

Development Application No. 318/18

Notice of Determination

Section 4.18 of the Environmental Planning and Assessment Act 1979 (“the Act”)
Clause 100 of the Environmental Planning and Assessment Regulation 2000 (“the
Regulation”)

Applicant’s Name

Ooh! Media
Level 2, 76 Berry Street
NORTH SYDNEY NSW 2060

Land to which this applies

275 Alfred Street, North Sydney
Lot No.: 1, DP: 546856

Proposal

Change the dwell time on the existing LED signage panel from 60 seconds to 10 seconds.

Determination of Development Application

Subject to the provisions of Section 4.17 of the Environmental Planning and Assessment Act 1979, the subject application has been refused for the reasons stated below.

Reason for refusal

1. NSW Roads and Maritime Services does not support the proposal and has withheld the necessary concurrence. The proposed modification cannot be approved in the absence of concurrence required from the RMS under the provisions of Clause 18(2) of State Environmental Planning Policy No. 64 - Advertising and Signage.
2. The proposal is inconsistent with the impact assessment criteria for 'safety' in Schedule 1 referred to Clauses 13 and 17 of SEPP No 64 - Advertising and Signage.
3. The proposal is inconsistent with the objectives and requirements of Part B Section 9 Advertising and Signage of North Sydney DCP 2013:
 - c) 9.8 Pedestrian and Road Safety Objective O1 and Provisions P4 and P5

How were community views taken into account in making the decision

The owners of adjoining properties and the Anderson and CBD Precincts were notified of the proposed development on 12 October 2018. The notification resulted in one submission which were addressed in the delegated report.

Review of determination and right of appeal

Within 6 months after the date of determination, a review of this determination can be requested under Division 8.2 of the Act or an appeal to the Land and Environment Court made pursuant to the provisions of Section 8.7 of the Act. If a review is contemplated, it should be lodged within two months of the date of this determination to enable the six month period, which includes Council's review to be met.

DATE

Signature on behalf of consent authority
GEOFF MOSSEMENEAR
EXECUTIVE PLANNER