

| Council DA reference number | Lot number | DP number | Apartment/Unit number | Street number | Street name | Suburb/Town | Postcode | Category of development | Environmental planning instrument | Zoning of land | Development standard to be varied | Justification of variation | Extent of variation | Concurring authority | Date DA determined dd/mm/yyyy |
|-----------------------------|------------|-----------|-----------------------|---------------|---------------------|---------------|----------|--|-----------------------------------|----------------|-----------------------------------|---|---------------------|--|-------------------------------|
| 277/21 | 3 | SP 32515 | Suite 3, Ground Floor | 102 | Alfred Street South | Milsons Point | 2061 | 9: Mixed | NSLEP 2013 | B4 Mixed Use | Floor Space at Ground Level | The proposed reduction in non-residential floor area of 79m ² within the building is minor at 4% given that there is no loss in the number of commercial units. In accordance with the objective of the B4-Mixed Use Zone, the proposed development concentrates commercial premises at ground/street level and residences on upper levels. The proposed development achieves this objective and as such, demonstrates alignment with the above objective of Clause 4.4A. The applicant has submitted a written request pursuant to Clause 4.6. The written request has adequately addressed sub clause (3) and subject to satisfying conditions, is considered to be in the public interest because it is consistent with the relevant development standard and the objectives of the zone. | 39% | NSLPP Approved | 2/03/2022 |
| 292/21 | 0 | SP 43135 | | 54 | Benelong Road | Cremorne | 2090 | 1: Residential - Alterations & additions | NSLEP 2013 | R2 Low Den Res | Building Height | The building has an existing roof ridge height of 10.46m (23%) that fails to comply with the permissible height limit of 8.5m, however this will be unchanged by this proposal. The proposed new deck and balcony structure to replace the existing structure will result in a maximum height of 9.94m. The applicant has submitted a written request pursuant to Clause 4.6 in NSLEP 2013. | 1.44m (16.9%) | NSLPP Approved | 2/02/2022 |
| 384/21 | 0 | SP 82684 | | 16 | Alan Street | Cammeray | 2062 | 1: Residential - Alterations & additions | NSLEP 2013 | R2 Low Den Res | Building Height | The building has an existing roof ridge height of 11.7m (37.64%) that fails to comply with the permissible height limit of 8.5m, however this will be unchanged by this proposal. The applicant has submitted a written request pursuant to Clause 4.6 in NSLEP 2013. The written request has adequately addressed sub clause (3) and, subject to satisfying conditions, is considered to be in the public interest because it is consistent with the relevant development standards and the objectives of the zone. The proposed changes are unlikely to result in any significant additional amenity impacts upon adjoining properties in terms of solar access, views, or visual and acoustic privacy. | 2.5m (29.4%) | Delegated Approved; Delegation given by NSLPP to determine applications where building height variation exceeds 10% and is caused by the height of existing structure. | 22/02/2022 |
| 392/21 | 3 | 13787 | | 1 | Bridgeview Avenue | Cammeray | 2062 | 1: Residential - Alterations & additions | NSLEP 2013 | R3 Med Den Res | Building Height | The proposed works are considered to be acceptable on merit on the basis that the proposal would not have significant overall amenity impacts upon adjoining properties. There would be no unreasonable additional overshadowing, view loss, privacy loss and/or excessive build and scale as a result of the proposal. | 110mm (1.29%) | Delegated Approved | 17/03/2022 |
| 414/21 | 17 | 12695 | | 32 | Shellcove Road | Kurraba Point | 2089 | 1: Residential - Alterations & additions | NSLEP 2013 | R2 Low Den Res | Building Height | The building has an existing ridge height of 8.83m (3.88%) that fails to comply with the permissible height limit of 8.5m, however this will be unchanged by this proposal. The written request has adequately addressed sub clause (3) and, subject to satisfying conditions, is considered to be in the public interest because it is consistent with the relevant development standard and the objectives of the zone. | 380mm (4.47%) | Delegated Approved | 16/03/2022 |
| 204/21 | 22 | 12668 | | 38 | Waiwera Street | Lavender Bay | 2060 | 1: Residential - Alterations & additions | NSLEP 2013 | R3 Med Den Res | Building Height | It is considered that there are sufficient environmental planning grounds to justify contravention of the development standard. The objectives of the height control will be achieved despite the variation. On this basis the request for variation is well founded and it would be unreasonable to require compliance in the circumstances of the case. | 0.582m (8.17%) | Delegated Approved | 5/01/2022 |

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|--------|----|----------|----|----|---------------------|----------------|------|--|------------|-----------------|-----------------|---|-----------------------|--|------------|
| 28/22 | 28 | SP 58848 | 8A | 18 | King Street | Wollstonecraft | 2065 | 1: Residential - Alterations & additions | NSLEP 2013 | R4 High Den Res | Building Height | The proposed development involves installation of a pergola within an existing residential flat building. It is noted; however, that this building features a height of 26.4m. Notwithstanding the proposed development does not alter the current height of the building. The applicant has submitted a written request pursuant to Clause 4.6. The written request has adequately addressed subclause (3) and subject to satisfying conditions, is considered to be in the public interest because it is consistent with the relevant development standard and the objectives of the zone. | 14.4m (120%) | Delegated Approved; Delegation given by NSLPP to determine applications where building height variation exceeds 10% and is caused by the height of existing structure. | 30/03/2022 |
| 34/22 | 0 | SP 56293 | | 68 | Alfred Street South | Milsons Point | 2061 | 9: Mixed | NSLEP 2013 | B4 Mixed Use | Building Height | The proposed development involves removal and replacement of external cladding on an existing commercial building. The proposed development maintains this departure/contravention to the development standard. The applicant has submitted a written request pursuant to Clause 4.6. The written request has adequately addressed subclause (3) and, subject to satisfying conditions, is considered to be in the public interest because it is consistent with the relevant development standard and the objectives of the zone. | 5.4m (13%) | Delegated Approved; Delegation given by NSLPP to determine applications where building height variation exceeds 10% and is caused by the height of existing structure. | 24/03/2022 |
| 309/21 | 0 | SP 85383 | | 23 | Waiwera Street | Lavender Bay | 2060 | 1: Residential - Alterations & additions | NSLEP 2013 | R3 Med Den Res | Building Height | The existing roof subject to works has a height varying from 10.5m - 15m that fails to comply with the permissible height limit . The new roof would maintain the existing height of the building not compliant with the permissible height limit. The written request to vary the development standard provided by the applicant is considered to be well founded. The written request demonstrates that the compliance with the development standard would be unreasonable and unnecessary in the circumstances of the case and that there are sufficient planning grounds to justify the variation. The proposed development is, therefore considered to be in the public interest. It is recommended that the variation be supported in the site context. | 10.5m - 15m (max 76%) | Delegated Approved; Delegation given by NSLPP to determine applications where building height variation exceeds 10% and is caused by the height of existing structure. | 14/03/2022 |