the matters and responses be noted.

ITEM-3.5 LATE ITEM - BRETT PARK CAR PARK DRUMMOYNE - 2 HOUR PERIOD PARKING

M- 2200 RESOLVED
(Crs O'Connell/Megna)

THAT the new temporary Brett Park car park be signposted as 2-hour period parking during normal business hours.

**ITEM-3.6 LATE ITEM - DRUMMOYNE AVENUE DRUMMOYNE
SCHOOL SPECIAL BUS STOP**

M- 2201 RESOLVED
(Crs O'Connell/Megna)

THAT Sydney Buses relocate the School Special Bus Stop on Drummoyne Avenue, Drummoyne to a suitable position, south of Cambridge Street.

ITEM-4 ACCESS COMMITTEE MINUTES - 23RD JUNE 2009

M- 2202 RESOLVED
(Crs O'Hara/Tyrrell)

THAT the minutes of the ordinary meeting of the City of Canada Bay Access Committee for 23rd June 2009 be received and noted.

**ITEM-5 NSW DEPARTMENT OF COMMUNITY SERVICES
FUNDING AGREEMENT**

M- 2203 RESOLVED
(Crs Megna/O'Hara)

THAT Council authorise the signing and affixing of the Common Seal to the 2009/2010 Service Agreement from the Department of Community Services supporting a salary contribution towards the position of Manager Community Services.

**ITEM-6 DEPARTMENT OF AGEING, DISABILITY & HOME
CARE - FUNDING AGREEMENT**

M- 2204 RESOLVED
(Crs Megna/Tyrrell)

THAT Council authorise the signing and affixing of the Common Seal to the Department of Ageing, Disability & Home Care Funding Agreements.

**ITEM-7 REPORT TO BECOME AN AFFILIATED MEMBER OF
THE COMPANION CARD NSW**

M- 2205 RESOLVED
(Crs O'Hara/Cestar)

- 1 THAT the City of Canada Bay Council becomes an affiliate member to the Companion Card.
- 2 THAT a report be brought back to Council in 12 months providing a review of Council's membership and any cost implications.

**ITEM-8 DRAFT AMENDED DRUMMOYNE OVAL PRECINCT
PLAN OF MANAGEMENT AND MASTERPLAN**

M- 2206 RESOLVED
(Crs Kenzler/Cestar)

1. THAT Council endorse the draft amended "Drummoyne Oval Precinct Plan of Management" as prepared by Sandra Hoy from Parkland Environmental Planners and Phillips Marler for the purpose of public exhibition.
2. THAT Council endorse the exhibition of the draft amended "Drummoyne Oval Precinct Plan of Management" for 28 days between Friday, 10 July and Thursday, 6 August and advertise broadly in the local community.
3. THAT a further report be prepared for Council consideration at the end of the exhibition period.

ITEM-9 GRANTS, AWARDS AND SPONSORSHIP UPDATE

M- 2207 RESOLVED
(Crs Kenzler/Megna)

THAT the report be received and noted.

ITEM-10 LOCAL GOVERNMENT CONFERENCES 2009

M- 2208 RESOLVED

(Crs Kenzler/O'Hara)

1. THAT Council nominate Councillors Tyrrell, Megna, Fasanella and Tsirekas as the delegates to the Local Government Association Annual Conference in Tamworth, with Councillors Cestar and McCaffrey as alternate delegates.
2. THAT Council give consideration to the submission of any motions to the Conference.
3. THAT Council endorse the attendance of the Mayor or his delegate at the Australian Mayoral Aviation Conference in order for Council to have a representative at that Forum.

ITEM-11 FINANCE REPORTS JUNE 2009

M- 2209 RESOLVED

(Crs Fasanella/Tyrrell)

THAT the Financial Reports for June 2009 be received and noted.

THE MEETING CLOSED AT 6.55P.M.

CHAIRMAN