

## Summary of Actions Arising (SOA) Lavender Bay 2022

This document is North Sydney Council's response to actions arising from Precinct Committee Minutes. On receipt of the minutes, actions are numbered and allocated to relevant Council Officers for response.

To effectively manage and provide clarity, all actions are allocated a status when reporting to Precinct Committees in response to their minutes. There are three categories:

- **Awaiting Response** - action allotted to Council Officer - response awaited.
- **Open/Ongoing** - action allocated to Council Officer, initial response provided. Matter ongoing and further response/update to be provided at later date.
- **Closed for Council** - Council either completed related works/tasks or has taken all reasonable steps within its power to resolve issue (for example when matter is beyond its jurisdiction). If the Precinct Committee feels Council can take further steps, they can request Council reopen action.

Questions or concerns re content of this document should be directed [precincts@northsydney.nsw.gov.au](mailto:precincts@northsydney.nsw.gov.au)

Month	Item	Actions	Council's Reply	Status
November	2	<b>Draft Development Control Plan (DCP) amendment - maximum car parking rates</b> - Motion: That the Lavender Bay Precinct Committee objects to the draft DCP amendment, and requests deferral until after the LGA-wide review of parking provisions is completed. Passed without objection.	Motion noted by Council's Strategic Planner. To be included as a submission in the post-exhibition report.	Closed for Council
	3.b	<b>Henry Lawson Reserve reinstatement</b> - The Chair reported that he had received several comments that the work being undertaken is not consistent with the plans presented to the community in late 2021. Motion: That the Lavender Bay Precinct Committee requests Council to advise what steps Council is taking to ensure that the construction is in line with the plans presented to the community last year.	Council's Landscape Architect/Project Co-ordinator has advised that Council officers have had ongoing correspondence and a series of meetings with Metro regarding the Reserve reinstatement plans. Most recently, Metro have advised that they have reached 'Practical Completion' (PC) on the works. Under the project Interface Agreement, Council officers will undertake post PC inspections and report any matters of concern (such as	Closed for Council

Month	Item	Actions	Council's Reply	Status
			defects, omissions or departures from agreed works) to Metro for action.	
	3.c	<p><b>1 Henry Lawson Avenue</b> - Council has allocated \$1.4m in the 2022/23 delivery program to convert the site to community parkland. Motion: That the Lavender Bay Precinct Committee asks Council to advise the current timeline for the conversion of 1 Henry Lawson Avenue to community parkland.</p>	<p><b>UPDATE (16 March 2023)</b> Council's Landscape Architect/Project Coordinator has advised that Council is currently working towards demolition of the existing buildings and returning the site to public open space as soon as possible. Initial works are underway including removing failing hoarding boards and replacement with security mesh fencing, the latter which will remain in place until demolition is complete. Once fencing is complete removal of a large amount of loose rubbish and stockpiled loose building materials will be undertaken. It is expected that this work will be completed by early April 2023. Detailed site surveying will then be undertaken to inform the documentation for the development application that is required for the demolition. It is anticipated that this documentation would be complete and the DA lodged by end of May 2023. Demolition would commence soon after determination of the DA and together with the park reinstatement works are expected to take in the order of 8-12 weeks, with an estimated completion and opening end October 2023.</p> <p><b>UPDATE (22 December 2022) sent via Memo</b> Council's Project Manager has advised via Memo that this site has recently been transferred to the ownership of North Sydney Council from the NSW Government.</p>	Closed for Council

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			<p>Council will be demolishing the existing building, removing the fences and the site will become public open space, providing the missing link which was dividing the two halves of Henry Lawson Reserve. Under plans currently being developed, heritage elements including the historic slipways, sandstone walls and former building footprints will be retained and incorporated into the new section of park. A Development Application will be lodged for the demolition work. Plans will be finalised once demolition works are complete.</p> <p><b>UPDATE (12 January 2023)</b> Council's Landscape Architect/Project Co-ordinator has advised that Council will be conducting initial rubbish removal and access works in early 2023 to enable detailed features and levels surveying to take place and to facilitate tenderer inspection access for the future demolition works. The survey work will inform indicative landscape plan to be submitted with the Development Application for the demolition, as well as form part of the demolition tender information package.</p>	
	6.b	<p><b>DA300/22, 19 Walker Street, Lavender Bay</b> - The meeting heard that the proposal would be an overdevelopment of the site, with concerns about loss of privacy from the proposed bridge, excessive site coverage from the deck and garage, landscape impacts and excessive height. Motion: That the Lavender Bay Precinct Committee wishes to preserve the heritage of the Lavender Bay Conservation Area, and objects to the proposed</p>	<p>DA submission received and noted by Council's Executive Assessment Planner.</p>	<p>Closed for Council</p>

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		development due to adverse impacts on the rear streetscape and insufficient rear setback.		
October	3.a	<b>Harbour Bridge cycle ramp at Milsons Point</b> - Precinct's concerns include heritage impacts, loss of green open space, safety for cyclists, pedestrians and motorists. Our appeals to Minister Stokes have been fruitless so our Chair has written to Minister Anthony Roberts in the hope that he can help us, as he did with 1 Henry Lawson Ave. The Bradfield Park Central alternative is strongly supported in the local community, it meets Australian standards, doesn't destroy Bradfield Park North and does not have the ill effects of TfNSW's proposal. A notice has been letterboxed in the local area and asks people to contact the relevant ministers and shadow ministers, to advise them of their concerns and request that TfNSW work with Council and the community on a Bradfield Park Central approach. We hope Minister Roberts will meet with us.	<p>Council's Director Open Space &amp; Environmental Services notes the Precinct Committee's comments and has advised that Council continues to object to the Cycle Ramp project as proposed by TfNSW, that significantly and detrimentally impacts the amenity of Bradfield Park North, and continues to advocate for the alternative Bradfield Park Central cycle ramp option.</p> <p>Council's Sustainable Transport Project Co-ordinator acknowledges the Precinct Committee's concerns and encourages the Precinct Committee to continue communicating their concerns to TfNSW and relevant Ministers.</p> <p>Staff continue to work with TfNSW to ensure that all community and stakeholder concerns are heard and considered where possible.</p>	Closed for Council
	5.a	<b>DA210/22, 5 Blue St</b> - Mechanical exhaust equipment on roof of retail kiosks (210/22): Precinct reiterates its objection as per our last meeting, that the kiosks are only one storey high and that the exhaust equipment would create unattractive visual clutter and should be positioned out of sight or screened. We also note the noise effect on surrounding residences such as St Xavier Terraces.	<p>Council's Manager Environment &amp; Building Compliance has advised that the Precinct Committee's concerns will be investigated accordingly.</p> <p><b>UPDATE (30 November 2022)</b> Council's Senior Compliance Officer has advised that DA210/22, has been determined as approved on 21 October 2022. The original notification did not have screening around the ventilation system. Council Planners</p>	Closed for Council

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			requested amended plans to screen the entire ventilation system from view. It has been advised these new amended plans did not get re-notified to the Precinct. The new approved plans for DA210/22 incorporate these changes to screening to address the Precinct concerns and Conditions have been placed on the DA to provide acoustic certification prior to obtaining an Occupation Certificate.	
September	4.a	<b>Blues Point Hotel tree</b> - The Norfolk Island Pine behind the Blues Point Hotel has recently been removed. The meeting heard that it was a magnificent tree and had been removed with no notice to the community.	Council's Urban Forest Supervisor has advised that a letterbox drop of 150 surrounding properties in Blues Point Road and French Street was conducted on 12 September 2022, notifying residents of the tree's removal. The tree was located within one metre of the boundary line and the tree roots were causing structural damage to the adjoining property. It was the recommendation of a consultant Structural Engineer and Arborist that the tree should be removed to allow for repairs and prevent further damage.	Closed for Council
	5.a	<b>MLC Building, 105-153 Miller Street, North Sydney</b> - Demolition of heritage-listed building and construction of 27-storey commercial building. Additional information submitted on 9 September as part of the Land and Environment Court appeal. Motion: That the Lavender Bay Precinct Committee maintain its previous objections.	Comments noted by Council's Team Leader - Assessments.	Closed for Council
	5.b	<b>DA418/21, 37 Bay View Street, Lavender Bay</b> - Construction of a dwelling house and associated works. Motion: That the Lavender Bay Precinct Committee	Council's Executive Assessment Planner has advised that Council has written to the applicant to ask them to make	Closed for Council

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		maintain its previous objection, which included insufficient landscaping and being out of character with the local area.	amendments to their application. Council is awaiting their response.	
		<b>DA 277/21/2, 3/102 Alfred Street South, Milsons Point</b> - Modification of consent to allow internal reconfiguration and deletion of three windows at rear of level 1. The meeting heard that the property was a two-level retail shop, with the upper level now being converted to residential. The meeting heard concerns about the impact on the building's common property. Motion: That the Lavender Bay Precinct Committee support the Strata Committee's request for an additional six weeks to review the plans and arrange an Extraordinary General Meeting.	Council's Senior Assessment Officer has advised that not extension cannot be granted to the Precinct.	Closed for Council
<b>August</b>	2	<b>Floating Dry Dock LEC decision</b> - That the Lavender Bay Precinct Committee thank its members for supporting the lengthy community campaign to save Berrys Bay.	Compliment noted.	Closed for Council
	3	<b>Harbour Bridge cycle ramp</b> - That the Lavender Bay Precinct Committee request Council, as the holder of Bradfield Park in trust for the public, to require a development application for the construction of any cycle ramp landing in Bradfield Park.	Council's Public Projects Interface Manager has advised that there are numerous options for the project to receive planning approval. Most likely pathway is under Part 5 of the EP&A Act 1979 resulting in the need for a 'Review of Environmental Effects/'REF' and not a DA. It is possible that the approval is via a DA with the NSW Department of Planning as the Consent Authority. However, due to the unknowns it is necessary to wait until the final decision is announced and to then ask the proponent (TfNSW) what they expect the approval pathway to be. That decision can then be examined in light of the circumstances and	Closed for Council

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			planning legislation. It is most unlikely that a DA would proceed with Council being the determining authority.	
	5(b)	<b>DA214/22, 35 Bay View Street, Lavender Bay</b> - Motion: That the Lavender Bay Precinct Committee object to the development application on the grounds of excessive site coverage, adverse privacy impacts and use of a neighbour's wall.	Precinct Committee feedback is noted by Council's Senior Assessment Officer - DA submission form received.	Closed for Council
	5(c)	<b>DA5/22, 24 East Crescent Street, McMahons Point</b> - Motion: That the Lavender Bay Precinct Committee object to the proposed development on the grounds of excessive height, insufficient setbacks, domination of Middle Street and a dominant garage entrance on East Crescent Street.	Precinct Committee feedback is noted by Council's Senior Assessment Officer - DA submission form received.	Closed for Council
July	5b	<p><b>Vacant land between 2 and 16 French Street, McMahons Point</b> - The meeting heard a suggestion that the vacant land adjacent to the railway tunnel could be used for a community garden. Council received a report on acquisition and remediation costs in February 2022, and decided to pursue a "care and control" approach with Transport for NSW (TfNSW).</p> <p><b>Related request sent via email on 25 August 2022</b> When this was discussed at Council's 21 February meeting, the staff recommendation was to not pursue a purchase of the land. Council resolved (Min. No. 49) to pursue an alternative "care and control" approach.</p>	<p>Council's A/Director Space &amp; Environmental Services has advised that the matter has been discussed by Council on a number of occasions and it has been decided that the contaminated status of the land together with the unreasonable cost to acquire the land from the State Government has resulted in abandoning plans to establish a community garden at this location.</p> <p><b>UPDATE (25 August 2022)</b> Council's A/Director Space &amp; Environmental Services has advised that Council had expressed interest in utilising the vacant block of land for a community garden and attempted to negotiate, firstly, a community lease with TfNSW and then secondly to obtain the land via a sale for</p>	Closed for Council

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		<p>1. THAT Council give in principle support to the establishment of a community garden at French Street McMahons Point and facilitate the establishment of a community garden on the site without the purchase of the land.</p> <p>2. THAT Council take all steps necessary to negotiate with Transport for NSW regarding the establishment of a community garden including the care and control being given to the Council.</p> <p>3. THAT the Mayor raise this important community issue with our state and fed members and seek their support.</p> <p>Council's agenda, matters outstanding reports and minutes since February do not record any counter resolution. When did Council decide to abandon plans to establish a community garden?</p>	<p>a reasonable sum of money given its contaminated status and the physical characteristics of the parcel of land.</p> <p>Initial negotiations with TfNSW resulted in an offer of a one-year beautification lease (which was too short a period). This offer was withdrawn, and that Council had to purchase the land at a commercial rate (estimated sale price of \$6.5 million).</p> <p>Council wrote to the local State Member, the Minister for Transport and directly to TfNSW to further Council's case but to no avail. While Council is still nominally interested in the site for a community garden, it does not have the available resources to purchase, remediate and convert that space for a community garden.</p> <p>The related Council of 21 February 2022, Item <a href="#">8.16 Proposed Community Garden at French Street, McMahons Point</a> advised that Council's Operation Plan 2021/22 "has no budget for the estimated \$310,000 remediation and establishment cost of the gardens. If the proposal was to proceed this would need to be addressed in future budget."</p>	
	8b	<p><b>Local Government NSW Annual Conference</b> - Our meeting endorsed a suggestion to adopt the Design and Place State Environmental Planning Policy that was developed under the previous Planning Minister.</p>	<p>Council's Manager Council &amp; Committee Services has advised that Precinct Committee the Precinct Committee's suggestion is noted, subject to receipt of the form (which has been present to the Precinct Committee via email). Reminder submissions close 25 August 2022.</p>	Closed for Council



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June	3a	<p><b>McMahons Point foreshore</b> - Motion: The Lavender Bay Precinct Committee asks Council to advise residents:</p> <p>a) When does Council plan to install anti-car measures (for example, stone bollards as in Quibaree Park) in the area near the McMahons Point ferry wharf?</p>	<p>Council's A/Director Open Space &amp; Environmental Services has advised that in order to achieve the restricted car access to that area, a lot of bollards (of some form) are required to be installed. There is currently no budget for this installation, and staff are currently assessing how this might be best achieved from both a cost and aesthetic point of view.</p>	Closed for Council
		<p>b) When does Council expect to start developing proposals for the 1 Henry Lawson Avenue site?</p>	<p>Council's Landscape Architect has advised that Council does not yet have tenure of 1 Henry Lawson Avenue. Once Council has control of the property further site investigations necessary to inform future works will be undertaken.</p> <p>This project largely consists of demolition of the existing dwelling and returning the site to parkland. It is anticipated, depending on what is located beneath the existing building (such as heritage building remnants or archaeological features that become apparent after demolition of the above ground structures) that there may be some ground-level heritage interpretation of these features (such as retaining building footprint remnants that have heritage significance). It is also intended to retain and make safe the existing slipways as heritage elements, and to incorporate signage to explain the significance of the elements that are retained.</p>	Closed for Council
		<p>c) Does Council have a plan to develop a masterplan to ensure a coherent approach to the McMahons Point foreshore area?</p>	<p>Council's Landscape Architect has advised that Council currently has no plans to prepare a Masterplan for the McMahons Point foreshore area.</p>	Closed for Council

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	3b	<p><b>New Year's Eve ticketing</b> - Council has decided to implement free ticketing for New Year's Eve 2022 at Bradfield Park, Mary Booth Reserve, Lavender Bay Parklands and Blues Point. A report in the local papers about cost recovery was based on the staff recommendation, which was not endorsed by the Councillors.</p>	<p>Council's A/Manager Communications &amp; Events has confirmed the New Years Eve 2022 tickets will be free and Council will be covering the admin fee. The story in the Mosman Daily referred to the report recommendation but is not what the Council resolved. On Monday 27 June 2022, Council resolved to implement free ticketing for New Year's Eve 2022 at our vantage points at Bradfield Park/Mary Booth Reserve, Lavender Bay Parklands and Blues Point Reserve.</p> <p><i>1. THAT Council resolves to implement the free ticketing model for NYE 2022 at the vantage points of Bradfield Park/Mary Booth Reserve, Lavender Bay Parklands and Blues Point Reserve.</i></p> <p><i>2. THAT the capacity of each ticketed vantage point be determined on a 2m2 per person rule with no pass outs.</i></p> <p><i>3. THAT Council seeks to enter a Memorandum of Agreement with the NSW State Government so that Council's roles and responsibilities for NYE are clearly defined.</i></p> <p>More information about booking tickets will be made publicly available later this year.</p> <p><b>UPDATE (9 September 2022)</b> Bookings for New Years Eve tickets open 1 November 2022. There will be a limited number of tickets available for each vantage point, available until sold out. Tickets are essential to gain entry to the sites and there will be no pass outs. Tickets will be available at <a href="http://northsydney.nsw.gov.au/nye">northsydney.nsw.gov.au/nye</a> Council's website or <a href="http://sydneynewyearseve.com">sydneynewyearseve.com</a></p>	Closed for Council

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			<p>Gates will open at 5pm into the ticketed areas which will mean resident vehicle access and road closures will change from previous years allowing for later access.</p> <p>A resident brochure detailing the exact road closures and clearways will be provided in December.</p>	
	3.c	<p><b>East Crescent Street pocket park</b> - The meeting heard that the area is unsuitable for a park, and that the money could be better spent on an integrated plan for the foreshore and 1 Henry Lawson Avenue. The meeting also heard concerns about impacts on vehicle access and loss of crucial on-street parking. The sculpture selection process is also a concern. Motion: The Lavender Bay Precinct Committee asks Council to not proceed with a pocket park contrary to the wishes and views of the community.</p>	<p>Council's Director Engineering &amp; Property Services has advised that on 25 July 2022, Council considered the deferred report and resolved:</p> <ol style="list-style-type: none"> <li>1. THAT Council notes this report on the Round 2 "Street as Shared Spaces" Program funding that has been received by Council for the creation of a "Trial Pocket Park" in East Crescent Street - McMahons Point.</li> <li>2. THAT Council thanks the residents and members of the community who attended the Councillor Site Inspection at midday on Saturday 23 July 2022 and notes the feedback provided at the inspection.</li> <li>3. THAT a refined design for East Crescent Street project be prepared.</li> <li>4. THAT the refined design include detailed landscape plans showing plantings by species and location, levels, footpath treatments etc.</li> <li>5. THAT the refined design allows for: <ol style="list-style-type: none"> <li>i) one-way access sufficient to accommodate the traffic which currently accesses East Crescent Street at Blues Point Road</li> <li>ii) no net loss of parking and considers the impact of angled parking on East Crescent Street</li> </ol> </li> </ol>	Closed for Council

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			<p>iii) <i>improved pedestrian access, safety and amenity of the area including continuous footpath treatment across East Crescent Street</i></p> <p>iv) <i>no reduction in the size of the space</i></p> <p>6. <i>THAT the refined design, including the detailed landscape plans, be reported back to Council as soon as practicable and this be clearly communicated to residents/submitters, signatories to the petitions via email, relevant precincts and a letterbox drop in the near vicinity so that the community and other interested parties can provide feedback to Council.</i></p> <p><b>UPDATE (23 September 2022)</b></p> <p>Council considered a further report regarding design changes to the East Crescent Street 'Shared Space' on 12 September 2022 and resolved:</p> <p>1. <i>THAT Council proceeds with Option 2a to Request for Quotation and construction as soon as possible to meet the "Streets and Shared Spaces" grant program funding requirements for a "Trial Shared Space" in East Crescent Street, McMahons Point.</i></p> <p>2. <i>THAT the trial period (a true trial that takes into consideration all aspects of the constraints on the space into account including the size of the space) that forms part of Councils funding Agreement is conducted December 2022 to March 2023.</i></p> <p>3. <i>THAT feedback be sought during the trial period from December 2022 to March 2023.</i></p> <p>4. <i>THAT a post-trial report be prepared for Council at the end of the trial period inclusive of all the collated feedback as well as a Traffic Study and Human Movement Study which will also be conducted during the trial.</i></p>	

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			<p><b>UPDATE (22 July 2022)</b> Council informed submitters to the draft Blues Point Road/McMahons Point Public Domain Masterplan, adjacent Precinct Committees and the public of the site visit to be held 23 July 2022.</p> <p><b>UPDATE (30 June 2022)</b> On 27 June 2022, Council considered a related report and resolved to deferred consideration to allow a site visit to be conducted and further report be provided to Council.</p>	
May	6e	<p><b>McMahons Point pocket park</b> - Council has announced that plans are proceeding for a pocket park in East Crescent Street, McMahons Point. The final design (excluding the sculpture) is due for completion in mid-June. The meeting heard concerns about impacts on vehicle movements and potential anti-social behaviour. Precinct asks Council for a copy of the final design when available. Precinct also looks forward to the community consultation for the sculpture.</p>	<p>Council's Director Engineering &amp; Property Services has responded to the Precinct Committee via a memorandum on 29 June 2022.</p>	Closed for Council
	7c	<p><b>Liquor licence applications</b> - That the Lavender Bay Precinct Committee request Council to:</p> <ul style="list-style-type: none"> <li>a) Inform the relevant Precinct Committee of any Notice of Intention or Site Notice that it receives in relation to a liquor licence application.</li> <li>b) Consider the impact of any liquor licence application on the local community.</li> </ul>	<p>Council's Manager Corporate Planning &amp; Engagement has advised that:</p> <ul style="list-style-type: none"> <li>a) the matter has been discussed internally with the applicable Departments who have reviewed existing internal processes and determined no changes/improvements can be made - whereby the notification is received and registered into Council's records system, at</li> </ul>	Closed for Council

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		<p>c) Advise Liquor and Gaming of any concerns that Council has about a licence application.</p>	<p>which time an automated workflow tasks to the Development Services Department (to review and make a submission, as relevant) and to the Corporate Planning &amp; Engagement Department (to inform the relevant Precinct Committee/s).</p> <p>As previously suggested to all Precinct Committees, to avoid any delay in becoming aware of a notification - Committees are encouraged to subscribe directly to Liquor &amp; Gaming NSW via their <a href="#">Application Noticeboard page</a> - type 'North Sydney' into the LGA search field, when the search results are presented there is an option to 'Subscribe to North Sydney'.</p> <p>b) Council does review each notice and consider the impacts to the local community as warranted.</p> <p>c) As noted above, Council makes submissions as warranted i.e. Council does not necessarily make a submission to all notifications. For the reasons stated above it encouraged that the Precinct Committee and/or concerns individuals should make submissions direct to Liquor and Gaming NSW; and that where a Precinct Committee provides feedback to Council via their minutes that this is used to inform a submission by Council (providing the minutes have been received prior to the notification closing date).</p> <p>When the notification process (outlined above) was initially introduced (about 15 years ago) Precinct</p>	

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			<p>Committees were encouraged to consider the application and to provide their feedback to Council to inform its submission to Liquor and Gaming NSW. That process could not be sustained, largely because of timing - receipt and processing of Precinct minutes, and Council's agreed service levels for processing Precinct minutes may not occur before the submission deadline. Instead, the current process is that Precinct Committee feedback is used to inform Council's submission (where the minutes or email has been received prior to the notification closing date).</p>	
	9a	<p><b>Line marking of unmetered parking spaces</b> - Metered parking areas and angle parking areas have clearly marked parking bays. A Precinct member asked whether other parking areas should have equivalent line marking, to maximise the use of parking spaces. The meeting agreed. Precinct asks Council to investigate line marking of unmetered spaces.</p>	<p>Council's Traffic &amp; Parking Support Officer has advised that lines marking of unmetered parking space have a minimum spacing required under the Australian Standards which is generally 6 metres. However, where spaces are unmarked, vehicles tend to park closer together than 6 metres. Therefore, in Council's experience, the marking of parking spaces results in a loss of overall parking and is therefore not supported.</p>	Closed for Council
April	2	<p><b>McMahons Point foreshore</b> - The foreshore area near the ferry wharf continues to deteriorate due to vehicles driving on the turfed area. A meeting attendee suggested that Council restrict vehicle access using sandstone blocks similar to those installed recently at Smoothey Park, Wollstonecraft.</p>	<p>Council's Manager Parks &amp; Reserves has advised that Council is aware of this situation. There are other issues that don't help the turf survival in this location like the saltwater splashing over, no irrigation, no drainage, and the poor soil profile of this area. Placing sandstone blocks, to stop vehicles, as the Precinct Committee suggest, will not fix the health of the turf.</p> <p>There is no allocated funding to undertake significant refurbishments in the area nor an alternative solution for</p>	Closed for Council

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			this issue. Improvements will be made as much as practical within the 2022/23 maintenance budget.	
	4a	<b>Traffic Committee meeting 22 April</b> - The Blues Point Road Vehicle Noise and Traffic Issues standing item was not included in the agenda for that meeting. Precinct asks Council to reinstate this standing item.	<b>UPDATE (28 July 2022)</b> Council's A/Manager Traffic & Transport Operations has advised that this item will be added a standing item to the Traffic Committee agenda from the September 2022 meeting.	Closed for Council
	6b	<b>McMahons Point Community Centre</b> - It was unclear whether the Centre would be available for the Federal election on 21 May and our AGM on 28 May. Precinct asks Council whether a partial reopening (walkway and upper hall) might be feasible.	Council's Community Engagement Coordinator has advised via email, dated 6 May 2022, that the 'cease use order' has now been lifted on McMahons Point Community Centre. Precinct Committees may resume use of venue for their meetings.	Closed for Council
<b>March</b>	2a	<b>McMahons Point ferry wharf:</b> The Chair reported that the harbourfront foreshore area is continuing to deteriorate as cars continue to drive up on what was once grass and is now a large muddy expanse. There must be measures to deter cars from driving on iconic parkland perhaps one of the most iconic views in Australia. It's a bad look for the LGA to allow a prime harbour foreshore locale to become so degraded. The meeting discussed that lack of maintenance of green space is leading to serious compaction and that there are safety issues at Sawmillers Reserve. A child fell recently just missing by millimetres to her face exposed rusty-old bolts (remnants of the site's past that are now exposed). Safety is a real issue due to compaction not dissimilar to the issues at the foreshore due to lack of upkeep.	Council's A/Manager Parks & Reserves has advised that the main concern with the grass, has been the splash from the harbour water every time a ferry comes in, or during high/heavy tides. The area has been replaced without success and the area has been brought to the attention through preparation of the draft capital works program, which suggests upgrade of the site.  Without bollards to prevent cars driving on this area, Rangers catching people in the act is the only deterrent now; though if and when the area is upgraded, access prevention will be taken into consideration.  Sawmillers Reserve is maintained as a natural, bushy type area though all hazards noted on site or reported are	Closed for Council



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			actioned as soon as is practically possible. The Precinct Committee is asked to provide further information about this incident so any hazard present can be removed.	
	2b	<b>Blues Point Reserve</b> - The Chair wished to draw to the attention of Council, that numerous complaints have been received by phone about a leaking bubbler pipe at the Blues Point Reserve upper grassy area and local residents would be grateful if Council could fix the problem that is creating large muddy areas.	Council's A/Manager Parks & Reserves has advised that the repairs were undertaken on the week ending 8 April 2022.	Closed for Council
	5a	<b>131 Blues Point Road, McMahons Point (64/22)</b> - The meeting heard that the plans show removal of internal walls and original elements of the shop/terrace's architecture to alter the upstairs footprint, and that there would be disruption to the bookshop placing at risk a space that is important to the local community. The meeting questioned whether the bookshop owner has a view. The meeting also heard that the DA notification sign was found upside-down in the gutter in the back lane behind the premises. The Secretary has advised Council and suggested an extension of time. Motion: The Lavender Bay Precinct Committee requests the time for objection to this DA be extended. Carried without objection.	Council's Senior Assessments Planning Officer has advised that as of 19 April 2022 there did not appear to be submission from the bookshop owner (i.e. submissions are proactively released and therefore publicly available via Applications Tracking site via Council's website) and the bookshop owner has had not had verbal discussions with Council's Senior Assessments Planning Officer.  The DA has owner's consent i.e. the property of the premises permitted for this DA to be lodged. It is highly likely that the bookshop owner is aware of this DA.  Submissions will be accepted until 3 May 2022.	Closed for Council
	5g	<b>24 East Crescent Street, McMahons Point</b> - Motion: The Lavender Bay Precinct Committee asks Council to ensure that protocols are put in place for the Design Excellence Panel to respond to matters raised in community	Noted by Council's Executive Assessments Planner. Lavender Bay Precinct Committee's formal submission is also noted.	Closed for Council

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		submissions and explicitly address non-compliances with planning controls. Precinct asks that the DEP reconsider this application.		
	7b	<b>Lavender Bay/McMahons Point Community Centre Usage</b> - Motion: The Lavender Bay Precinct Committee supports an increased utilisation of the Centre and encourages Council to explore ways of doing so, including the Creative Space's community activities. Carried without objection	Council's Director Community & Library Services has advised that McMahons Point Community Centre is a well-used community centre. Currently eight groups are regularly using it covering a wide range of activities such as community counselling groups, Sydney University of the Third Age (U3A), childcare, Tai Chi, prayer groups and dance groups.	Closed for Council
	7b	<b>Managing Council's Parks</b> - Council deferred a decision on new booking arrangements and proposed fees in Council's parks last October. Precinct asks Council for an update.	<b>UPDATE (28 July 2022)</b> Council's A/Director Open Space & Environment Services has advised that there are no changes on fees and charges for the 2022/23 Financial Year.	Closed for Council
February	4a	<b>Noise from Commodore Hotel</b> - Motion: That the Lavender Bay Precinct Committee opposes the increased activities at the Commodore Hotel which are generating increased noise and causing distress to residents. Council should take the appropriate action to mitigate these escalations and prevent them from occurring in the first instance	Council's Team Leader - Environmental Health has advised that concerns regarding noise from the Hotel have been lodged with Liquor and Gaming NSW (L&GNSW). This is the responsible authority to pursue this matter with. There are strict noise criteria that L&GNSW require licensed premises to adhere to. The hosting of a trivia night is not considered an escalation in the use of the hotel. It is a common weeknight activity in hotels across the country. This is not something that Council would seek to prevent from occurring. Nevertheless, Council will write to the Hotel licensee to advise him/her of the concerns raised and remind him/her of the obligations to protect local amenity.	Closed for Council

Month	Item	Actions	Council's Reply	Status
			<p><b>UPDATE (26 July 2022)</b>  The letter was written to the hotel on 1 April 2022 advising of the received concerns - namely noise amplified music and from microphone use during trivia, and to remind them of their responsibilities towards neighbouring resident's amenity.</p>	
	5a	<p><b>DA 8/22, Shop 1, 118 Alfred Street South, Milsons Point</b> - Extend the trading hours of an approved restaurant to 7am to 10pm, 7 days a week. An acoustic assessment was added recently. The meeting heard that the application provides no information about the restaurant, deliveries or waste management arrangements. A trial arrangement was suggested, but this does not address the lack of information. Noise is a potential problem. Motion: That the Lavender Bay Precinct Committee opposes DA 8/22 until more information is made available.</p>	<p>Council's Senior Assessment Officer has advised that:</p> <ul style="list-style-type: none"> <li>• the application is for extension of hours to a CDC - approved (complying development) restaurant. The use and fit-out of the restaurant was not approved by Council, these were approved by a private certifier.</li> <li>• the acoustic assessment has been reviewed by Council's Environmental Health Team (within the Environmental &amp; Building Compliance Department) and the extension of hours is approved subject to a trial period.</li> <li>• the assessment report has been prepared and we support the application subject to conditions.</li> <li>• only the timing of deliveries and waste management of the restaurant will be subject to conditions. Any other details of deliveries and waste management are subject to the CDC-approval.</li> <li>• there are numerous food and drink premises within the immediate vicinity that have similar operational hours.</li> </ul>	Closed for Council

Month	Item	Actions	Council's Reply	Status
			<ul style="list-style-type: none"> <li>the site is within a mixed-use zone and the hours proposed are typical of commercial areas/buildings within such zones.</li> </ul>	
	5c	<b>DA 34/22, 68 Alfred Street South, Milsons Point</b> - Replacement of cladding on an existing commercial building and associated works. Comments due Friday 4 March. The meeting noted the application and asks Council to confirm that the new cladding is fire safe and to code (Most of the DA documents are locked in the DA tracker).	Council's Senior Assessment Officer has advised that the proposed development, which relates only to replacement of cladding to a commercial building is to ensure that the building complies with the current provisions under the Building Code of Australia including those relating to external cladding and fire safety.	Closed for Council
	7b	<b>Speed on Alfred Street South, Milsons Point</b> - Council has reduced the speed limit in this area from 50 to 40 km/h, which is commendable, however the signage is minimal and not easy to see. The signage at the north end near the bridge exit is on the inside of the curve, and is easy to miss as drivers check for traffic and pedestrians as they come around the bend. There is no indication of the speed limit on the road surface. Precinct requests that the issue is referred to the Traffic Committee, so that all stakeholders are aware, and that Council paint the number 40 on the road surface, in addition to the signage, so that motorists slow down appropriately.	Council's Acting Manager Traffic & Transport Operations has advised that this project was conducted as part of grant funding and approvals from TfNSW, and fits in with their guidelines for placement of speed signage in the area. There are proposed 40km/h pavement markers planned in the area, but due to the weather have not been able to be implemented. Traffic Engineers will monitor the situation.	Closed for Council
	7d	<b>Blues Point Reserve amplified music</b> - Amplified music is still being played in Blues Point Reserve at weddings and other events. Amplification is not permitted in parks or reserves in the North Sydney LGA. The meeting heard that Council rangers do not always respond to complaints	Council's Manager Ranger & Parking Services had advised that when amplified sound is heard then Council should be called on 9936 8100 and Rangers will attend according to work priorities.	Closed for Council

Month	Item	Actions	Council's Reply	Status
		about amplified music. Police can be called if the noise unreasonably interferes with the comfort of other people (being offensive noise).		
January	4.e	<b>Draft North Sydney Walking Strategy</b> - Further to the comments made at our November meeting, the meeting heard a suggestion that the strategy should also focus on connecting existing trails and address missing links for leisure walkers. Motion: That the Lavender Bay Precinct Committee supports more Harbour walks by creating links between Harbour parks, for example around the Noakes boatyard. Carried without objection.	Council's Senior Strategic Planner has confirmed that this will be treated as submission.	Closed for Council
	5.b	<b>DA 412/21, 94 Blues Point Road, McMahons Point</b> - Alterations and additions to existing dwelling. Comments due 18 January. The meeting heard concerns about the proposed excavation. Precinct asks Council to note the extensive excavation and ensure that the adjoining property is properly protected.	Council's Team Leader - Assessments has advised that the application is accompanied by detailed geotechnical structural engineering reports which recommend extensive support measures be implemented throughout the demolition and construction phases. The works however are regarded as extensive, and any consent will require appropriate safeguards to be implemented on site to project adjoining property. Determination will ultimately be by the Local Planning Panel due to the technical breach to the height standard.	Closed for Council
	5.i	<b>DA 147/20, MLC Building, 105 Miller Street, North Sydney</b> - Demolition of existing heritage-listed building and construction of a 27-storey commercial building including upgrade of existing ground plane and two basement levels. Amended plans lodged on 17 December. Comments due 11 February. The meeting agreed to	Comments noted by Council's Manager Development Services.	Closed for Council

Month	Item	Actions	Council's Reply	Status
		maintain Precinct's previous objection and wish to preserve the heritage building.		
	6.k	<p><b>DA 57/19, Floating dry dock, 6 John Street, McMahons Point</b> - Construct a floating dry dock facility to service commercial vessels up to 1000T in weight, to be located on the south-western side of the site, both on land and at the land/water interface. Amended plans lodged 25 January. Comments due 18 February. The meeting agreed to maintain Precinct's previous objections against industrialization of the bay.</p>	<p>Comments noted by Council's Executive Assessment Planner.</p> <p><b>UPDATE (28 March 2022)</b> Council's Community Engagement Coordinator advises that the Precinct Committee has been sent 'Notice of Amended Designated Development and Integrated Development Proposal'.</p> <p><b>6 John Street, McMahons Point - Council DA No 57/2019 Land and Environment Court Case No 2021/00063136</b></p> <p>The above application was refused by the Sydney North Planning Panel. The applicant has since appealed that determination to the Land and Environment Court of New South Wales. The matter is under the formal direction of the Sydney North Planning Panel with Council acting as its agent in the conduct of the appeal.</p> <p>It is proposed to construct a floating dock facility to service commercial vessels up to 1000T in weight. The structure will be located on the south-western side of the site and involves works both on land and at the land/water interface. The nature of the proposal is unchanged from that originally proposed.</p>	Closed for Council

Month	Item	Actions	Council's Reply	Status
			<p>Amended plans and details have now been lodged and these are the subject of this notification.</p> <p>This proposal is both designated development and integrated development. Integrated approval bodies and approvals required are:</p> <ol style="list-style-type: none"> <li>1. NSW Environment Protection Authority Protection of the Environment Operations Act 1997 - Environment Protection Authority (Section 43{b), 48 and 55).</li> <li>2. NSW Department of Primary Industries Fisheries Management Act 1977 - Fishing and Aquaculture (Section 201, 205)</li> <li>3. Water Management Act 2000 - Office of Water (Section 90)</li> </ol> <p>Advertising period is 1 April 2022 to 29 April 2022.</p>	
	8.e	<b>DA 103/19, 3 Parker Street, McMahons Point</b> - The meeting heard that the site is now in a deplorable state.	<p>Council's Manager Environment &amp; Building Compliance has noted the Precinct Committee's comments and requests further information be provided regarding the specifics of the situation in order for staff to investigate.</p> <p><b>UPDATE (11 July 2022)</b> Photographic evidence has been received in order to provide further information about DA 103/19.</p> <p><b>UPDATE (18 July 2022)</b> Council's Manager Environment &amp; Building Compliance has advised that, after consideration of further</p>	Closed for Council

Month	Item	Actions	Council's Reply	Status
			<p>information received from the Precinct Committee, it does not appear to be a public health and safety issue, and no unauthorised works to enforce, noting that a Development Consent is in place for the development of the site.</p>	
	8.f	<p><b>Rock wall stability</b> - The meeting heard that parts of the rock wall below 45 Blues Point Road, McMahons Point, appear to be unstable. Precinct asks Council to investigate whether any action is required to protect passing pedestrians.</p>	<p><b>UPDATE (1 March 2022)</b> Council's Manager Environment &amp; Building Compliance has advised that the matter will be investigated. For updates contact Stuart Delphin, Senior Compliance Officer on 9936 8100.</p> <p><b>UPDATE (14 March 2022)</b> A visual inspection was carried out on 10 March 2022. At the time of the inspection there was no evidence of either the natural rock or sandstone fence constructed above the rock in an unstable condition. Recent works to replace a sewer pipe were noted and the area appeared clear of any debris or loose materials. No further action is recommended at this stage.</p>	Closed for Council