

Summary of Actions Arising (SOA) 2020 - Lavender Bay 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.

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| November | | <i>No items for Council</i> | | |
| October | 2a | Kirribilli Village Upgrade - The meeting heard concerns about the loss of 35 car parking spaces in the Burton Street underpass, which would impact visitors, businesses and residents. The meeting also heard concerns about potential conflict between pedestrians and cyclists coming off the Bridge wanting to access Broughton Street via the Burton Street underpass. (To be resolved prior to construction.) | Council's Project Manager has advised that the Precinct Committee's comments will be treated as submission regarding the Kirribilli Village Public Domain Upgrade Masterplan. | Closed for Council |
| | 2b | Blues Point Road Village Centre - The meeting heard concerns about the significant loss of parking near the Post Office and questioned whether there was any data to support the economic benefits expected to arise from the proposed upgrade. The meeting also heard concerns about the loss of parking in Zone 3 near the planned doctor's surgery. The meeting suggested that Council needed to offset the lost parking spaces and find a solution that supports both businesses and residents. | Council's Project Manager has advised that the Precinct Committee's comments will be treated as submission regarding the Blues Point Road Village Centre Public Domain Upgrade Masterplan. | Closed for Council |

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| | | The removal of overhead wires was welcomed. However, the introduction of CBD-style banners was seen as inconsistent with a village atmosphere. Additional in-lane bus stops were noted as a potential choke point for local traffic. Concerns were also expressed about restaurant seating on both sides of the footpath affecting pedestrian access and safety. | | |
| | 5a | St Peters Park footpath - The Lavender Precinct Committee considers that cyclists riding through St Peters Park are a safety issue that needs to be solved. The Precinct Committee asks Council to find an appropriate solution. | Council's Sustainable Transport Project Co-ordinator has advised that the North Sydney Traffic Committee on its meeting on 16 October 2020, made a recommendation to install additional path markings in this area reminding people riding that they are required to dismount. This is due for installation in the early part of 2021, subject to weather conditions (line marking cannot be installed in wet weather). | Closed for Council |
| | 7 | Wendy's Secret Garden - The meeting also heard about rubbish being left around many of the foreshore parks, with the question being whether Council Rangers could be more vigilant. The Precinct Committee asks Council to monitor the cleanliness of the foreshore parks and increase cleaning patrols where appropriate. | Comments noted by Council's Manager Ranger & Parking Services. Council's Manager Parks & Reserves has advised that his team undertakes scheduled maintenance and rubbish collections in all parks. Council's Street Cleaning Supervisor has advised that his team undertakes daily rubbish collections along the foreshore and that an additional rubbish bin has been added at the bottom of Harborview Crescent close to Wendy's Secret Garden. | Closed for Council |
| | 8 | Council barriers in Bay View Street - The meeting heard that Council barriers on the footpath outside 1 Bay View Street, Lavender Bay, had blown over recently. | Council's Engineering Project Manager has advised that the barricades were installed in March 2020 as a precautionary measure due to a collapsed embankment at 1 Bayview Street. An emergency order has been | Closed for Council |

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| | | The Precinct Committee asks Council to advise why the barriers are there and when they are planned for removal | served to the Body Corporate to stabilise the embankment. Works were delayed as a result of the COVID-19 environment. Council has requested their removal. The removal of the barricades will not adversely impact Council's property. | |
| September | 2c | Blues Point Road Village Centre Public Domain Upgrade - The meeting agreed that more consideration needs to be given to recognising and preserving the concept of a village, which would be adversely affected by any loss of parking spaces and introduction of parking meters. | Comments noted by Council's Director Engineering & Property Services. | Closed for Council |
| | 5a | DA 103/19, 3 Parker Street, McMahons Point - Amended plans have been submitted for the adaptive reuse and alterations/additions to create a 3-level residential flat building with a roof deck, to provide four dwellings and four parking spaces in car stackers, and associated landscaping, in conjunction with the appeal to the Land and Environment Court. Comments due 11 September. The meeting heard that local residents have concerns about the lack of setback from Middle Street and access issues with the car stackers. The meeting noted the amended plans. | The Precinct Committee's DA comments have been allocated to Council's Responsible Officer. | Closed for Council |
| | 5c | DA 181/20, 68 Alfred Street South, Milsons Point - Alterations and additions to commercial building, including an extension on the eastern elevation. Comments due 18 September. The meeting heard that local residents have concerns about the extension into the existing building setback. The meeting noted the application. | The Precinct Committee's DA comments have been allocated to Council's Responsible Officer. | Closed for Council |
| August | 2b | Floating dry dock proposal - The Sydney North Planning Panel will meet to determine DA 57/19 at 1pm | This matter was considered by Sydney North Planning Panel (SNPP) on 1 September 2020. The application | Closed for Council |

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| | | on Tuesday 1 September. The assessor's report includes a comment that the proposal would provide a broader public benefit of providing a piece of infrastructure in an appropriate location. Precinct disagrees. | was refused, The Planner's report and associated documentation is available at: https://www.planningportal.nsw.gov.au/planning_panel/construction-floating-dry-dock | |
| | 2d | Speeding vehicles - There is an ongoing problem with vehicles speeding on Blues Point Road, McMahons Point, and surrounding roads, especially at night. Precinct asks Council to investigate the feasibility of a bidirectional fixed speed camera and associated signage on Blues Point Road, McMahons Point. | Council's Manager Traffic & Transport Operations has advised that the matter of speeding vehicles in Blues Point Road was considered at the Traffic Committee meeting on 12 June 2020, where it was resolved that Council prepare concept plans for traffic calming options for Blues Point Road. Investigations are currently being undertaken regarding the traffic calming options. Notwithstanding, speed cameras are authorised and managed by TfNSW. Suggestions for locations for speed cameras can be made through the Service NSW webpage at https://www.service.nsw.gov.au/transaction/nominate-speed-camera-location | Closed for Council |
| | 3b | Pop-up cycleway - The State Government has announced a pop-up cycleway along the Pacific Highway between Alfred Street South, Milsons Point, and West Street, North Sydney. Transport for NSW is working with Council to finalise plans. The community will be notified at least four weeks before construction commences. | Council's Sustainable Transport Project Co-ordinator advises that "Pop-up" cycleway is a TfNSW project. TfNSW is consulting with Council on project details, consistent with the Council resolution of 24 August 2020 (Item 8.14): <i>2. THAT Council notes the TfNSW announcement of 20 August 2020, that planning is being finalised for a new pop-up cycleway connection which will be installed along the Pacific Highway between Alfred Street and West Street at North Sydney and that Council Officer's will provide input to TfNSW on the implementation of the "Pop-up" Cycleway.</i> | Closed for Council |
| | 4a | Streets as Shared Spaces program grant - Council has been granted \$1m for pilot pedestrianisation of three sites (Burton Street east of Broughton Street, Kirribilli, the | Comments noted by Council's Director Engineering & Property Services. | Closed for Council |

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| | | Burton Street tunnel, Milsons Point, and Miller Street between Pacific Highway and Berry Street, North Sydney), plus a pilot shared zone in Bligh Street, Kirribilli. The meeting discussed concerns about the relationship between the Miller Street site and Western Harbour Tunnel plans, as well as concerns about bus/Metro transfers in the area. Precinct asks Council to create a community reference group to monitor outcomes for the pilot pedestrianisation sites. | <p>Council's Project Manager has advised that Miller Street Pilot Closure is in the early stages and concepts are being agreed with key stakeholders, including TfNSW. The pilot closure of Miller Street is a response for the identified need of public space in the North Sydney CBD area as part of the <i>North Sydney CBD Public Domain Strategy</i>.</p> <p>Feedback on pilot sites in Kirribilli (Burton Street - between Broughton Street and Humphrey Place, Burton Street underpass - between Alfred Street South and Broughton Street, and Bligh Street) can be provided via Kirribilli Village Centre, Draft Public Domain Upgrade Masterplan, until 1 November 2020.</p> <p>Community engagement for each site will be undertaken in accordance with Council's <i>Community Engagement Protocol</i> and the project-specific Engagement Strategy. The outcomes will be reported to Council and made public in due course.</p> | |
| | 4b | Public domain upgrades - Council has prepared draft masterplans for long-term public domain upgrades of the Kirribilli and McMahons Point village centres. They involve footpath widening and additional tree planting. In McMahons Point, in lane bus stops are proposed to narrow the road. The draft masterplans will shortly be put on exhibition for 60 days. | Council's Director Engineering & Property Services and Project Manager will attend the Precinct Committee's meeting on 29 October 2020. | Closed for Council |
| | 5a | DA 563/03/9 Aqualuna Residences, 30 Alfred Street South, Milsons Point - Modify consent for addition of satellite dish and antenna to roof, and deletion of Dind Street awning. Comments due Friday 21 August. | Council's Executive Assessment Planner has advised that the applicant amended the application and deleted the request to remove the awning. The satellite dish and antennae were approved as it had minimal impacts. The awning may be the subject of a further | Closed for Council |

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| | | The meeting heard about concerns by local residents regarding the proposed deletion of the awning with no stated public interest rationale. The meeting agreed to support the concerns raised by local residents. | modification application or the applicant may proceed with the awning. If an application is received it will be notified. | |
| | 5c | Blue on Lavender Bay, 61 Lavender Street, Milsons Point (112/01/15) - Modify consent regarding extension of construction hours for internal fit-out works (to 10pm weekdays and 5pm weekends). The meeting heard about significant concerns regarding the potential impact of the extended hours on nearby residents. The meeting agreed to support the concerns raised by residents. | Comments noted by Council's Executive Assessment Planner. | Closed for Council |
| July | 3a | Blues Point temporary site - The Lavender Bay Precinct Committee asks Council to strongly object to the Department of Planning regarding the proposed continued use of the Blues Point temporary site beyond the end of 2020. Carried unanimously. | <p>Council's Manager Strategic Planning has informed that Council's A/Director City Strategy wrote to TfNSW in response to the exhibition of the modification (12 August 2020) objecting to the extension of time for the use of Blues Point Reserve for operational requirements associated with Metro on the grounds of:</p> <ul style="list-style-type: none"> • ongoing amenity impacts associated with heavy vehicles • traffic and parking impacts • ongoing alienation of public land • safety issues • impacts on the use of the Reserve for such community events as NYE celebrations. <p>Note: the exhibition closed on 5 August 2020 and the Precinct Committee's minutes were not received on time. In any case, matters such as this, where there are competing demands on projects i.e. operational and technical requirements of Metro on the one hand, and prolonged amenity impacts on the other, are best dealt</p> | Closed for Council |

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| | | | with at the representative level of Council (i.e. the elected Council). Council staff have previously communicated to TfNSW, that extending the work period on this site will be very unpopular with residents and that they should consider alternatives if possible. | |
| | 4c | Bradfield Park - The meeting heard that site compounds are being established in Bradfield Park North to support railway re-sleepering and in Bradfield Park South to support the Northern Toll Plaza Precinct Upgrade. Both are expected to last 18 months. A request for bins in Bradfield Park North will be considered later. | Comments noted by Council's Manager Environmental Services. | Closed for Council |
| | 4e | Toilet renovations Blues Point Reserve - Council has been refurbishing the toilet block in Blues Point Reserve for the last month. In line with standard practice, no porta loos were provided, which has caused foreshore visitors to urinate in the park. Precinct asks Council to review their standard practice, especially for extended outages in busy parks with no nearby alternatives. | Comments noted by Council's Director Open Space & Environmental Services, Director Engineering & Property Services and Landscape Architect/Project Coordinator. Council will consider the provision of temporary toilet facilities for future facility refurbishments. | Closed for Council |
| | 5a | DA147/20, 105 Miller Street, North Sydney - Demolition of existing heritage-listed building, and construction of a 27-storey commercial building, including upgrade of existing ground plane, and 2 basement levels. Comments due Friday 7 August. The meeting heard that the existing building is an early example of curtainwall building, is well designed and is non-intrusive. The meeting heard concerns that the proposed replacement does not match the site and has a brash style. Motion: The Lavender Bay Precinct Committee objects to the development application for the reasons that it does not match the site and has a brash | The Precinct Committee's objection is noted, by Council's Executive Assessment Planner. The Development Application is currently being assessed by Council Officers and the matter will be determined by the Sydney North Planning Panel once the assessment is finalised. | Closed for Council |

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| | | style. The Precinct Committee wishes to preserve the heritage building and suggests the investigation of alternative uses for the existing building. Unanimous. | | |
| | 5b | DA368/19, 42 Waiwera Street, Lavender Bay - Amended plans for alterations and additions to 2 semi-detached dwellings, including basement level. Comments due Friday 14 August. Precinct noted the amended plans and suggests that nearby residents review the application from their own perspective. | Comments noted by Council's Senior Assessment Officer. | Closed for Council |
| | 7 | Local Government NSW Conference - Council has requested proposed motions to be discussed at the Local Government NSW Conference in November. Motion: That educational institutions acquiring additional land pay Council rates on new acquisitions. Carried, with 2 against. | Comments noted by Council's Manager Governance & Committee Services and included in the Council meeting agenda for 24 August 2020 (Item 8.3). UPDATE (10 September 2020) Council at its meeting of 24 August 2020 resolved: 1. THAT the Precinct Committees be thanked for their submissions. 2. THAT Council endorse the following Motion from Lavender Bay Precinct and submit it to the LGNSW Conference: • That educational institutions acquiring additional land pay Council rates on new acquisitions. | Closed for Council |
| June | <i>No Meeting due COVID-19 restrictions</i> | | | |
| May | <i>No Meeting due COVID-19 restrictions</i> | | | |
| April | <i>No Meeting due COVID-19 restrictions</i> | | | |
| March | 7 | Small Bars and Trading Hours in Kirribilli Village: Council is asked to note participants' comments that small bars should only be able to trade until 11pm on Thursdays in order to protect residential amenity for those working on Fridays. | Council's Student Strategic Planner has confirmed that the Precinct Committee's comments will be included with other submissions and addressed in the forthcoming post-exhibition report to Council (June Meeting). | Closed for Council |

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| | 8a | <p>DA 57/19, 6 John Street, McMahons Point (Floating Dry Dock) - As noted in the Chair's report, an amended application has been submitted. Submissions close on Monday 13 April. Precinct members have reviewed the additional information and note that the Precinct Committee is not against retaining boat building and boat maintenance facilities on Sydney Harbour. However, approval for the floating dry dock would increase the boatyard's scale of operations to a whole new level and make the area more industrial involving larger commercial vessels. Precinct members believe that Council should appoint an independent expert to examine the environmental assessment merits of the proposal, especially chemical contamination, dust and noise. Precinct supports the concerns raised by the residents in Union and Waverton Precincts, which are located immediately adjacent to the site. These concerns include:</p> <ul style="list-style-type: none"> (a) Visual impact, height and scale. (b) Noise, air and water pollution. (c) Loss of amenity to the local community. (d) Changes in the nature of Berry's Bay. <p>Motion: That the Lavender Bay Precinct Committee object to the amended development application (DA 57/19) for 6 John Street, McMahons Point, for the reasons listed above.</p> | <p>Council's Executive Assessment Planner has confirmed that the EPA is an independent statutory authority covering environmental assessment considerations.</p> <p>Additional Precinct Committee's comments will be included with other submissions received on this project.</p> | Closed for Council |
| | 8b | <p>DA54/20, 100 Miller Street, North Sydney - In February, Precinct discussed a DA to extend the hours of shop 6 for a new McDonalds, and asked Council to apply a trial period for any trading beyond midnight. The latest DA seeks approval for new signage for the proposed McDonalds store. Motion: That the Lavender Bay Precinct Committee note the second development</p> | <p>Council's Senior Assessment Officer (Planning) has noted comments regarding McDonalds signage DA.</p> | Closed for Council |

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| | | application (DA 54/20) for 100 Miller Street, North Sydney. | | |
| | 9a | <p>General Business - Kirribilli and Milsons Point High Pedestrian Activity Area: Final recommendations were due to be presented to Council on 23 March, but the meeting was adjourned due to lack of a quorum. Council is asked to note participants' comments that the Lavender Street pedestrian crossing (site 17) should not be moved west, and that the Alfred Street South entry (site 16) should not be encouraged as a pedestrian crossing to avoid tailbacks to the roundabout and Harbour Bridge exit.</p> | <p>Council's Manager Traffic & Transport Operations has advised that the comments from Lavender Bay were tabled as a submission at the Council meeting held on 6 April 2020 (deferred from 23 March 2020 Council meeting). The existing pedestrian crossing on Lavender Street west of Alfred Street South is NOT being relocated, it is being retained. Site 17 is an additional flush threshold i.e. the pavement will be paved to highlight the entry to the 40km/h HPAA in advance of the existing (retained) pedestrian crossing. The reference to Site 16 was a typo in the recommendation. The recommendation should have stated Site 18. This referred to the treatments at the intersection of Alfred Street South and Fitzroy Street (as stated in the recommendation and Council resolution).</p> <p>UPDATE (25 August 2020) The works for this site are now completed.</p> | Closed for Council |
| February | 2b | <p>1 Henry Lawson Avenue - The applicant's Land and Environment Court appeal against Council's deemed refusal was dismissed and DA refused on 7 February. An amended transfer document for the original purchase was tendered at the hearing. There have been media reports about the possibility of a further DA. The Government has confirmed that acquisition is still proceeding and reiterated that there is a 6-month negotiation period before a Property Acquisition Notice is issued. It is unclear whether the negotiation period has commenced.</p> | <p>Council's Team Leader Assessment has advised that Council has received the Courts Judgement and is pleased that the Court again dismissed the application. Council will consider whether there are any planning implications for the site.</p> <p>In relation to the site acquisition process, Council is not party to these processes but has written to the NSW Office of Strategic Lands to encourage the NSW Government to acquire the site for regional Open space purposes at the earliest possible time. The</p> | Closed for Council |

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| | | | Precinct Committee should note however that any acquisition process may be subject to further the court proceedings concern process and valuation. | |
| | 5a | <p>73 Miller Street, North Sydney (173/18/5) - The meeting considered this to be an unreasonable imposition on nearby residents. Motion: That Lavender Bay Precinct Committee is strongly opposed to any modification of construction hours. Carried unanimously.</p> | <p>Council's Executive Assessment Planner - Development has advised that DA173/18/3 was approved by the North Sydney Local Planning Panel at its meeting held on 6 May 2020, and Lavender Bay Precinct Committee's submission was considered by the Panel.</p> <p>It should be noted that the approval included the following conditions/requirements:</p> <ul style="list-style-type: none"> • Works to cease by 10pm (not 12midnight as requested) • 3 months maximum period • A 2-week trial period was imposed, wherein surrounding residents are to be notified when the trial is to start • At any time during the 3-month period, if justified complaints are received then Council can require the applicant to revert back to standard hours • At all times, the works must not negatively impact any surrounding residential receivers or sensitive land uses. • The works shall be carried out within the sealed building façade. • All car parking associated with the out of hours works shall be contained within the basement levels • Various other requirements | Closed for Council |

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| | | | The full report and minutes can be found on Council's website. | |
| | 5b | DA 24/20, 100 Miller Street, North Sydney (Northpoint) - The meeting discussed concerns that extended trading hours could create a dangerous precedent, against the benefits of a late-night economy. Precinct asks Council to apply a trial period for any trading beyond midnight. | <p>Council's Senior Assessment Officer will consider Precinct Committee's suggestion.</p> <p>The Precinct Committee and residents who are interested in the outcomes of this application are invited to register their email addresses on Council's DA tracking facility.</p> | Closed for Council |
| | 5c | 102/16/10, 3 East Crescent Street, McMahons Point - The meeting heard objections about the watering down of conditions. The meeting also heard that damage to the driveway at 1 East Crescent Street, McMahons Point, has been reported to Council. Motion: That Lavender Bay Precinct Committee believes that modifying condition G17 should not be approved, and that damage to the driveway at 1 East Crescent Street, McMahons Point, should be remedied before the issue of any Occupation Certificate. Carried unanimously. | <p>Council's Senior Assessment Officer will consider Precinct Committee's suggestion.</p> <p>The Precinct Committee and residents who are interested in the outcomes of this application are invited to register their email addresses on Council's DA tracking facility.</p> | Closed for Council |
| January | 3 | New Year's Eve 2019 - The meeting heard about the negative impact on residents in the McMahons Point managed access area of the 8am start, and about access difficulties for residents. Positive aspects were minimal anti-social behaviour and an efficient clean-up. In relation to ticketing, comments included the possibility of free resident tickets, the lack of atmosphere and impact on local business, reconsideration of a return to crowd-counted access, and using ticket proceeds to light the harbour bridge. It was noted that road closures and ticketing result from police recommendations, that Blues Point numbers would be increased after removal of the | <p>UPDATE (24 November 2020) Council's Manager Communications & Events has advised that Council Staff are not available to accept the Precinct Committee's invite. A memo providing details of NYE 2020 will be provided in due course.</p> <p>UPDATE (5 May 2020) Council's Team Leader Events has advised that plans for and the response to the Precincts Committee's concerns are currently on hold pending advice from NSW Health, NSW Police and City of Sydney around COVID-19 restrictions.</p> | Closed for Council |

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| | | Metro site and that ticket income is currently used to meet additional security costs. Feedback on ticketing arrangements can be provided until Friday 31 January. | UPDATE (2 March 2020) Council's Manager Communications and Events has advised that a response to the Precinct Committee's action is pending following discussion with NSW Police. | |
| | 6b | Public Forums before Council meetings - The meeting unanimously endorsed a proposal asking Council to resolve that a Public Forum be held prior to each ordinary and extraordinary meeting of Council and each meeting of Council committees. | Precinct Committee's comments noted by Council's Manager Governance and Committee Services. UPDATE (27 February 2020) Council at its meeting held 24 February 2020 resolved: <i>THAT Council resolve that a Public Forum be held prior to and starting one hour before each and every ordinary and extraordinary meeting of Council.</i> | Closed for Council |
| | 7b | Latitude building, 55 Lavender Street, Milsons Point (92/05/6) - Extend term of consent for 2 illuminated roof signs by 15 years to 2035. Comments due Friday 31 January. The meeting unanimously maintained Precinct's previous opposition. | Precinct Committee's comments noted by Council's Development Assessment Officer. The Precinct Committee and residents who are interested in the outcomes of this application are invited to register their email addresses on Council's DA tracking facility . | Closed for Council |