

# MINUTES

## DEVELOPMENT DETERMINATION PANEL MEETING

Reconvened Minutes – DA2019/0055 – 9 Minkara Road, Bayview

**MONDAY 30 SEPTEMBER 2019**

## **Minutes of a Meeting of the Development Determination Panel held on Monday 30 September 2019**

### **ATTENDANCE:**

#### **Panel Members**

Peter Robinson (Chairperson)	Executive Manager Development Assessment
Steven Findlay	Manager, Development Assessment
Rod Piggott	Manager, Development Assessment

## **1.0 APOLOGIES AND DECLARATIONS INTEREST**

Nil

### 3.0 DEVELOPMENT DETERMINATION PANEL REPORTS

#### 3.1 DA2019/0055 - 9 MINKARA ROAD, BAYVIEW - CONSTRUCTION OF A DWELLING HOUSE

##### PROCEEDINGS IN BRIEF

The Panel reconvened to consider the application.

The applicant had submitted further information (amended Biodiversity Development Assessment Report, Biodiversity Management Plan, Arborist Report and Landscape Plan) prior to the Panel convening on 28 August 2019 which had not been assessed in the agenda.

The Panel received a supplementary memorandum from the assessing officer supporting the application.

The Panel concurred with the Officer's supplementary memo and recommendation.

##### STATEMENT OF REASON

The proposal generally satisfies the relevant strategy, objectives and provisions of Pittwater LEP 2011/13/14 and the Pittwater 21 DCP subject to conditions

##### COMMUNITY CONSULTATION

Issues raised in the submission have been taken into account in the report.

##### DECISION ON EXCEPTIONS TO DEVELOPMENT STANDARDS

A. The Panel is satisfied that:

- 1) the applicant's written request under clause 4.6 of the Pittwater Local Environmental Plan 2014 seeking to justify a contravention of clause 4.3 Height of Buildings development standard has adequately addressed and demonstrated that:
  - a) compliance with the standard is unreasonable or unnecessary in the circumstances of the case; and
  - b) there are sufficient environmental planning grounds to justify the contravention.
- 2) the proposed development will be in the public interest because it is consistent with the objectives of the standard and the objectives for development within the zone in which the development is proposed to be carried out.

B. The Panel assumes the concurrence of the Secretary, Department Planning and Environment required under clause 4.6.

##### DECISION ON DEVELOPMENT APPLICATION

THAT Development Application DA2019/0055 for construction of a dwelling house on land at Lot 40 DP 28908, 9 Minkara Road, Bayview be **approved** subject to the conditions and for the reasons set out in the supplementary memoranda.

Vote: 3/0

*The meeting concluded at 3.30pm*

This is the final page of the Minutes comprising 5 pages  
numbered 1 to 5 of the Development Determination Panel meeting  
held on Wednesday 28 August 2019.