

Summary of Actions Arising (SOA) 2019 - Holtermann Precinct

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 to precincts@northsydney.nsw.gov.au.

Month	Item	Actions	Council's Reply	Status
December ¹	3	Correspondence and Briefings: That the Holtermann Precinct Committee Meetings be held on the third Wednesday of each month starting in January 2020. Proposed LT, seconded KB, vote: 8 for, 0 against.	Precinct Committee's comments noted.	Closed for Council
		Crows Nest - Parking Area 19 (East): Item 4.3 - Parking Restrictions Survey Results, Traffic Committee 22/11/19, We note that the Traffic Engineer's Report now refers the "a parking survey for parts of Crows Nest Parking Area 19". In our submission we noted that certain residential sections of Area 19 appeared to have been omitted from the survey. The Report's reference to "parts of Crows Nest Parking Area 19" appears to confirm this, as does the new heading, "Parking Area 19 (East)". We request clarification as to whether and if so when the other residential parts of Area 19 will be surveyed. Proposed LT, seconded TM, vote: 9 for, 0 against.	Council's Traffic and Transport Engineer has advised: Area 19 (East) The surveyed area was extended from Donnelly Rd to Falcon Street and Alexander Street to Miller Street. Area "19B" community consultation conducted within Crows Nest north during November-December 2017. The survey included non-metered zones within the northern section of area 19B (bounded by Oxley Street to Alexander Street; Chandos St to Albany Street). The results from this consultation were submitted to the Traffic Committee on 9 February 2018 and the recommendations were resolved by Council on 19 February 2018. Signage changes were completed during September and November 2018.	Open/Ongoing

¹ Minutes received by Council on 27 March 2020

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			<p>Area "19A & southern section of Area 19B" (west of Oxley Street and south of Albany)</p> <p>Following the adoption of the Local Area Traffic Management Schemes, Council will be undertaking regular periodic reviews of the parking restrictions in each area which includes community consultation, starting with the areas experiencing the greatest parking pressures. The parking surveys are conducted to obtain residents and business' opinion with regard to the installation of parking restrictions.</p> <p>Based on the relative parking demands and available resources Council has prioritised each parking area in the LGA.</p> <p>A timeframe of when a review and survey for the remaining streets in Area 19 is not available at this point. Should there be support from businesses/residents for parking restrictions now and they are demonstrated through signatures, then Council is happy to review the matter</p>	
	4	<p>DAs and Planning Proposals: We note with interest Clause 5 of the resolution under Item 15: Planning Proposal No. 6/19 - 27-57 Falcon Street Crows Nest - Interim Assessment Report: "That Council seek assurances from Ethos Urban to communicate factually and extensively with Hayberry Precinct Committee and its members for all issues pertaining to Planning Proposal No. 6/19". We request that this courtesy be extended to all Precincts with respect to similar or larger Planning Proposals and DAs. Proposed NJ, seconded LT, vote: 9 for, 0 against.</p>	<p>Council's Manager Strategic Planning has advised that the Planning Proposal for Falcon Street has been heading down a path of conditional support.</p> <p>The vast majority of applicant led Planning Proposals have been refused by Council in recent times. In this context, Council has not invited in extensive community consultation prior to the formal exhibition of the Proposal. Council's general and consistent practice is to consult widely when strategic planning work is being undertaken that may result in changes to planning controls. The Falcon Street PP is an exception, and hence Council's</p>	Closed for Council

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			desire to conduct such consultation prior to any formal consultation.	
	8	<p>New Business: The Holtermann Precinct Committee has several times over many years requested that Traffic Engineers seek changes to the traffic light options at the intersection of Chandos St and Willoughby Rd, Crows Nest, so as to allow pedestrians on the north side of Chandos St to cross directly from the east side of Willoughby Rd to the west side of Willoughby Rd. We understood that this was being considered at the time the traffic lights at the intersection of Chandos St and Alexander St were under consideration (since installed). We note that the relevant intersection is at the boundary of North Sydney and Willoughby LGAs. As we recall, the RMS had changed its position, and had agreed to the requested change. Do our Traffic Engineers have any further information on this matter? Proposed LT, seconded KB, vote: 9 for, 0 against.</p>	<p>Council's Manager Traffic and Transport Operations has advised that the signals installed at Alexander Street and Chandos Street were installed as part of the consent condition for 101-103 Willoughby Road (DA 327/15). The consent condition made no reference to the intersection of Chandos Street and Willoughby Road.</p> <p>Council's Traffic Engineers are not aware of historic discussions concerning the intersection of Willoughby Road and Chandos Street prior to DA 327/15.</p> <p>The northern portion of the Chandos Street/Willoughby Road intersection (and the missing crossing referred to by the Precinct Committee) is within the Willoughby Council area. The Precinct Committee is advised to direct their request to Willoughby Council and TfNSW for their consideration.</p>	Closed for Council
November ²	B.c	<p>Annual General Meeting</p> <p>a. Election of Office-bearers for the coming year. Existing Office-bearers stood down. The Returning Officer RC took the Chair.</p> <p>(i) RC called for nominations for the Chair/ Co-Chair. JM proposed that he (JM) and LT stand as Co-Chairs, providing that no-one else wished to stand. LT agreed to stand as Co-Chair with JM, providing that no-one else wished to stand. Given that JM and LT were prepared to serve as Co-Chairs and there being no other nominations, RC</p>	Precinct Committee AGM elections noted	Closed for Council

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		<p>declared JM and LT to be unanimously elected as Co-Chairs.</p> <p>(ii) RC called for nominations for Secretary. LT proposed that KB be elected Secretary. JM seconded the nomination. KB agreed to accept the nomination as Secretary, providing no-one else wished to stand. There being no other nomination for Secretary, RC declared KB to be unanimously elected Secretary.</p> <p>(iii) JM nominated KB to also serve as Treasurer. LT seconded the nomination. KB agreed to accept the nomination providing no-one else wished to be Treasurer. There being no other nomination for Treasurer, RC declared KB unanimously elected Treasurer</p> <p>(iv) RC stood down. JM thanked the Returning Officer for his care in conducting the election.</p>		
	C.2	<p>Coloured markings on the pavers: That LT write to the Director of Engineering and Property Services to request that coloured markings showing the location of various underground utilities on the pavers at the intersection of Ernest Street and Alexander Street, outside 78-80 Alexander Street, be cleaned off. The location marks were made prior to the installation of 3 small drains. This work was completed well over a year ago. Proposed JM, seconded JC, vote: 10 for, 0 against.</p>	Precinct Committee's comments noted by Council's Director Engineering and Property Services.	Closed for Council
	C.3	<p>Illegal parking near the Indoor Sport Centre: Noting the overstay problem at parking places near the Indoor Sports Centre, and several complaints lodged by NJ on the matter, that the Precinct requests that Compliance check illegal parking around the Basketball Courts, particularly between 5pm and 8pm. Proposed NJ,</p>	Council's Manager Ranger and Parking Services has advised that the Rangers are aware and has noted the Precinct Committee's request to patrol for illegal parking.	Closed for Council

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		seconded JM, vote: 10 for, 0 against.		
	C.4	Meeting change date: That in 2020, Precinct Meetings be held on the second Wednesday of each month. Proposed JM, seconded JC, vote: 10 for, 0 against.	Precinct Committee's decision to hold the meetings on the second Wednesday of the month noted.	Closed for Council
October ³	5	<p>Road and footpath maintenance:</p> <p>a. The Precinct Committee requests that Engineering and Property Services clean the markings off the pavers on the footpaths at the North-West corner of the intersection of Ernest and Alexander Streets. The drainage problem was rectified well over a year ago.</p> <p>b. The Precinct Committee requests Inspection of the cycle route including the contraflow in Huntington St, Crows Nest and If necessary patch-repair to ensure that the carriageway surface is safe for bikes. The Ausgrid work Is complete. The cycle route markers on the carriageway and the contraflow also need to be repainted in the Ausgrid aftermath.</p> <p>c. We note that pavements at the eastern end of Chandos St, Matthew St, Devonshire St and West St were recently upgraded. Because of the Ausgrid works in Huntington St, the footpaths, which are uneven and unsafe in several areas (outside Nos. 65, 63, 61, 59, 57, 55, 51, 49, 47, 45, 43, 35, 33 and 31) were omitted. Now that the Ausgrid work is complete, we request that the footpath upgrade be done In Huntington St as well.</p> <p>d. Noting that vehicles entering the Alexander St Car Park from Burlington St and exiting the Alexander St Car Park on to Alexander St cross well trafficked pedestrian footpaths, we request that Council Inspect</p>	<p>UPDATE (22 April 2020) 5a Council's Works Overseer has advised that those are not Council markings. 5b Sustainable Transport Project Co-Ordinator has advised that Council staff will inspection of Huntington Street in the week starting 14 May to identify rectification works required. Ausgrid road works are not complete, next financial year.</p> <p>UPDATE (22 April 2020) 5c Council's Works Overseer has advised that footpathworks completed in January 2020.</p> <p>UPDATE (22 May 2020) 5d Council's Traffic and Transport Engineer has commented that is a Traffic Issue - The matter will be investigated to be included to the LATM Action plan with any necessary treatment/s.</p>	Open/Ongoing

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		and if possible improve pedestrian safety for example by signage. Proposed NJ, seconded MH, vote: 16 for, 0 against.		
	8	New business. The Precinct Committee requests that Council engineers inspect and if necessary rectify the deteriorated carriageway surface in Burlington Lane between Sophia St and West St. Proposed CF, seconded JM, vote: 16 for, 0 against.	Council's Assets Manager has advised on 30 April 2020 that council officers have inspected the request to rectify the deteriorated carriageway surface in Burlington Lane between Sophia St and West St. Council has recently engaged a Consultant to undertake a detailed condition audit of council's entire road pavement network using a laser profilometer and high definition cameras. From this detailed survey a future Roads Program was developed taking into account the condition of the road, the road hierarchy, and traffic volumes. This road is not scheduled to be resurfaced in the medium term; however, the condition of the pavement will be monitored, and the program reviewed as required. It should be noted that heavy patching of this lane was last undertaken in August 2017	Closed for Council
September ⁴	3	The Noise Wall in St Thomas Rest Park (i) That the Secretary, in consultation with the Treasurer (Acting Chair) is authorised to make a submission on the proposed instruments, to include the arguments discussed and the photographs, noting that while we have no problem with a wall in front of individual properties, the proposed noise wall in the park, the proposed access route and the proposed 99-year lease are completely inappropriate and we request that Council reopens discussion with the RMS regarding the St Thomas Rest Park section of the Wall; and	The Precinct Committee's submission was received during the exhibition period and included in submission summary, an appendix to post exhibition report, which was considered by Council on 28 October 2019. The minutes are available on Council's website https://www.northsydney.nsw.gov.au/files/f7829a4c-c936-47ff-987e-d6fdecffe163/Minutes.pdf	Closed for Council

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		(ii) That the submission and photographs are copied to the Mayor and Councillors. Proposed DB, seconded DV, vote: 5 for, 0 against.		
August	5	Development Applications 118 Alexander St, Crows Nest (see resolution DA Subcommittee Meeting 26 July 2019); Shop 4/136 Willoughby Rd, Crows Nest; 224 West St, Crows Nest. Action: The Precinct Committee requests an update and timeline on the proposed through-link from Willoughby Rd to Hume St, Crows Nest.(We understood that work on the first phase was to start mid-2019.) Proposed JC, seconded TM, vote; 11 for, 0 against.	Council's Landscape Architect/Project Coordinator has advised that the current projected timing for commencement of work on the link is June 2020.	Closed for Council
	6	Road and footpath maintenance: We note that sections of the footpath on the northern side of Albany St, St. Leonards between Oxley St and the Pacific Highway, associated with a construction site, are dangerous for pedestrians and we request an inspection. Proposed NJ, seconded JM, vote: 11 for, 0 against.	Council's Compliance Officer has advised that the footpath along Albany Street associated with the Construction Site at 22-28 Albany Street was reconstructed on 23 September 2019.	Closed for Council
	9	New Business We would like to express our concern to Planners generally (both Strategic and Assessment) at what appears to us to be an excessive number of Coles signs (approx.13 in total) at 105 Willoughby Rd, Crows Nest. We are also concerned at the size of off-street signs seen from Atchison Street. The project was marketed as The Albany, but those signs are swamped by those of the supermarket on every elevation, including the entrance to the loading dock on ZigZag Lane. By comparison, Woolworths appears to have approx. 7 signs. We request that Planners be alert to what some might see as excessive	Council's Compliance Officer has advised that the Coles and retail signs are in accordance with drawings 3844-DA051 (Rev B) and 3844-DA052 (Rev B) dated 3 February 2016 for compliance with Condition A1 of Development Consent No. D327/15 or are Exempt signs under the building codes SEPP. All but two signs stating, "early childhood education" and are Exempt under the SEPP for the childcare centre, are in accordance with Drawing No. 201 (Rev D) dated 18 December 2017 and 1655 A22 E dated October 2018 for compliance with Condition A3 and C12 of Development Consent No.	Closed for Council

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		and obtrusive signage. Proposed RC, seconded KB, vote: 11 for, 0 against.	D55/18. There are building identification signs for "The Albany" that are also Exempt under the SEPP.	
July	5	Road and footpath maintenance. We request inspection and if necessary repair of reported potholes on Alexander Lane between Burlington and Falcon Streets, Crows Nest. Proposed JG, seconded KB, vote: 8 for, 0 against.	Council's Contracts Manager has advised that the estimate timing is October 2019 for repairs for heavy patching UPDATE (22 April 2020) Refer to response of the Precinct Committee's October 2019 minutes.	Closed for Council
	6	Parks. Action: JC reports that the surface of St Thomas' Rest Park is in very poor condition. We request inspection to determine whether this can be ameliorated, given the community's dependence on this much loved park. We are mindful of the drought and of the constraints arising from its history as a cemetery but look to Council's expertise to improve it. Proposed JC, seconded JM, vote: 8 for, 0 against.	Council's Manager Parks and Reserves has advised that the Parks and Gardens team will inspect the site. The team can maybe do some fertilising, topdressing etc. when the weather gets warmer. Laying new grass is difficult here as there is no irrigation and water restrictions make it difficult to get established.	Closed for Council
June	3	Correspondence and briefings Seniors Housing SEPP - proposed exemption to allow Seniors Housing in conservation areas. Action: The Holtermann Precinct Committee does not support the proposed exemption to the Seniors Housing SEPP to allow Seniors Housing in conservation areas. Proposed JM, seconded BdG, vote: 8 for, 0 against.	Precinct Committee's comments noted by Council's Council's Manager Strategic Planning.	Closed for Council
May	3	Regarding the proposed signalled crossing at the Burlington/ Alexander Street intersection: a) That the Precinct Committee strongly supports the retention of the pedestrian crossing to Woolworths and the associated public domain improvements in Burlington Street; and b) That a thorough and detailed traffic study for the	Council's Manager Traffic and Transport Operations has advised that at the Traffic Committee meeting on 3 May 2019 it was resolved and subsequently adopted by Council on 27 May 2019: <i>1. THAT Council halt work on the Alexander Street/ Burlington Street traffic signals project and no further funds be spent on it, and that Council monitor traffic and pedestrian behaviour at the intersection</i>	Closed for Council

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		entire Crows Nest/ St Leonards area (that part of St Leonards within the North Sydney LGA) be done, including pedestrian movement counts. Proposed LT, seconded KB, vote: 13 for, 1 against.	<i>for 6 months to ascertain if any changes occur in view of the fact that the Coles supermarket in Crows Nest is operational.</i>	
April ⁵	3	<p>Brought forward Noise in the Village update Further to on-going noise problems arising from a Crows Nest Village venue (see Minutes 12 March 2019), affected residents raised the following concerns. The volume of noise (both from the indoor sound system and from some outdoor patrons) is the problem. It is not mitigated by the awning next to the shopfront. Noise also stems from patrons congregating outdoors after closing time. Another source of aggravation after closing is the dragging of outdoor furniture and security chains under the awning.</p> <p>Action: That Office Bearers continue to raise affected residents' concerns regarding excessive noise from the subject site. Proposed AJ, seconded KB, vote: 11 for, 0 against.</p>	Refer to response of the Precinct Committee's March 2019 minutes.	Closed for Council
	4	<p>Briefings Action: Regarding proposed kerb extensions at the intersections of Atchison and Oxley Streets, Crows Nest/ St Leonards, the Holtermann Precinct Committee strongly supports the proposal. Proposed JC, seconded KB, vote: 11 for, 0 against.</p> <p>Action: Regarding the Planning Proposal 1/18 at 23-35 Atchison Street St Leonards, given:</p> <p>a) the dedication of a 5-metre-wide strip for the purpose of a linear park along Oxley Street;</p> <p>b) the provision of a publicly accessible 6-metre-wide</p>	<p>UPDATE (22 April 2020) Council's Manager Strategic Planning has advised that these comments have been provided very late in response to the Committee's resolution and our apologies for this oversight. The matter was actually addressed in the Council report of September 2019 along the following lines:</p> <p>The purpose of the wording of the VPA is to provide for some degree of future flexibility within the context of a legal agreement should other circumstances arise and due</p>	Closed for Council

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		<p>through-link/laneway from Atchison St to Albany Lane along the western boundary of the site; and c) the \$2.8 Million dollar monetary contribution toward the “upgrade” of the Hume Street Park, we support the Planning Proposal.</p> <p>We also support the associated draft amendment to NSDCP 2013 that seeks to introduce a 6 metre ground level setback control along the Atchison Street portion of the site.</p> <p>However, we are concerned at the following form of words in relation to the \$2.8 million monetary contribution: opening the possibility that it might be spent on “public open space within the North Sydney Local Government Area”. We support VPAs which, in return for greater density in our Precinct area, deliver a monetary contribution for the upgrade/ expansion of the Hume Street Park (for increase in green space). We do not support it being spent on “public open space within the North Sydney LGA”.</p> <p>We request that Council ensures that the \$2.8 million monetary contribution be spent on the Hume Street Park project. Proposed JC, seconded LT, vote: 11 for, 0 against.</p>	<p>to the St Leonards/Crows Nest area being potentially subject to further change depending on the contents of the future St Leonards/Crows Nest 2036 Plan released by the DPIE. Nevertheless, it is Council’s intentions that the monetary contribution be used to fund the Hume Street Park upgrade as set out in the prescribed list of public benefits to be delivered in accordance with the Council and community endorsed, SLCN Planning Study - Precincts 2 & 3.</p>	
	5	<p>DAs and Planning Proposals. 12A Shirley Rd, Wollstonecraft; 25 Shirley Rd, Wollstonecraft; Holtermann Street Car Park Roof; 66 Falcon Street, Crows Nest; 4 Clarke Street, Crows Nest. Action: That Office bearers check whether the DA at 4 Clarke St, affects the Hume Street Park site. Proposed JC, seconded LT, vote: 11 for, 0 against.</p>	<p>Development Applications item noted.</p>	<p>Closed for Council</p>
	6	<p>Road and footpath maintenance. Action: Regarding the footpath on the south side of Huntington Street, between Devonshire and West Streets, we specifically request that Council’s Engineers inspect</p>	<p>On 19 November 2019, Council’s Contracts Manager has advised that footpath at 65, 63, 61, 59, 57, 55, 51, 49, 47, 45, 43, 35, 33 and 31 has been allocated to contractor. It is expected to complete the work before Christmas 2019</p>	<p>Closed for Council</p>

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		<p>and if necessary rectify the pavement outside Numbers 65, 63, 61, 59, 57, 55, 51, 49, 47, 45, 43, 35, 33 and 31. Proposed LT, seconded JC, vote: 11 for, 0 against. Action: The Precinct Committee requests that Council inspect reported potholes on Chandos Lane west of Alexander Street, Crows Nest and take any remedial action judged necessary.</p>	<p>weather and other factors permitting or in mid-January 2020.</p> <p>UPDATE (22 April 2020) Refer to response of the Precinct Committee's October 2019 minutes.</p>	
March	3	<p>Noise issues arising from 70 Alexander St, Crows Nest (please refer to minutes attached) Action: That the Office-bearers request that Council clarify the regulatory regime with regards to noise and any specific limitations applying to the owner and operator at 70 Alexander Street under the current DA and outdoor dining permit. We also request clarification as to limitations on noise from devices such as air-conditioners. Proposed JB, seconded NJ, vote: 19 for, 2 abstentions, 0 against.</p>	<p>Council's Environment and Building Officer has provided a summary of the actions taken under the items below. Also noted the actions taken by the Rangers and Compliance / Environmental Health Officers since February 2019 to address them.</p> <p>1. Noise from staff, patrons and music inside the premises and within the outdoor seating area. Development Consent No. D1374/89 grants approval to use the property between 10am and 10pm Sunday to Thursday, and 10am and 12 Midnight Friday and Saturday. Under Condition 21 of the CDC No. C2018233, the owner is required to comply with the existing conditions of the consent in respect to these hours of operation. Condition 22 of the CDC requires noise to comply with the NSW Industrial Noise Policy published by the EPA. The application for the outdoor seating Permit No. 365 satisfied Clause 11, in that it contained an Operations Plan. This stated that trading hours within the area would only be undertaken between 11am and 10pm Sunday to Thursday and 11am and 11pm Friday and Saturday. Inspections by Council's staff have not identified any breaches of the requirements, and the results of the noise assessment prepared by Acoustic Dynamics were prepared for Council that indicated that</p>	Closed for Council

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			<p>the noise from the staff, patrons and music satisfies the requirements of the CDC.</p> <p>2. Noise from old air-conditioning ducts from the kitchen located in an undercover carpark facing the balconies. Actions are ongoing regarding intrusive noise made by the mechanical ventilation equipment. The owner has been required to undertake work to the ventilation system to resolve the issues.</p>	
February	3	The Precinct Committee requests that Council investigates whether to seek heritage listing for 285 Pacific Highway, Crows Nest and 391-393 Pacific Highway, Crows Nest. Proposed NJ, seconded SH, vote: 1.6for,0 against.	<p>Council's Manager Development Services has advised that 286 Pacific Highway (former North Shore Gas offices) is already a listed heritage item. 391-393, (former State Bank of NSW) is not. Has been past to the Council's Heritage Planner for an initial review.</p> <p>UPDATE (22 April 2020) Any potential new heritage listing will be considered in the context of the overall heritage review to be conducted when appropriate resourcing for this project is allocated.</p>	Closed for Council
	6	Regarding the Cahill Playground, the Precinct Committee notes that the fence appears to be dilapidated. We request inspection and if necessary, repair. Proposed LT, seconded JC, vote: LG for, 0 against.	Council's Manager Parks and Reserves has inspected the fence and agree with the Precinct Committee and will action repairs/replacement to this fence asap.	Closed for Council
January	6	Parks. Action: In St Thomas Rest Park, there are two prominent fenced monuments, the Glover and Bent monuments, in the grassed area near the Atchison St entrance. Some park users have expressed concern that the metal fences around these monuments appear to have significant areas of rust, leaving jagged corners which may cause injury to children running or playing nearby. We request an inspection of the damage and clarification	Council's Historian has advised that works to replace or repair both fences will be actioned in the 2019/20 Financial year as the existing fencing budget for FY 2018/19 has been exhausted.	Closed for Council

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		as to whether remediation or replacement is contemplated and whether it has been scheduled.		