



Environmental Planning Committee Meeting

Monday 4 September 2023
6.30pm

Minutes

Unconfirmed

Item No: R6 Recommendation to Council
Subject: **HERITAGE LISTING OF LAPIN HOUSE, 2C DUMARESQ ROAD, ROSE BAY, IN SCHEDULE 5 OF THE WOOLLAHRA LEP 2014**
Authors: Tristan Ryan, Senior Strategic Heritage Officer
Kristy Welfare, Acting Team Leader Heritage
Approvers: Anne White, Manager Strategic Planning & Place
Scott Pedder, Director Planning & Place
File No: 23/154047
Purpose of the Report: To provide Council with the advice of the Woollahra Local Planning Panel.
To obtain Council's approval to proceed with the planning proposal to list "Lapin House" – house and interiors as a local heritage item in Schedule 5 and on the Heritage Maps of the Woollahra LEP 2014.
To obtain Council's approval to proceed with further heritage investigations of both Bursill House and Lapin House, and to request the owner of Lapin House prepare a Conservation Management document.
Alignment to Delivery Program: Strategy 4.2 Conserving our rich and diverse heritage.

Note: Councillor Jarvis declared a Non-Significant, Non-Pecuniary Interest in this Item as Councillor Jarvis knew Bill Bursill and has been to the Bursill House on many occasions for parties. Councillor Jarvis remained in the meeting, participated in debate and voted on the matter.

Note: Late correspondence was tabled by Barrie & Celia Towers, Susan & Graham Bursill (3 pieces).

Note: Susan Bursill addressed the Committee.

Note: The Committee amended Part E of the Recommendation.

(Regan/Carmichael)

Recommendation:

THAT Council:

- A. Notes the advice provided by the Woollahra Local Planning Panel from 17 August 2023 regarding the planning proposal to list "Lapin House" as a local heritage item.
- B. Endorses the planning proposal as contained at **Attachment 3** of the report to the Environmental Planning Committee of 4 September 2023 to list "*Lapin House*" – *house and interiors* at 2C Dumaresq Road, Rose Bay (Lot A DP 33652) as a local heritage item in Schedule 5 and on the Heritage Map of the *Woollahra Local Environmental Plan 2014*, and resolves to forward this to the Department of Planning and Environment with a request for Gateway Determination to allow public exhibition.
- C. Requests the Minister for Planning and Public Spaces (or delegate) authorise Council as the local plan-making authority in relation to the planning proposal, to make the local environmental plan under section 3.36 of the *Environmental Planning and Assessment Act 1979*.
- D. Requests from the owner of Lapin House, a Conservation Management Plan or Conservation Management Strategy to inform the assessment of any development application relevant to the site.
- E. As part of the Significant Architects Study further assesses whether *Lapin House* – *house and interiors* at 2C Dumaresq Road, Rose Bay (Lot A DP 33652) merits state listing.

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

For the Motion

Against the Motion

Councillor Carmichael
Councillor Elsing
Councillor Jarvis
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields

Nil

7/0

Item No: R7 Recommendation to Council
Subject: **PROTECTED WASH AREAS AND SITE WATER RUN OFF**
Author: Eleanor Smith, Executive Planner
Approvers: Nick Economou, Manager Development Assessment
Scott Pedder, Director Planning & Place
File No: 23/121979
Purpose of the Report: To respond to a Council resolution seeking to strengthen the Development Application (DA) conditions, and promote education, in relation to the provision of protected wash areas and the prevention of site water run off from construction sites, and explore actions that can be taken in the event of a water pollution incident.
Alignment to Delivery Program: Strategy 7.2 Support cleaner, healthier waterways including improved water quality and healthy water catchments, creeks and harbour.

Note: The Committee added new Part F to the Recommendation.

(Carmichael/Elsing)

Recommendation:

THAT Council:

- A. Receives and notes the updated standard conditions.
- B. Requests the General Manager writes to the Southern Sydney Regional Organisation of Councils and requests that the increased penalties for water pollution incidents are referenced in the *Do it Right On Site, Soil and Water Management for the Construction Industry* ('Do it Right On Site' guidelines).
- C. Notes that the information packs containing the 'Do it Right on Site' guidelines and accompanying factsheets, and an information sheet detailing the maximum penalties for water pollution incidents be provided by Development Assessment Staff to Council's Rangers to be circulated during the routine inspections of building sites.
- D. Resolves to continue to participate in the "Get the Site Right" initiative held by the NSW Environment Protection Authority (EPA), which is foreshadowed to be held in October 2023.
- E. Notes the Council resolution (initiated by a Notice of Motion) is now closed.
- F. Requests that staff report back on the monitoring compliance and enforcement of this initiative to the Ecological Sustainability Taskforce.