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Our ref: PP_2015_LPOOL_001_00 (15/13704)
Your ref: 233349.2015

Mr Carl Wulff
Chief Executive Officer
Liverpool City Council
Locked Bag 7064
LIVERPOOL NSW 1871

Attention: Graham Matthews

Dear Mr Wulff

Liverpool Local Environmental Plan 2008 (Amendment No 51) – Revised Gateway Determination

I refer to your letter dated 10 September 2015 requesting a revised Gateway determination for Liverpool Local Environmental Plan 2008 (Amendment No 51).

I note Council has revised the planning proposal as a consequence of consultation with the Commonwealth Department of Infrastructure and Regional Development (DIRD) as required in condition No. 5 of Gateway determination issued on 22 May 2015.

I also note the revised planning proposal has amended the existing clause 7.17 Development in flight paths to reflect the Commonwealth legislative requirements to protect the air space as requested by the DIRD. The DIRD has confirmed subject to Council having this clause in the planning proposal it has no issues and gives permission for Council to proceed to exhibition in accordance with the NSW Minister's 117 Direction 3.5 Development Near Licensed Aerodromes, paragraph (4)(d).

The planning proposal is considered to be consistent with the requirements of the Minister's Section 117 Direction 3.5 Development Near Licensed Aerodromes and no further consultation with DIRD is necessary.

As delegate of the Minister for Planning, I have agreed to the proposed changes and revised the Gateway determination issued on 22 May 2015 for PP_2015_LPOOL_001_00, as attached.

If you have any queries in regard to this matter, please contact Amar Saini of the Metropolitan Region (Parramatta) office on 02 9860 1130.

Yours sincerely,

22/9/2015

Rachel Cumming
Director, Metropolitan (Parramatta)
Planning Services



Revised Gateway Determination

I, the Director, Metropolitan Region (Parramatta), at the Department of Planning and Environment, as delegate of the Minister for Planning, have determined under section 56(7) of the *Environmental Planning and Assessment Act 1979*, to alter the Gateway determination dated 22 May 2015, for the proposed amendment to Liverpool Local Environmental Plan 2008 as follows:

Delete:

Planning proposal (Department Ref: PP_2015_LPOOL_001_00): to amend draft Liverpool Local Environmental Plan 2008 to rezone 133 Bigge Street, 26-28 Elizabeth Street and 148 George Street, Liverpool from B3 Commercial Core to B4 Mixed Use and to amend development standards corresponding to the proposed changes in land use and built form.

And replace with:

Planning proposal (Department Ref: PP_2015_LPOOL_001_00): to amend draft Liverpool Local Environmental Plan 2008 to rezone 133 Bigge Street, 26-28 Elizabeth Street and 148 George Street, Liverpool from B3 Commercial Core to B4 Mixed Use and associated amendments including the proposed amendment to Clause 7.17 of the Liverpool LEP 2008 to incorporate Commonwealth legislative requirements for protection of air space.

The proposal should proceed subject to the following change to condition 5:

5. Delete:

The Department of Infrastructure and Regional Development

Dated 22nd September 2015.

**Rachel Cumming
Director
Metropolitan (Parramatta)
Planning Services**

As delegate of the Minister for Planning