



qA364368

15/08652

Department Generated Correspondence (Y)

DEPARTMENT OF PLANNING AND ENVIRONMENT

Planning Services

ALTERATION OF TIMEFRAME FOR PLANNING PROPOSAL

PP 2010 PORTM 007 00

PURPOSE

- To recommend the General Manager, Northern Region, as delegate for the Minister agree to extend the timeframe for Planning Proposal no. PP_2010_PORTM_007_00 at Birdon Marine, Port Macquarie (Lot 17 DP 1191370).

RECOMMENDATION

- It is recommended that the Minister's delegate:
 - **agrees** to alter the completion date for PP_2010_PORTM_007_00 by:
 - extending the time for the completion of the Planning Proposal by a further three (3) months.
 - **agrees** under part 3, division 4 of the *Environmental Planning and Assessment Act 1979* that no additional community consultation is required; and
 - **signs** the letter to Port Macquarie Hastings Council (Tab A).

CURRENT POSITION

- Council has prepared a Planning Proposal to rezone land from RU1 Primary Production to IN4 Working Waterfront for Birdon Marine, Port Macquarie (Lot 17 DP 1191370). The rezoning will allow the expansion of business operations for maritime-specific industries on the subject site.
- The approval issued on 18 November 2010 (Tab B) determined that the proposal should proceed subject to further investigations on potential site constraints.
- The Local Environmental Plan amendment was required to be finalised in 12 months by 25 November 2011. Four extensions of time have been previously granted and the latest deadline for completion is 25 May 2015.
- The Council has requested that the period to complete the proposal be extended for a further 3 months.
- The delay in meeting this timeframe has arisen due to Council's decision to re-exhibit the proposal with a revised noise report. This re-exhibition has led to delay in submitting the s58 submission, which didn't allow sufficient time for the Department to draft the amendment prior to the May completion date (Tab C).
- Community consultation occurred between 30 May 2014 and 27 June 2014. Re-exhibition of the proposal occurred between 30 January 2015 and 27 February 2015. It is considered that the community consultation that took place is sufficient and that no further or different community consultation is required.

- Port Macquarie Hastings Council resolved on 15 April 2015 to forward the Planning Proposal to the Department for finalisation.

BACKGROUND

- This Planning Proposal was converted from a local environmental plan amendment. As such there was no formal Gateway determination.
- The conversion letter (Tab B) does not indicate a land description.
- The proposal has previously been described as Lot 2 DP 225413. Lot 2 is now described as Lot 17 DP 1191370 (as above) due to acquisition of land at the western side of the site for the Pacific Highway upgrade.
- Council now requests the amendment refer to Lot 17 DP 1191370 only.

 29 May 2015
Stephen Murray
General Manager, Northern Region
Planning Services

Approved / Not Approved

Contact Officer: Jenny Johnson
Planning Officer, Northern Region
Phone: (02) 6641 6614



Planning & Environment

Mr C Swift-McNair
General Manager
Port Macquarie Hastings Council
PO Box 84
PORT MACQUARIE NSW 2444

Our ref: PP_2010_PORTM_007_00
Your ref: PP2007 – 07.1

Attention: Sandra Bush

Dear Mr Swift-McNair

Planning Proposal PP_2010_PORTM_007_00

I refer to your letter of 19 May 2015 seeking an extension of time to complete Planning Proposal PP_2010_PORTM_007_00 for Birdon Marine, at Port Macquarie (Lot 17 DP 1191370).

I have determined as the delegate of the Minister, in accordance with section 56(7) of the *Environmental Planning and Assessment Act 1979* to alter the completion date by three (3) months for PP_2010_PORTM_007_00. The proposal is now to be finalised by 25 August 2015.

If you have any questions in relation to this matter, I have arranged for Ms Jenny Johnson to assist you. Ms Johnson can be contacted on [(02) 6641 6614.

Yours sincerely

 29 May 2015
Stephen Murray
General Manager, Northern Region
Planning Services