

Item No: R6 Recommendation to Council

Subject: **PROPOSED ENHANCED EXCAVATION PROVISIONS IN THE WOOLLAHRA DEVELOPMENT CONTROL PLAN 2015**

Author: Lyle Tamlyn, Strategic Planner

Approvers: Anne White, Manager - Strategic Planning
Scott Pedder, Director - Planning & Place

File No: 22/101944

Purpose of the Report: To obtain Council's approval to exhibit a draft development control plan to amend the Woollahra Development Control Plan 2015 to enhance the objectives and controls relating to excavation.

Alignment to Delivery Program: Strategy 4.1: Encourage and ensure high quality planning and urban design outcomes.

Note: The Council added Part B (iv) to the resolution.

(Jarvis/Carmichael)

56/22 Resolved:

- A. THAT the report on the review of the excavation provisions in Section 3.4 Excavation of Chapter B3 General Development Controls of the *Woollahra Development Control Plan 2015* be received and noted.
- B. THAT Council resolves to exhibit *Draft Woollahra Development Control Plan 2015 (Amendment No.20)* as contained at **Attachment 1** of the report to the *Environmental Planning Committee* of 6 June 2022 subject to the following amendments.
- i. 1.3 Objectives of the Draft plan:
 - a. amend to refer "to set a maximum acceptable volume of excavation".
 - ii. Part 2.3 Amendments to B3.4 Excavation, that C9 is amended to refer to "surrounding structures" not "neighbouring structures",
 - iii. Part 2.3 Amendments to B3.4 Excavation, that O1 is amended to include the word "and" after sub-clause (f).
 - iv. Part 2.3 Amendment to B3.4 Excavation, that C9 is amended to state that excavation below 2 metres must be accompanied by a geotechnical and hydrogeological report and that consequential amendments are made to controls C6 and C7.

Note: *In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.*

For the Motion

Councillor Carmichael
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt
Councillor Zeltzer

Against the Motion

Nil

12/0