

21 June 2022

Department of Planning, Industry and Environment
Emailed to: Lisa.Kennedy@planning.nsw.gov.au

Dear Sir/Madam,

***Planning proposal
Gateway Alteration
(Department Ref: PP-2021-3536)
To amend Kiama Local Environmental Plan 2011 to enable residential
development on part of Lot 2 DP 1168922 – 48 Campbell Street GERRINGONG***

The applicant has updated the Planning Proposal for 48 Campbell Street, Gerringong.

A Gateway Determination PP-2021-3536 was issued by the Department of Planning & Environment on 24th June 2021. The Gateway Determination required the following additional information prior to agency consultation and public exhibition:

- Technical studies for Aboriginal Cultural Heritage Assessment, Flood Assessment, a Stage 1 Land Contamination Assessment and Flora and Fauna Assessment;
- Confirmation the explanation of provisions and mapping to identify all proposed changes reflecting the outcomes of the studies; and
- Provision of further advice and details on the consistency with section 9.1 Directions; in relation to the provision of infrastructure; and an updated project timeline.

This information was provided by the proponent in March 2022 in accordance with Gateway Determination Condition 1. The Department of Planning & Environment agreed that the Planning Proposal had addressed the requirements of the Gateway Determination and proceed to agency consultation on 1st April 2022. Delays in providing this information were associated with COVID-19 isolation requirements and more recently flooding impacts.

Council commenced consultation with the following agencies, as outlined by the Gateway:

- DPIE (Biodiversity Conservation Division)
- Natural Resources Access Regulator (DPE – Water)
- Heritage NSW
- Illawarra Local Aboriginal Land Council
- Sydney Water
- Endeavour Energy
- Environment Protection Authority
- Department of Primary Industries – Agriculture

State Agency referrals were due to be completed by 26 April 2022. Significant delays were experienced and most referrals were completed weeks after the due date, with the final referral being received back on 8 June 2022.

The following agencies have requested further information;

- DPIE (Biodiversity Conservation Division)
- Natural Resources Access Regulator (DPE – Water)
- Environment Protection Authority
- Department of Primary Industries – Agriculture
- Sydney Water

Council does not wish to proceed with the current gateway determination due to the need to conduct more technical studies before being in a position to place the proposal on public exhibition. Therefore, Council seeks for the Gateway Determination to be altered to not proceed.

Council staff will continue to liaise with the proponent to provide the additional information requested by the State agencies. Once this has occurred the Department of Planning & Environment have confirmed that a new Gateway Determination can be sought under a new Planning Proposal application number.

Yours faithfully

A handwritten signature in grey ink, appearing to be 'Suzi Stojcevska', written in a cursive style.

Suzi Stojcevska
Strategic Planner