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**PRESENT**

**Members:**

David Crofts (Independent Chair)  
Michael Mason (Independent Member)  
Tony McNamara (Independent Member)  
Group Manager Development Assessment (Dan Croft)

**Other Attendees:**

Development Engineering Coordinator (Grant Burge)  
Development Assessment Planning Coordinator (Pat Galbraith-Robertson)  
Development Assessment Planner (Heather Fardy)  
Development Engineer (Jon Power)

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The meeting opened at 2:00pm.

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**01 ACKNOWLEDGEMENT OF COUNTRY**

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The Acknowledgement of Country was delivered.

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**02 APOLOGIES**

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Nil.

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**03 CONFIRMATION OF MINUTES**

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**CONSENSUS:**

That the Minutes of the Development Assessment Panel Meeting held on 11 February 2021 be confirmed.

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#### **04 DISCLOSURES OF INTEREST**

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There were no disclosures of interest presented.

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#### **05 DA2020 - 715 - RESIDENTIAL FLAT BUILDING WITH STRATA SUBDIVISION INCLUDING CLAUSE 4.6 VARIATION TO CLAUSE 4.4 (FLOOR SPACE RATIO) UNDER PORT MACQUARIE-HASTINGS LOCAL ENVIRONMENTAL PLAN 2011 LOT 1 AND 2 DP 758852, NO. 26-28 WILLIAM STREET, PORT MACQUARIE**

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Glen Stewart (Opposing application)  
David Geary (Opposing application)  
Terrance Stafford (Applicant)  
Nigel Swift (Applicant)

#### **CONSENSUS:**

That it be a recommendation to Council that DA2020 - 715 for a residential flat building with strata subdivision including clause 4.6 variation to clause 4.4 (floor space ratio) at Lots 1 & 2, DP SEC 65 DP758852, No. 26-28 William Street, Port Macquarie, be determined by granting consent subject to the recommended conditions and as amended below.

- Additional condition in Section D of the consent to read: 'The Applicant must ensure that if any unexpected archaeological deposits or relics not identified and considered in the supporting documents for this approval are discovered, work must cease in the affected area(s) and the Heritage Council of NSW must be notified as required by s146 of the Heritage Act 1977. Additional assessment and approval may be required prior to works continuing in the affected area(s) based on the nature of the discovery.'

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#### **06 DA2020 - 1008.1 DWELLING AT LOT 150 DP 1230897,16 SHORE BREAK CRESCENT LAKE CATHIE**

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Tony Blue (Applicant)

#### **CONSENSUS:**

That DA2020 - 1008.1 for a Dwelling at Lot 150, DP 1230897 No. 16 Shore Break Crescent, Lake Cathie, be determined by granting consent subject to the recommended conditions.

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**07 DA2018 - 353.3 MODIFICATION TO COMMERCIAL PREMISES AND TOURIST AND VISITOR ACCOMMODATION INCLUDING CLAUSE 4.6 VARIATION TO CLAUSE 4.3 (HEIGHT OF BUILDINGS) AND CLAUSE 4.4 (FLOOR SPACE RATIO) OF PORT MACQUARIE-HASTINGS LOCAL ENVIRONMENTAL PLAN 2011 AT LOT 123 DP 1219042, NO 17 CLARENCE STREET, PORT MACQUARIE**

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Kelly Lewis (Opposing application)  
Chris Drysdale (Opposing application)  
David Pensini (Applicant)

**CONSENSUS:**

That it be a recommendation to Council that modification to DA2018 - 353.3 for a Commercial Premises and Tourist and Visitor Accommodation including clause 4.6 variation to clause 4.3 (Height of Buildings) and Clause 4.4 (Floor Space Ratio) of Port Macquarie-Hastings Local Environmental Plan 2011 at Lot 123, DP 1219042, No. 17 Clarence Street, Port Macquarie, be determined by granting consent subject to the recommended conditions, subject to the following:

1. Prior to consideration of the matter by the elected Council, the applicant submit the following information for assessment by Council staff:
  - a) Shadow diagrams demonstrating that the proposal has a nil or minor impact on the swimming pool at the Port Pacific Building to the south of the subject site.
  - b) An amended Clause 4.6 variation report to support the building height variation, noting that the National Construction Code requirements for fire sprinklers were not in force at the time of the original approval and justification that the building height variation achieves a better planning outcome.

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**08 GENERAL BUSINESS**

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Nil.

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The meeting closed at 3:57pm.