CITY OF UNLEY

COUNCIL ASSESSMENT PANEL

Minutes of Meeting held Tuesday, 21 May 2019 at 7.00pm in the Civic Centre, Unley

ACKNOWLEDGEMENT

We would like to acknowledge this land that we meet on today is the traditional lands for the Kaurna people and that we respect their spiritual relationship with their country. We also acknowledge the Kaurna people as the custodians of the Adelaide region and that their cultural and heritage beliefs are still as important to the living Kaurna people today.

PRESENT: Ms Shanti Ditter (Presiding Member),

Mr Brenton Burman Mr Roger Freeman

Mr Alexander (Sandy) Wilkinson

Mrs Jennie Boisvert

APOLOGIES: Nil

OFFICERS PRESENT: Mr Paul Weymouth, Assessment Manager

Mr Andrew Raeburn, Acting Team Leader Planning

Mrs Amy Barratt, Acting Senior Planner

Ms Lily Francis, Development Administration Officer

CONFLICT OF INTEREST:

Jennie Boisvert declared a conflict of interest for items 10-12 – 66 Anzac Highway Everard Park.

CONFIRMATION OF MINUTES:

MOVED: Brenton Burman SECONDED: Jennie Boisvert

That the Minutes of the City of Unley, Council Assessment Panel meeting held on Tuesday 16 April 2019, as printed and circulated, be taken as read and signed as a correct record.

ITEM 1 DEVELOPMENT APPLICATION - 090/917/2018/C2 - 20 RAILWAY TERRACE (NORTH), GOODWOOD SA 5034 (GOODWOOD)

An alternative recommendation was put to the panel as follows:

MOVED: Alexander Wilkinson

That Development Application 090/917/2018/C2 at 20 Railway Terrace (North), Goodwood SA 5034 to 'Carry out alterations including demolition of existing rear addition and outbuilding and construct single storey additions on boundary, a carport within 600mm of a boundary and 1.8m high front fencing', should be DEFERRED for the following reasons:

 To allow the application to consider lowering the boundary wall height to 3 metres and lowering the front fence height to 1.6 metres.

The motioned lapsed for want of a seconder.

The original recommendation was put to the panel.

MOVED: Jennie Boisvert SECONDED: Brenton Burman

That Development Application 090/917/2018/C2 at 20 Railway Terrace (North), Goodwood SA 5034 to 'Carry out alterations including demolition of existing rear addition and outbuilding and construct single storey additions on boundary, a carport within 600mm of a boundary and 1.8m high front fencing', is not seriously at variance with the provisions of the City of Unley Development Plan and should be GRANTED Planning Consent subject to the following conditions:

DEVELOPMENT PLAN CONSENT DETAILS OF DECISION:

- 1. The Development herein approved shall be undertaken in accordance with all plans, drawings, specifications and other documents submitted to Council and forming part of the relevant Development Application except where varied by conditions set out below (if any) and the development shall be undertaken to the satisfaction of Council.
- 2. The construction of the crossing place(s)/alteration to existing crossing places shall be carried out in accordance with any requirements and to the satisfaction of Council at full cost to the applicant. All driveway crossing places are to be paved to match existing footpath and not constructed from concrete unless approved by council. Refer to council web site for the City of Unley Driveway Crossover specifications https://www.unley.sa.gov.au/forms-and-applications#
- 3. That the existing crossover shall be closed and reinstated with kerb and water table in accordance with Council requirements, and at the applicant's expense, prior to occupation of the development.
- 4. All stormwater from the building and site shall be disposed of so as to not adversely affect any properties adjoining the site or the stability of any building on the site. Stormwater shall not be disposed of over a crossing place.

NOTES PERTAINING TO DEVELOPMENT PLAN CONSENT:

- It is recommended that as the applicant is undertaking work on or near the boundary, the applicant should ensure that the boundaries are clearly defined, by a Licensed Surveyor, prior to the commencement of any building work.
- That any damage to the road reserve, including road, footpaths, public
 infrastructure, kerb and guttering, street trees and the like shall be repaired by
 Council at full cost to the applicant.
- The applicant is reminded of the requirements of the Fences Act 1975. Should
 the proposed works require the removal, alteration or repair of an existing
 boundary fence or the erection of a new boundary fence, a 'Notice of Intention'
 must be served to adjoining owners. Please contact the Legal Services
 Commission for further advice on 1300 366 424 or refer to their web site at
 www.lsc.sa.gov.au.
- The applicant must ensure there is no objection from any of the public utilities in respect of underground or overhead services and any alterations that may be required are to be at the applicant's expense.

CARRIED

ITEM 2 DEVELOPMENT APPLICATION - 090/40/2019/C2 - 20 GEORGE STREET, PARKSIDE SA 5063 (PARKSIDE)

Mrs Michele Calnan, supported by Mr Alan Calnan and Mr Ben Moretti, representors addressed the panel regarding the above-mentioned application. Mr Greg Bond from Atelier Bond spoke on behalf of the applicant in support of the application.

MOVED: Alexander Wilkinson SECONDED: Roger Freeman

That Development Application 090/40/2019/C2 at 20 George Street, Parkside SA 5063 to 'Demolish existing leanto and outbuilding, carry out alterations and construct single storey addition, garaging swimming pool and verandah', is not seriously at variance with the provisions of the City of Unley Development Plan and should be GRANTED Planning Consent subject to the following conditions:

DEVELOPMENT PLAN CONSENT DETAILS OF DECISION:

- 1. The Development herein approved shall be undertaken in accordance with all plans, drawings, specifications and other documents submitted to Council and forming part of the relevant Development Application except where varied by conditions set out below (if any) and the development shall be undertaken to the satisfaction of Council.
- 2. That waste water from the swimming pool shall be discharged to the sewer, and not be allowed to flow onto adjoining properties or the street water table under any circumstances.
- 3. That ancillary pool and/or spa equipment shall be entirely located within a sound attenuated enclosure prior to the operation of said equipment.
- 4. All stormwater from the building and site shall be disposed of so as to not adversely affect any properties adjoining the site or the stability of any building on the site. Stormwater shall not be disposed of over a crossing place.

5. That the total stormwater volume requirement (detention and retention) for the development herein approved shall be determined in accordance with the volume requirements and discharge rates specified in Table 3.1 and 4.1 in the City of Unley Development and Stormwater Management Fact Sheet dated 15 January 2017. Further details shall be provided to the satisfaction of Council prior to issue of Development Approval.

NOTES PERTAINING TO DEVELOPMENT PLAN CONSENT:

- It is recommended that as the applicant is undertaking work on or near the boundary, the applicant should ensure that the boundaries are clearly defined, by a Licensed Surveyor, prior to the commencement of any building work.
- The applicant is reminded of the requirements of the Fences Act 1975. Should
 the proposed works require the removal, alteration or repair of an existing
 boundary fence or the erection of a new boundary fence, a 'Notice of Intention'
 must be served to adjoining owners. Please contact the Legal Services
 Commission for further advice on 1300 366 424 or refer to their web site at
 www.lsc.sa.gov.au.
- The applicant should seek the advice and recommendations of a qualified Arborist to minimise the impact of the proposed development on the adjacent jacaranda tree located at 22 George Street, Parkside.

CARRIED

<u>ITEM 3</u> <u>DEVELOPMENT APPLICATION - 090/970/2018/C2 - 145 KING WILLIAM ROAD, UNLEY 5061 (UNLEY)</u>

Mr Peter Michos, supported by Mr Steven Michos and Mr David Hutchison from Access Planning on behalf of Baranik Holdings, representors, addressed the panel regarding the above-mentioned application. Mr Andre Amrein and Mrs Roshanak Amrein, applicant, spoke in support of the application.

An alternative recommendation was presented to the panel as follows:

MOVED: Brenton Burman SECONDED: Alexander Wilkinson

That Development Application 090/970/2018/C2 at 145 King William Road, Unley 5061 to 'Construct a new single storey building with verandah for consulting rooms', be DEFFERED Planning Consent to allow for the applicant to investigate:

Contributing to the City of Unley Car Parking Contribution Fund to offset the
onsite car parking shortfall, or alternatively formalise a right of way that will
enable vehicle access to the rear of the site to enable the provision of on-site
car parking spaces

At 8:02pm Alexander Wilkinson left the meeting

<u>ITEM 4</u>

<u>DEVELOPMENT APPLICATION - 090/126/2019/C2 - 2A SHEFFIELD STREET,</u> <u>MALVERN SA 5061 (UNLEY PARK)</u>

Mrs Marta Najfeld, representor addressed the panel regarding the above mentioned application.

At 8:06 Alexander Wilkinson returned to the meeting.

MOVED: Brenton Burman SECONDED: Roger Freeman

That Development Application 090/126/2019/C2 at 2A Sheffield Street, Malvern SA 5061 for 'Variation to 455/2018/C2 - Increase carport pitch and height of roof ridge', is not seriously at variance with the provisions of the City of Unley Development Plan and should be GRANTED Planning Consent subject to the following conditions:

DEVELOPMENT PLAN CONSENT DETAILS OF DECISION:

- 1. That the development herein approved shall be undertaken in accordance with the amended plans and details accompanying the application to the satisfaction of Council except where varied by conditions below (if any).
- 2. The conditions, where pertinent, of any Development Decisions in respect to the original overall development shall be complied with to the reasonable satisfaction of Council at all times.

CARRIED UNANIMOUSLY

ITEM 5

<u>DEVELOPMENT APPLICATION - 090/684/2018/C2 - 4 FOURTH AVENUE,</u> EVERARD PARK SA 5035 (GOODWOOD)

Mr Marcus Rolfe from URPS addressed the panel on behalf of the applicant.

MOVED: Jennie Boisvert SECONDED: Alexander Wilkinson

That Development Application 090/684/2018/C2 at 4 Fourth Avenue, Everard Park SA 5035 to 'Demolish existing dwelling and construct single storey dwelling including verandah and garage on common boundary', is at variance with the provisions of the City of Unley Development Plan and should be REFUSED Planning Consent for the following reasons:

- Insufficient justification has been provided to allow for the demolition of an Inter-War style dwelling;
- The proposed replacement dwelling is not considered to make a comparable or more positive contribution to the desired character than the existing dwelling;
- The proposed replacement dwelling is not of a high-quality contemporary design that suitably references the contextual conditions of the locality;
- The building form and design is not compatible with the traditional Inter-War dwellings of the locality;

- The proposed double garage has not been designed with sufficient regard to Zone PDC 14 in that it will not form a relatively minor streetscape element;
- The proposed double garage is of a width that is greater than 30 percent of the site width.

CARRIED UNANIMOUSLY

<u> ITEM 6</u>

<u>DEVELOPMENT APPLICATION – 090/3/2019/C1 – 1 / 372 FULLARTON ROAD,</u> FULLARTON SA 5063 (FULLARTON)

MOVED: Roger Freeman SECONDED: Jennie Boisvert

That Development Application 090/3/2019/C1 at 1 / 372 Fullarton Road, Fullarton SA 5063 for 'Removal of significant tree - Agonis Flexuosa (Willow Myrtle)', is at variance with the provisions of the City of Unley Development Plan and should be REFUSED Planning Consent for the following reasons:

- The proposed removal of the subject tree satisfies the tests of PDC 6 as a tree
 worthy of protection as it makes a positive contribution to the character or
 amenity and habitat value of the area.
- The subject tree does not satisfy the tests of PDC 8 for the proposed removal
 of a Significant tree as the tree is not diseased nor with a shortened life
 expectancy, the tree does not pose unacceptable risk to public or private
 safety and the tree is not threatening substantial damage to substantial
 structures of value.

CARRIED

ITEM 7

<u>DEVELOPMENT APPLICATION - 090/558/2018/C2 - 14 BARR-SMITH AVENUE,</u> <u>MYRTLE BANK SA 5064 (FULLARTON)</u>

MOVED: Jennie Boisvert SECONDED: Brenton Burman

That Development Application 090/558/2018/C2 at 14 Barr Smith Avenue, Myrtle Bank 5064 to 'construct one (1) two-storey dwelling fronting Barr-Smith Avenue and one (1) two-storey residential flat building containing two dwellings to the rear with associated landscaping', is not seriously at variance with the provisions of the City of Unley Development Plan; and the Council Assessment Panel authorities the Team Leader of Planning to issue Development Plan Consent, upon the granting of the land division approval, and subject to the following conditions:

DEVELOPMENT PLAN CONSENT DETAILS OF DECISION:

- The Development herein approved shall be undertaken in accordance with all plans, drawings, specifications and other documents submitted to Council and forming part of the relevant Development Application except where varied by conditions set out below (if any) and the development shall be undertaken to the satisfaction of Council.
- 2. All stormwater from the buildings and site shall be disposed of so as to not adversely affect any properties adjoining the site or the stability of any building on the site. Stormwater shall not be disposed of over a crossing place.
- 3. That the total stormwater volume requirement (detention and retention) for the development herein approved shall be determined in accordance with the volume requirements and discharge rates specified in Table 3.1 and 4.1 in the City of Unley Development and Stormwater Management Fact Sheet dated 15 January 2017. Further details shall be provided to the satisfaction of Council prior to issue of Development Approval.
- 4. That all upper floor windows and balconies (except for the southern elevation of Dwelling 1) be treated to avoid overlooking prior to occupation by being fitted with either permanently fixed non-openable obscure glazed panels or solid privacy screens to a minimum height of 1700mm above floor level, with such glazing or screens to be kept in place at all times. Details of privacy treatments shall be provided to the reasonable satisfaction of Council prior to Development Approval.
- 5. That all landscaping shall be planted in accordance with the approved plans (Landscape Plan prepared by Yogo Design & Consulting Pty Ltd, Drawing No. A007 Rev. F dated 29/04/19) within three (3) months of the occupancy of the development. Any person(s) who have the benefit of this approval will cultivate, tend and nurture the landscaping and shall replace any plants which may become diseased or die.
- 6. Pedestrian sight lines at the common driveway access point shall be in accordance with AS/NZS2890.1:2004 figure 3.3.
- 7. The shared driveway and internal manoeuvring areas shall be clear of all obstructions including meters, letterboxes, landscaping and visitor parking.

NOTES PERTAINING TO DEVELOPMENT PLAN CONSENT:

- The applicant is reminded of the requirements of the Fences Act 1975. Should the proposed works require the removal, alteration or repair of an existing boundary fence or the erection of a new boundary fence, a 'Notice of Intention' must be served to adjoining owners. Please contact the Legal Services Commission for further advice on 1300 366 424 or refer to their web site at www.lsc.sa.gov.au.
- That any damage to the road reserve, including road, footpaths, public infrastructure, kerb and guttering, street trees and the like shall be repaired by Council at full cost to the applicant.
- It is recommended that as the applicant is undertaking work on or near the boundary, the applicant should ensure that the boundaries are clearly defined, by a Licensed Surveyor, prior to the commencement of any building work.

- That any necessary alterations to existing public infrastructure (stobie poles, lighting, traffic signs and the like) shall be carried out in accordance with any requirements and to the satisfaction of the relevant service providers.
- Residential Parking Permits will not be issued to residents of Community or Strata titled dwellings or other multi dwelling buildings if granted development approval on or after 1 November 2013.

CARRIED UNANIMOUSLY

ITEM 8

<u>DEVELOPMENT APPLICATION - 090/823/2018/DIV - 2 MANSFIELD & 11</u> BLOOMSBURY STREETS, GOODWOOD 5034 (UNLEY)

An alternative recommendation was put to the panel as follows:

MOVED: Alexander Wilkinson SECONDED: Brenton Burman

That Development Application 090/823/2018/DIV at 2 Mansfield & 11 Bloomsbury Streets, Goodwood 5034 for 'Land Division - Torrens Title - Create three allotments from two existing and carry out alterations and additions to existing dwelling, construct a new detached dwelling with associated carport, verandahs and deck, construct rear access garage for 11 Bloomsbury Street and removal of one (1) street tree and a Significant Tree (Olea europaea - European Olive).', is at variance with the provisions of the City of Unley Development Plan and should be REFUSED Planning Consent subject to the following reasons:

The proposed development will result in the loss of a significant tree.

The motioned lapsed for want of a seconder.

The original recommendation was put to the panel as follows:

MOVED: Roger Freeman SECONDED: Brenton Burman

That Development Application 090/823/2018/DIV at 2 Mansfield & 11 Bloomsbury Streets, Goodwood 5034 for 'Land Division - Torrens Title - Create three allotments from two existing and carry out alterations and additions to existing dwelling, construct a new detached dwelling with associated carport, verandahs and deck, construct rear access garage for 11 Bloomsbury Street and removal of one (1) street tree and a Significant Tree (Olea europaea - European Olive).', is finely balanced and determined to not be seriously at variance with the provisions of the City of Unley Development Plan and should be GRANTED Planning Consent subject to the following conditions:

DEVELOPMENT PLAN CONSENT DETAILS OF DECISION:

- The Development herein approved shall be undertaken in accordance with all plans, drawings, specifications and other documents submitted to Council and forming part of the relevant Development Application except where varied by conditions set out below (if any) and the development shall be undertaken to the satisfaction of Council.
- 2. That the removal of the subject significant tree (Olea europaea European Olive) shall take place in accordance with the documents and details

- accompanying the application to the satisfaction of Council except where varied by conditions below (if any).
- 3. Payment of \$268.50 for Significant Tree removal is required to be paid into the Council's Urban Trees Fund within 30 days of the date of the development approval (an invoice will be attached to the development approval).
- 4. That the existing crossover (to 2 Mansfield Street) shall be closed and reinstated with kerb and water table in accordance with Council requirements, and at the applicant's expense, prior to occupation of the development.
- 5. The construction of the crossing place(s)/alteration to existing crossing places shall be carried out in accordance with any requirements and to the satisfaction of Council at full cost to the applicant. All driveway crossing places are to be paved to match existing footpath and not constructed from concrete unless approved by council. Refer to council web site for the City of Unley Driveway Crossover specifications https://www.unley.sa.gov.au/forms-and-applications#
- 6. All stormwater from the building and site shall be disposed of so as to not adversely affect any properties adjoining the site or the stability of any building on the site. Stormwater shall not be disposed of over a crossing place.
- 7. That the total stormwater volume requirement (detention and retention) for the development herein approved shall be determined in accordance with the volume requirements and discharge rates specified in Table 3.1 and 4.1 in the City of Unley Development and Stormwater Management Fact Sheet dated 15 January 2017. Further details shall be provided to the satisfaction of Council prior to issue of Development Approval.

LAND DIVISION CONSENT CONDITIONS:

8. That any existing structures located over the proposed boundaries be demolished prior to the issue of the Section 51 Certificate by the State Commission Assessment Panel. (All demolition is subject to separate Development Approval.)

NOTE: Pursuant to Section 51 of the Development Act 1993, all outstanding requirements and conditions in relation to this approval must be met to the reasonable satisfaction of Council before the required Certificate is issued by the State Commission Assessment Panel.

STATE COMMISSION ASSESSMENT PANEL CONDITIONS are as follows:

 The financial requirements of SA Water shall be met for the provision of water supply and sewerage services (SA Water H0078257).

On receipt of the developer details and site specifications an investigation will be carried out to determine if the connections to your development will be standard or non standard fees.

On approval of the application, it is the developers/owners responsibility to ensure all internal pipework (water and wastewater) that crosses the allotment boundaries has been severed or redirected at the

- developers/owners cost to ensure that the pipework relating to each allotment is contained within its boundaries.
- Payment of \$7253 into the Planning and Development Fund (1 allotment/s @ \$7253/allotment). Payment may be made by credit card via the internet at www.edala.sa.gov.au or by phone (7109 7018), by cheque payable to the Department of Planning, Transport and Infrastructure marked "Not Negotiable" and sent to GPO Box 1815, Adelaide 5001 or in person, at Level 5, 50 Flinders Street, Adelaide.
- A final plan complying with the requirements for plans as set out in the Manual of Survey Practice Volume 1 (Plan Presentation and Guidelines) issued by the Registrar General to be lodged with the State Commission Assessment Panel for Land Division Certification purposes.

NOTES PERTAINING TO DEVELOPMENT PLAN CONSENT:

- It is recommended that as the applicant is undertaking work on or near the boundary, the applicant should ensure that the boundaries are clearly defined, by a Licensed Surveyor, prior to the commencement of any building work.
- The applicant is reminded of the requirements of the Fences Act 1975. Should
 the proposed works require the removal, alteration or repair of an existing
 boundary fence or the erection of a new boundary fence, a 'Notice of Intention'
 must be served to adjoining owners. Please contact the Legal Services
 Commission for further advice on 1300 366 424 or refer to their web site at
 www.lsc.sa.gov.au.
- That any damage to the road reserve, including road, footpaths, public
 infrastructure, kerb and guttering, street trees and the like shall be repaired by
 Council at full cost to the <u>applicant</u>.
- The applicant must ensure there is no objection from any of the public utilities in respect of underground or overhead services and any alterations that may be required are to be at the applicant's expense.
- That any necessary alterations to existing public infrastructure (stobie poles, lighting, traffic signs and the like) shall be carried out in accordance with any requirements and to the satisfaction of the relevant service providers.
- The applicant shall contact Council's Infrastructure Section on 8372 5460 to arrange for the removal of the street tree. The work shall be carried out by Council at full cost to the <u>applicant</u>.
- It is noted that Mansfield Street is relatively narrow and the developer
 - is advised that there will be some level of difficulty experienced reversing out when a vehicle is parked opposite. Council will not make changes to on-street parking to improve access to the property following construction if difficulty is experienced.

 The granting of this consent does not remove the need for the applicant to obtain all other consents that may be required by other statutes or regulations.
 The applicant is also reminded that unless specifically stated, conditions from previous relevant development approvals remain active.

CARRIED

At 8:49pm Jenny left the meeting and did not return.

ITEM 9

CONFIDENTIAL MOTION FOR ITEM 10 and ITEM 11 - PLANNING APPEAL – ERD COURT ACTION NO ERD-18-197 - 66 ANZAC HIGHWAY EVERARD PARK (DA 090/568/2017/C2) & ERD COURT ACTION NO ERD-18-198 (DA 090/201/2017/C2) 66 ANZAC HIGHWAY, EVERARD PARK

MOVED: Roger Freeman SECONDED: Brenton Burman

That:

- 1. The report be received.
- 2. Pursuant to Regulation 13(2) (a) (ix) of the Planning, Development and Infrastructure (General) Regulations 2017, as amended, the Council Assessment Panel orders the public be excluded with the exception of the following:
 - Megan Berghuis, General Manager Community
 - Paul Weymouth, Manager Development and Regulatory
 - Andrew Raeburn, Acting Team Leader Planning
 - Amy Barratt, Acting Senior Planning Officer
 - Lily Francis, Development Administration Officer

on the basis that considerations at the meeting should be conducted in a place open to the public has been outweighed on the basis that the information relating to actual litigation or litigation that the Panel believes on reasonable grounds will take place.

CARRIED UNANIMOUSLY

ITEM 10

DEVELOPMENT APPLICATION - 090/201/2017/C2 - 66 ANZAC HIGHWAY, EVERARD PARK SA 5035 (GOODWOOD)

MOVED: Brenton Burman SECONDED: Alexander Wilkinson

- A. That the report be received; and
- B. That the Environment Resources and Development Court be advised that the Council Assessment Panel reaffirms its decision of August 2018 as the compromise proposal does not adequately address the grounds for refusal.

ITEM 11 DEVELOPMENT APPLICATION - 090/568/2017/C2 - 66 ANZAC HIGHWAY, EVERARD PARK SA 5035 (GOODWOOD)

MOVED: Brenton Burman SECONDED: Alexander Wilkinson

- A. That the report be received; and
- B. That the Environment Resources and Development Court be advised that the Council Assessment Panel reaffirms its decision of August 2018 as the compromise proposal does not adequately address the grounds for refusal.

CARRIED UNANIMOUSLY

<u>ITEM 12</u>

CONFIDENTIAL MOTION FOR ITEM 10 - PLANNING APPEAL - ERD COURT ACTION NO ERD-18-198 (DA 090/201/2017/C2) 66 ANZAC HIGHWAY, EVERARD PARK

MOVED: Brenton Burman SECONDED: Roger Freeman

That:

- 1. The report be received.
- 2. Pursuant to Regulation 13(2) (a) (ix) of the Planning, Development and Infrastructure (General) Regulations 2017, as amended
 - 2.1 The

Minutes

- ✓ Report
- ✓ Attachments

For both Items to remain confidential on the basis that the information contained therein concerns actual litigation being the appeal in ERD-18-198

2.2 The report and attachments will be kept confidential until such time as the appeal has been determined.

ITEM 13

<u>CONFIDENTIAL MOTION FOR ITEM 11 – PLANNING APPEAL – ERD COURT ACTION</u>

NO ERD-18-197 - 66 ANZAC HIGHWAY EVERARD PARK (DA 090/568/2017/C2)

MOVED: Roger Freeman SECONDED: Brenton Burman

That:

- 1. The report be received.
- 2. Pursuant to Regulation 13(2) (a) (ix) of the Planning, Development and Infrastructure (General) Regulations 2017, as amended
 - 2.1 The

Minutes

- ✓ Report
- ✓ Attachments

For both Items to remain confidential on the basis that the information contained therein concerns actual litigation being the appeal in ERD-18-197

2.2 The report and attachments will be kept confidential until such time as the appeal has been determined.

CARRIED UNANIMOUSLY

OTHER BUSINESS

Jenny Boisvert advised that she will be an apology next meeting. Roger Freeman advised that he will also be an apology for the next two meetings.

<u>CLOSURE</u>

The Presiding Member declared the meeting closed at 9:04pm

The foregoing minutes were taken as read and confirmed at the meeting of the Panel on Tuesday 18 June 2019

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PRESIDING MEMBER

DATED / /

NEXT MEETING Tuesday, 18 June 2019