

Ms Monica Barone  
Chief Executive Officer  
City of Sydney Council  
GPO Box 1591  
SYDNEY NSW 2001

Dear Ms Barone

**Planning proposal PP\_2018\_SYDNE\_004\_00 to amend Sydney Local Environmental Plan (Green Square Town Centre) 2013 and Sydney Local Environmental Plan (Green Square Town Centre – Stage 2) 2013**

I am writing in response to Council's request for a Gateway determination under section 3.34(1) of the *Environmental Planning and Assessment Act 1979* (the Act) in respect of the planning proposal seeking to amend the affordable housing provisions in *Sydney Local Environmental Plan (Green Square Town Centre) 2013* and *Sydney Local Environmental Plan (Green Square Town Centre – Stage 2) 2013*.

As delegate of the Minister for Planning and Public Spaces, I have determined that the planning proposal should proceed, subject to the conditions in the enclosed Gateway determination.

I have considered Council's request to be the local plan-making authority and have determined not to condition the Gateway for Council to be the local plan-making authority, given the potential impact on state government policy. This decision is consistent with the original planning proposal PP\_2017\_SYDNE\_006\_00.

I note that Council has requested that no further community consultation be required given that extensive public consultation was undertaken on the original planning proposal. Given the original planning proposal inadvertently excluded the proposed new planning controls to which the Green Square Town Centre LEPs apply, and to ensure relevant property owners are adequately informed of the proposed changes, I have conditioned for a 14-day community consultation period and notification requirements in accordance with section 5.5.2 of *A guide to preparing local environmental plans*.

It is recommended that property owners who made submissions during the previous community consultation period regarding the amendments be notified and advised that a further submission on the same matter is not required.

The amending local environmental plans (LEPs) are to be finalised within six months of the date of the Gateway determination. Council should aim to commence the exhibition of the planning proposal as soon as possible. Council's request for the Department of Planning, Industry and Environment to draft and finalise the LEPs should be made eight weeks prior to the projected publication date.

The state government is committed to reducing the time taken to complete LEPs by tailoring the steps in the process to the complexity of the proposal, and by providing clear and publicly available justification for each plan at an early stage. In order to meet these commitments, the Minister may take action under section 3.32(2)(d) of the Act if the time frames outlined in this determination are not met.

Should you have any enquiries about this matter, I have arranged for Ms Mary Su to assist you. Ms Su can be contacted on 9373 2807.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'M. McDonald'.

5 May 2020

**Malcolm McDonald**  
**Executive Director, Eastern Harbour City**  
**Greater Sydney, Place and Infrastructure**

Encl: Gateway determination