

Tenterfield LEP 2013 Amendment No 4 - Reclassification of Council land

Proposal Title : **Tenterfield LEP 2013 Amendment No 4 - Reclassification of Council land**

Proposal Summary : **Tenterfield LEP 2013 - Amendment No 4 Reclassification of Council land**

PP Number : **PP_2014_TENTE_002_00** Dop File No : **14/07131**

Planning Team Recommendation

Preparation of the planning proposal supported at this stage : **Recommended with Conditions**

S.117 directions: **6.2 Reserving Land for Public Purposes**

Additional Information : **It is recommended that:**

- 1. The Planning Proposal be supported;**
- 2. The Planning Proposal be exhibited for 28 days;**
- 3. The Planning Proposal be completed within 9 months;**
- 4. That no consultation with public authorities is necessary;**
- 5. That the Planning Proposal be amended by removing reference to those parcels of land where the status will be changed from Operational to Community, prior to public exhibition.**
- 6. That a public hearing on the reclassification of the subject land in accordance with section 29 of the Local Government Act 1993 and section 57 of the Environmental Planning and Assessment Act 1979 be held after completion of the public exhibition period;**
- 7. That an authorisation to use plan making delegations for the proposal not be granted to Council as the Governor's approval will be required to discharge interests on some of the lands; and**
- 8. That a revised project time line that includes a 28 day public exhibition period be included in the Planning Proposal prior to public exhibition.**

Supporting Reasons : **The Planning Proposal is needed as it is the only avenue available to Council to reclassify the land from community to operational status.**

Panel Recommendation

Recommendation Date : **05-May-2014**

Gateway Recommendation : **Passed with Conditions**

Panel Recommendation : **This planning proposal is considered minor and the Gateway determination is to be issued under delegation by the Regional Director. Therefore the planning proposal will not be considered by the panel.**

Gateway Determination

Decision Date : **05-May-2014**

Gateway Determination : **Passed with Conditions**

Decision made by : **General Manager, Northern Region**

Exhibition period : **28 Days**

LEP Timeframe : **9 months**

Gateway Determination : **The Planning Proposal should proceed subject to the following conditions:**

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;**
- (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**

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publicly available along with planning proposals as identified in section 5.5.2 of A Guide to Preparing LEPs (Department of Planning & Infrastructure 2013); and
(c) the public exhibition must include details of the trusts to be discharged in relation to the reclassification of the land.

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

3. That a public hearing on the reclassification of the subject land in accordance with section 29 of the Local Government Act 1993 and section 57 of the Environmental Planning and Assessment Act 1979 be held after the completion of the public exhibition period;

4. The Planning Proposal is to be amended prior to public exhibition to make the following changes:

- by removing reference to those parcels of land where the status is proposed to be changed from Operational to Community; and
- the project timeline is to be revised to include a 28 day public exhibition period.

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

Signature:



Printed Name:

STEPHEN MURRAY

Date:

5 May 2014