
ADDENDUM TO REPORT OF BEN BOYD, EXECUTIVE STRATEGIC PLANNER

SUBJECT: 10.02 Planning Proposal 4/22 Prohibition of residential flat buildings in the R3 Medium Density Residential zone – Post Exhibition Report

AUTHOR: Ben Boyd, Executive Strategic Planner

DATE: 6 March 2023

Attachments: Nil

SUMMARY

The main report considers the submissions made in response to the public exhibition of Planning Proposal 4/22 to amend North Sydney Local Environmental Plan 2013 (NSLEP 2013) to prohibit residential flat buildings in the *R3 Medium Density Residential zone*.

It had been brought to Council's attention that there was a repetitive error contained within section 4 of the report dealing with recommended responses to submissions. The affected sections of the report include the following:

- 4.1.2
- 4.2.2
- 4.3.2
- 4.4.2
- 4.5.2
- 4.6.2
- 4.7.2
- 4.8.2
- 4.9.2
- 4.10.2
- 4.11.2
- 4.12.2
- 4.13.2
- 4.16.2

In particular, the following amendment is required to the main report (~~red strikethrough~~ represents a deletion and blue underline represents an insertion) to reflect the actual outcomes of the proposal:

That the proposed amendment to ~~permit~~ prohibit residential flat buildings in the R3 Medium Density Residential zone be retained unamended.

This amendment has been made and does not affect the content of the main assessment report, nor does it effect the overall recommendations to the main assessment report.

RECOMMENDATION:

- 1. THAT** Council note the submissions made.
- 2. THAT** in response to the submissions made, Council endorse the Planning Proposal, forming Attachment 2 to this report, subject to amending the wording of the first suggested savings provision on Page 9 of the Planning Proposal to read:

Re: PP4/22 Prohibition of residential flat buildings in the R3 Medium Density Residential zone – Post Exhibition Report

If a development application has been made on land in Zone R3 Medium Density Residential before the commencement of North Sydney Local Environment Plan 2013 (Amendment X) and the application has not been finally determined before that commencement, the application must be determined as if that amendment had not commenced.

3. THAT having completed the community consultation requirements outlined in the Gateway Determination, Council forward the Planning Proposal (Attachment 2), as amended by Recommendation 2, to the Department of Planning and Environment with a request that a Local Environmental Plan be made in accordance with section 3.36 of the Environmental Planning and Assessment Act 1979, to give effect to the Planning Proposal.

4. THAT all submitters be advised of Council's resolution.

SIGNED

Ben Boyd, Executive Strategic Planner