



Mr Warwick Winn
General Manager
Penrith City Council
PO Box 60
PENRITH NSW 2751

Dear Mr Winn,

Planning proposal (PP_2020_PENRI_001_00) to amend Penrith Local Environmental Plan 2010

I am writing in response to Council's request for a Gateway determination under section 3.34(1) of the *Environmental Planning and Assessment Act 1979* (the Act) received on 6 January 2020 in respect of the planning proposal to reclassify seven sites owned by Hawkesbury City Council from 'Community' to 'Operational' under Penrith Local Environmental Plan (LEP) 2010.

As delegate of the Minister for Planning and Public Spaces, I have now determined that the planning proposal should proceed subject to the conditions in the enclosed Gateway determination.

I have also agreed, as delegate of the Secretary, there are no any inconsistencies with section 9.1 Directions. In regard to Direction 4.4 - Planning for Bushfire Protection, consultation is to occur with the Rural Fire Service prior to public exhibition.

As the proposal involves the reclassification of land, an independent chaired public hearing is to be conducted as required under section 29 of the *Local Government Act 1993*.

I have considered Council's request to be the local plan-making authority and have determined this should not occur as the proposal includes the reclassification of land which is in the ownership of another council.

The amending LEP is to be finalised within 12 months of the date of the Gateway determination. Council should aim to commence the exhibition of the planning proposal as soon as possible. Council's request for the Department of Planning, Industry and Environment to draft and finalise the LEP should be made eight weeks prior to the projected publication date.

Should you have any enquiries about this matter, I have arranged for Mark Yee to assist you who can be contacted on 9860 1535.

Yours sincerely

A handwritten signature in black ink, appearing to be 'Gina Metcalfe', with a large loop on the left and a horizontal line extending to the right.

10 March 2020
Gina Metcalfe
Acting Director, Central (Western)
Central River City and Western Parkland City

Encl: Gateway determination