

Gateway Determination

Planning proposal (Department Ref: PP_2015_WAVER_001_00): to amend Waverley Local Environmental Plan 2012 (Waverley LEP 2012) to rezone 21-23 Niblick Street, North Bondi, from R2 Low Density Residential to RE1 Public Recreation.

I, the Director, Metropolitan Delivery (CBD) at the Department Planning and Environment, as delegate of the Minister for Planning, have determined under section 56(2) of the *Environmental Planning and Assessment Act 1979* that an amendment to Waverley Local Environmental Plan (LEP) 2012 to rezone 21-23 Niblick Street, North Bondi from R2 Low Density Residential to RE1 Public Recreation, should proceed subject to the following conditions:

1. Community consultation is required under sections 56(2)(c) and 57 of the EP&A Act as follows:
 - (a) the planning proposal is classified as low impact as described in *A Guide to Preparing LEPs (Department of Planning & Infrastructure 2013)* and must be made publicly available for a minimum of **14 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 (former Department of Planning & Infrastructure 2013)*.
2. Consultation is required under section 56(2)(d) of the EP&A Act with Sydney Water and the Environmental Protection Authority prior to exhibition and the outcome of this consultation is to be included as part of the planning proposal when exhibited.

Public authorities are to be provided with a copy of the planning proposal and any relevant supporting material, and given at least 21 days to comment on the proposal. The planning proposal should respond to this consultation.

If comment from Sydney Water and the Environmental Protection Authority is not received within 21 days, Council is to exhibit the planning proposal and seek input from the relevant agencies during the consultation period.

3. Council is required to exhibit the Remediation Action Plan for the site with the planning proposal.



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4. A public hearing is not required to be held into the matter by any person or body under section 56(2)(e) of the EP&A Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).
5. The timeframe for completing the LEP is to be **9 months** from the week following the date of the Gateway determination.

Dated 19th day of May 2015.

Director, Metropolitan Delivery (CBD)
Planning Services
Department Planning and Environment
Delegate of the Minister for Planning