

Resolution of Central Sydney Planning Committee

19 February 2026

Item 6

Public Exhibition - Planning Proposal - 41-49 Mountain Street, Ultimo - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

Moved by the Chair (the Lord Mayor), seconded by Councillor Miller -

It is resolved that:

- (A) the Central Sydney Planning Committee approve Planning Proposal - 41-49 Mountain Street, Ultimo, as shown at Attachment A to the subject report, to be submitted to the Minister for Planning and Public Spaces with a request for Gateway Determination;
- (B) the Central Sydney Planning Committee approve Planning Proposal - 41-49 Mountain Street, Ultimo, as shown at Attachment A to the subject report, for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) the Central Sydney Planning Committee note the recommendation to Council's Transport, Heritage and Planning Committee on 16 February 2026, that Council seek authority from the Minister for Planning and Public Spaces to exercise the delegation of all the functions under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan and to put into effect Planning Proposal - 41-49 Mountain Street, Ultimo;
- (D) the Central Sydney Planning Committee note the recommendation to Council's Transport, Heritage and Planning Committee on 16 February 2026, that Council approve the Draft Sydney Development Control Plan 41-49 Mountain Street, Ultimo, shown at Attachment B to the subject report for public authority consultation and public exhibition concurrent with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any variations to Planning Proposal - 41-49 Mountain Street, Ultimo, to correct any drafting errors or to ensure consistency with the Gateway Determination;

- (F) authority be delegated to the Chief Executive Officer to make any variations to Draft Sydney Development Control Plan 2012 - 41-49 Mountain Street, Ultimo, to correct any drafting errors or ensure it is consistent with the Planning Proposal following the Gateway Determination;
- (G) the Central Sydney Planning Committee note the Chief Executive Officer will prepare a draft planning agreement in accordance with the letter of offer dated 10 November 2025 at Attachment C to the subject report, and the requirements of the Environmental Planning and Assessment Act 1979, to be exhibited in accordance with the Act; and
- (H) the Central Sydney Planning Committee, as consent authority in relation to a development application, approve the design excellence strategy in principle for 41-49 Mountain Street, Ultimo, as shown at Attachment D to the subject report.

Carried unanimously.

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