

In reply please quote 03/01729

10 September 2014

Ms Rachel Cumming
Regional Director
NSW Department of Planning and Environment – Metro Delivery West
Locked Bag 5020
PARRAMATTA NSW 2150

Dear Ms Cumming,

**DRAFT PLANNING PROPOSAL IN RESPECT OF THE RECLASSIFICATION OF 18
COUNCIL OWNED PROPERTIES**

Council at its meeting of 26 August 2014 resolved to forward the above planning proposal to the Minister for Planning, under Section 59 of the Environmental Planning & Assessment Act 1979 for finalisation and gazettal.

Council has conformed to the conditions outlined in the Gateway Determination issued on 7 April 2014 with the applicable conditions being:

1. *Community consultation is required under sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") as follows:*
 - (a) *the planning proposal must be made publicly available for a minimum of **28 days**;*
 - and*
 - (b) *the relevant planning authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 5.5.2 of A Guide to Preparing LEPs (Planning & Infrastructure 2013).*

The Planning Proposal was publicly exhibited for a period of 28 days from Wednesday 4 June 2014 to Wednesday 2 July 2014. No submissions were received during this period.

2. *No consultation is required with public authorities under sections 56(2)(d) of the EP&A Act.*

Consultation was not carried out with public authorities under Section 56(2)(d).

3. *A public hearing is not required to be held into the matter under section 56(2)(e) of the EP&A Act. However, a public hearing is required to be held into the matter in accordance with the agency's practice note PN09-003, as the planning proposal involves a reclassification of land from community to operational.*

A Public Hearing into the reclassification of the 18 Council owned sites was held on Wednesday 30 July 2014, in accordance with Section 29 of the Local Government Act 1993. The public hearing was presided over by an independent planner and attended by Council staff. No member of the public attended the public hearing.

4. *The timeframe for completing the LEP is to be 9 months from the week following the date of the Gateway determination.*

The Planning Proposal is on target for completion within the 9 month timeframe.

To enable NSW DP&E to finalise this matter, the following information is submitted:

- Copy of the final Draft Planning Proposal;
- Council officer's report and Council resolution;
- Copy of the Public Hearing report by the independent planner who presided over the public hearing;
- Council's draft LEP maps.

Should you require any additional information in respect of this matter, please do not hesitate to contact Chris Shinn on 9725 0804. Council looks forward to hearing from the Department in the near future.

Yours faithfully,



Kevin Kuo
COORDINATOR STRATEGIC LAND USE PLANNER