



Planning

Office of the Director-General

Contact: Wade Morris
Phone: (02) 6841 2180
Fax: (02) 6884 8483
Email: Wade.Morris@planning.nsw.gov.au
Postal: PO Box 58, Dubbo NSW 2830

Our ref: D09/00041

Mr Garry Styles
General Manager
Orange City Council
PO Box 35
ORANGE NSW 2800

Dear Mr Styles,

Re: Planning Proposal to enable the redevelopment of 68-72 Peisley Street, Orange ('IMV Enterprises Building') to permit commercial and bulk retail development

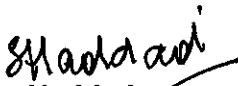
I am writing in response to your Council's letter dated 23 September 2009 requesting a Gateway Determination under section 56 of the Environmental Planning and Assessment Act 1979 ('EP&A Act') in respect of the planning proposal to amend Orange Local Environmental Plan 2000 to enable the redevelopment of 68-72 Peisley Street, Orange (Lot 10 DP 569635) to permit commercial and bulk retail development.

As delegate of the Minister for Planning, I have now issued a Gateway Determination, which is attached. The Determination is that the matter should not proceed for the reasons listed in the attached Determination schedule.

It is noted that Council has presented a number of similar Planning Proposals for Gateway Determination which all have the objective of making bulky goods retailing a permissible use on specific sites in Orange. In relation to the IMV Enterprises Building site the provision of office development is also proposed. The required strategic justification which is referenced in the Gateway Determination should address all of these sites and in addition should canvass the potential impact that allowing office accommodation could have on the viability of the Central Business District.

Should you have any queries in regard to this matter, please contact Mr Wade Morris in the Regional Office of the Department.

Yours sincerely,


Sam Haddad
Director-General

29/10/2009

Gateway Determination

Planning Proposal (Department Ref: D09/00041): To enable the redevelopment of 68-72 Peisley Street, Orange (Lot 10 DP 569635) to permit commercial and bulk retail development.

I, the Director General as delegate of the Minister for Planning, have determined under section 56(2) of the EP&A Act that an amendment of the Orange Local Environmental Plan 2000 to enable the redevelopment of 68-72 Peisley Street, Orange (Lot 10 DP 569635) to permit commercial and bulk retail development **should not proceed** for the following reason(s):

1. There is no strategic justification for this planning proposal for additional bulk goods development in Orange. In this regard, the *"Business Centre Strategy Review Study"* prepared for Orange City Council by Leyshon Consulting Pty Ltd in November 2005 is not a strategic land use plan or strategy. The land supply and demand analysis for bulk retail, set out in the *"Business Centre Strategy Review Study"* is limited to expenditure growth and therefore lacks key strategic information and analysis.
2. Bulk retail and office land supply and demand analysis that includes essential strategic data such as total area of zoned land for bulk retail and office, vacant area and total potential area under existing zoning has not been provided. It is understood that the primary bulk retail area in Orange City, the Homemaker Centre, has at least 40,000m² of vacant land.
3. The role, function and location of bulk retail and its impact on the broader retail sector of Orange City requires detailed strategic analysis. This analysis should take place as part of completing the Orange City Council's Principal LEP.

Dated 29th day of October 2009.


Sam Haddad
Delegate for the Minister for Planning