

Minutes of the Extraordinary Cumberland Local Planning Panel Meeting held via Zoom on Monday 14 November 2022.

PRESENT:

Stuart McDonald (Chairperson), Larissa Ozog , Michael Ryan and Bruce Simpson.

IN ATTENDANCE:

Esra Calim, Jai Shankar, Kaitlin McCaffery, Larissa Hubner, Michael Lawani, Rashika Rani, Shona Porter and Lyndall Thompson.

NOTICE OF LIVE STREAMING OF COUNCIL MEETING

The Chairperson advised that the Cumberland Local Planning meeting was being streamed live on Council's website and members of the public must ensure their speech to the Panel is respectful and use appropriate language.

The meeting opened at 11:36am

ACKNOWLEDGEMENT OF COUNTRY

DECLARATIONS OF INTEREST:

Panel Member, Bruce Simpson, noted that he is an ordinary member of the National Trust and the Parramatta & District Historical Society for transparency in relation to the heritage agenda item. The Chairperson determined that it was not considered a conflict.

There were no other declarations of interest.

ADDRESS BY INVITED SPEAKERS:

The following persons had made application to address the Cumberland Local Planning Panel meeting:

<u>Speakers</u>	<u>Item No. Subject</u>
	<u>ELPP048/22 Cumberland Heritage Study Planning Proposal</u>
Angelena Tsui	Property - 32 Woodburn Road, Berala NSW 2141
Leonidas Hatzistamatiou	Property - 33 Grand Avenue, Westmead NSW 2145
Daniel Graham	Property - 64 Jersey Road, South Wentworthville NSW 2145
Jennifer Hill	Property - 64 Jersey Road, South Wentworthville NSW 2145
Joe Spina	Property - 79 Macquarie Road, Auburn NSW 2144

Robert Jenson	Property - 100 & 102 The Trongate, Granville, NSW 2143
Monica Kanaan	1/2 McFarlane Street, Merrylands, NSW 2160 Property - 96 Station Road, Auburn NSW 2144
Tony Giunta for Santo Giunta	Property - 27 Nyrang Street, Lidcombe NSW 2141
Antonio Bonacruz	14 Carnegie Street, Auburn NSW 2144 Property - 33 Nottinghill Road, Lidcombe
Halil Ibrahim Anmak	Property – 60 & 62 Auburn Road, Auburn NSW 2144

The Chairperson enquired to those present in the Gallery as to whether there were any further persons who would like to address the Panel.

Speakers

Item No. Subject

ELPP048/22 Cumberland Heritage Study Planning Proposal

Felice Chen	Property - 65 Northumberland Road, Auburn
Cleo Calokerinos for Chrisanthy Sclavos	Property - 7 Auburn Road, Auburn

The open session of the meeting closed at 12:56pm.

The closed session of the meeting opened at 12:58pm.

ITEM ELPP047/22 - MODIFICATION APPLICATION FOR 95-97 DAHLIA STREET,
GREYSTANES

RESOLVED:

- 1. That Modification Application No. MOD2021/0478 for a Section 4.55(2) modification application for alterations and additions to approved childcare centre to increase no. of places from 66 to 87 including revised basement layout, changes to internal and outdoor play areas, provision of additional fire stairs and alteration to floor levels on land at 95-97 Dahlia Street Greystanes NSW 2145 be refused for the following reason:**

- 1.1** The applicant has failed to satisfy the Panel that the proposed development as modified will be substantially the same, notwithstanding the land use, as modified, would remain unchanged. Due to the extent of change proposed including the quantum increase in children numbers, the introduction of new and extensive elevated outdoor play areas at first floor level and the decrease in setbacks for basement level car parking, the Panel has formed the opinion that the development application as modified is not substantially the same development as the development

for which consent was originally granted, pursuant to Section 4.55 (2)(a) of the Environmental Planning Act.

2. Persons whom have lodged a submission in respect to the application be notified of the determination of the application.

For: Stuart McDonald (Chairperson), Larissa Ozog , Michael Ryan and Bruce Simpson.

Against: Nil.

ITEM ELPP048/22 - CUMBERLAND HERITAGE STUDY PLANNING PROPOSAL

RESOLVED:

That the Cumberland Local Planning Panel:

- 1. Recommend to Council that pursuant to s3.33 of the Environmental Planning and Assessment Act 1979 (EPAA) the Cumberland Heritage Study Planning Proposal to amend the Cumberland Local Environmental Plan 2021 be submitted to the Department of Planning and Environment for a Gateway Determination;**
- 2. Recommend to Council that following receipt of a Gateway Determination, public exhibition be undertaken and a submissions report be presented to Council; and,**
- 3. Recommend to Council that the Cumberland Development Control Plan 2021 be amended to implement heritage related controls and publicly exhibited (concurrently with the Planning Proposal) prior to finalisation of the Cumberland Heritage Study Planning Proposal.**
- 4. Notes the Council Officer's recommendation to separately proceed with heritage listings for Westmead South as a component of the Westmead South planning proposal. In the event that the Westmead South planning proposal is significantly delayed, then the Panel recommends that the heritage listings for Westmead should then proceed and not be delayed.**

Reasons for decision:

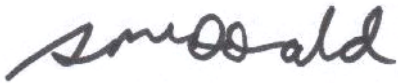
1. The Planning Panel is of the opinion that the planning proposal has strategic merit and is in the public interest.
2. The Planning Panel supports the rigorous process followed to date.
3. The Panel acknowledges the written submissions and oral submissions made at the Panel meeting and recommends to the Council that these submissions be given further consideration following a Gateway Determination.

For: Stuart McDonald (Chairperson), Larissa Ozog , Michael Ryan and Bruce Simpson.

Against: Nil.

The meeting terminated at 2:09pm.

Signed:



Stuart McDonald, Chairperson