

## CITY OF NEWCASTLE

**Minutes of the Development Applications Committee Meeting held in the Council Chambers, 2nd Floor City Hall, 290 King Street, Newcastle on Tuesday 20 August 2019 at 7.44pm.**

---

### **PRESENT**

The Lord Mayor (Councillor N Nelmes), Councillors M Byrne, J Church, C Duncan, J Dunn, K Elliott, A Robinson, E White and P Winney-Baartz.

### **IN ATTENDANCE**

K Liddell (Acting Chief Executive Officer), D Clarke (Director Governance), B Smith (Director Strategy and Engagement), F Leatham (Director People and Culture), Jo Rigby (Acting Director Infrastructure and Property), A Murphy (Director City Wide Services), D Guest (Acting Manager Legal), M Bisson (Manager Regulatory, Planning and Assessment), J Vescio (Executive Officer, Chief Executive Office), M Murray (Policy Officer, Lord Mayor's Office), A Knowles (Council Services/Minutes) and J Redriff (Council Services/Webcasting).

### **APOLOGIES**

#### **MOTION**

Moved by Cr Byrne, seconded by Cr Winney-Baartz

The apologies submitted on behalf of Councillors Clausen, Luke, Mackenzie and Rufo be received and leave of absence granted.

**Carried**

### **DECLARATIONS OF PECUNIARY AND NON-PECUNIARY INTERESTS**

Nil.

### **CONFIRMATION OF PREVIOUS MINUTES**

**MINUTES - EXTRAORDINARY DEVELOPMENT APPLICATIONS COMMITTEE 25 JUNE 2019**

#### **MOTION**

Moved by Cr Church, seconded by Cr Byrne

The draft minutes as circulated be taken as read and confirmed.

**Carried**

## DEVELOPMENT APPLICATIONS

**ITEM-9**                    **DAC 20/08/19 - DA2019/00348 - 282 KING STREET  
NEWCASTLE - TOURIST AND VISITOR ACCOMODATION  
(ADAPTIVE REUSE AS A BOUTIQUE HOTEL)  
ALTERATIONS & ADDITIONS AND SIGNAGE**

### **MOTION**

Moved by Cr Duncan, seconded by Cr Winney-Baartz

- A. That the Development Applications Committee note the objection under Clause 4.6 Exceptions to Development Standards of NLEP 2012, against the development standard at Clause 4.3, Height of Buildings, and considers the objection to be justified in the circumstances and consistent with the objectives of Clause 4.3 and the objectives for development within the B3 Commercial Core zone in which the development is proposed to be carried out; and
- B. That DA2019/00348 for alterations and additions to a public administration building and use of the building as a boutique hotel at 282 King Street Newcastle be approved and consent granted, subject to compliance with the conditions set out in the Draft Schedule of Conditions at Attachment B; and
- C. That permission be granted to the applicant to retain and display the existing Armorial Bearings of the City, above the revolving door entry to the CAC building, in order to reference the historic use of the building.
- D. That those persons who made submissions be advised of CN's determination.

**For the Motion:**                    Lord Mayor, Cr Nelmes and Councillors Byrne, Church, Duncan, Dunn, Elliott, Robinson, White and Winney-Baartz.

**Against the Motion:**            Nil.

**Carried**

### **PROCEDURAL MOTION**

Moved by Cr White, seconded by Cr Winney-Baartz

Council recommit Item 9 - DA2019/00348 - 282 King Street Newcastle for discussion.

**For the Procedural Motion:**            Lord Mayor, Cr Nelmes and Councillors Byrne, Church, Duncan, Dunn, Elliott, Robinson, White and Winney-Baartz.

**Against the Procedural Motion:**    Nil.

**Carried**

## **MOTION**

Moved by Cr Duncan, seconded by Cr Winney-Baartz

- A. That the Development Applications Committee note the objection under Clause 4.6 Exceptions to Development Standards of NLEP 2012, against the development standard at Clause 4.3, Height of Buildings, and considers the objection to be justified in the circumstances and consistent with the objectives of Clause 4.3 and the objectives for development within the B3 Commercial Core zone in which the development is proposed to be carried out; and
- B. That DA2019/00348 for alterations and additions to a public administration building and use of the building as a boutique hotel at 282 King Street Newcastle be approved and consent granted, subject to compliance with the conditions set out in the revised Draft Schedule of Conditions provided to Councillors as Attachment A, in a Memo distributed to all Councillors on 19 August 2019.
- C. That permission be granted to the applicant to retain and display the existing Armorial Bearings of the City, above the revolving door entry to the CAC building, in order to reference the historic use of the building.
- D. That those persons who made submissions be advised of CN's determination.

### **For the Motion:**

Lord Mayor, Cr Nelmes and Councillors Byrne, Church, Duncan, Dunn, Elliott, Robinson and White and Winney-Baartz.

### **Against the Motion:**

Nil.

**Carried**

**ITEM-10                    DAC 20/08/19 - DA2018/01498 - 20 DENISON STREET, NEWCASTLE WEST - DEMOLITIONS OF EXISTING STRUCTURES, ERECTION OF A 20 STOREY MIXED USE DEVELOPMENT**

## **MOTION**

Moved by Cr Church, seconded by Cr White

- A. That the Development Applications Committee note the objection under Clause 4.6 Exceptions to Development Standards of Newcastle Local Environmental Plan 2012, against the development standard at Clause 4.3 Height of Buildings, and considers the objection to be justified in the circumstances and to be consistent with the objectives of Clause 4.3 and the objectives for development within the B4 Mixed Use zone in which the development is proposed to be carried out; and
- B. That DA2018/01498 for demolition of structures and erection of a 20-storey mixed use development at 20 Denison Street Newcastle West be approved and consent granted, subject to compliance with the conditions set out in the Draft Schedule of Conditions at Attachment B.

**For the Motion:**

Lord Mayor, Cr Nelmes and Councillors Byrne, Church, Duncan, Dunn, Elliott, Robinson, White and Winney-Baartz.

**Against the Motion:**

Nil.

**Carried**

**ITEM-11**

**DAC 20/08/19 - DA2017/01382 - 1 MEREWETHER STREET, NEWCASTLE - ERECTION OF NINE STOREY MIXED USE DEVELOPMENT WITH 48 RESIDENTIAL UNITS, TWO COMMERCIAL TENANCIES, ASSOCIATED CARPARKING AND LANDSCAPING**

**MOTION**

Moved by Cr Winney-Baartz, seconded by Cr White

- A. That the Development Applications Committee note the objection under Clause 4.6 Exceptions to Development Standards of NLEP 2012, against the development standard at Clause 4.3 Height of Buildings, and considers the objection to be justified in the circumstances and is consistent with the objectives of Clause 4.3 and the objectives for development within the B4 Mixed Use zone in which the development is proposed to be carried out; and
- B. That the Development Applications Committee note the objection under Clause 4.6 Exceptions to Development Standards of NLEP 2012, against the development standard at Clause 4.4 Floor Space Ratio, and considers the objection to be justified in the circumstances and is consistent with the objectives of Clause 4.4 and the objectives for development within the B4 Mixed Use zone in which the development is proposed to be carried out; and
- C. That DA2017/01382 for the erection of a nine-storey mixed use development with 48 residential units, two commercial tenancies, two levels of associated carparking and landscaping be approved and consent granted, subject to compliance with the conditions set out in the Draft Schedule of Conditions at Attachment B; and
- D. That those persons who made submissions be advised of Council's determination.

**For the Motion:**

Lord Mayor, Cr Nelmes and Councillors Byrne, Church, Duncan, Dunn, Elliott, Robinson and White and Winney-Baartz.

**Against the Motion:**

Nil.

**Carried**

**The meeting concluded at 7.57pm.**