

D15/22621
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14 July 2015

Ashley Albury
Western Region
Department of Planning and Infrastructure
PO Box 58
DUBBO NSW 2830

Dear Ashley

DRAFT AMENDMENT 7 TO ORANGE LOCAL ENVIRONMENTAL PLAN 2011

Council writes to request a Gateway Determination for the enclosed Planning Proposal. The proposal is intended to become Amendment 7 to Orange Local Environmental Plan 2011.

The Planning Proposal arises in part from the original Orange LEP 2011 Amendment 3 process, which reclassified 230 Phillip Street to Operational Land. This was intended to facilitate the expansion of an adjoining industrial development, whose owner had approached Council with a view to purchase some or all of the site.

That process, however, resulted in 230 Phillip Street being reclassified under Part 1 of Schedule 4 - meaning there was no change to the interests on the title. While there was no intention to change any easements affecting the land, it was not fully appreciated that this would leave the site affected by a Public Reserve designation.

It is now proposed to re-reclassify the additional Lot 24 DP 1035913 (230 Phillip Street) to remove the Public Reserve status as per the intent of Council's original resolution for Amendment 3.

In summary, the enclosed Planning Proposal involves reclassification to change the interests of a parcel of land under the *Local Government Act 1993*. The indicative time frame shown in the draft Planning Proposal outlines the normal range of procedural steps; however, given that this matter was already and recently the subject of Amendment 3 and drew no submissions or concerns from the public at that time, any ability to expedite the process would be greatly appreciated.

Council awaits the Gateway Determination at your earliest convenience.

Yours faithfully

David Waddell

DIRECTOR DEVELOPMENT SERVICES

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