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Reference: S09400 /
30 April 2013



Mr Peter Goth
Regional Director Sydney West
Department of Planning and Infrastructure
Locked Bag 5020
PARRAMATTA NSW 2124

Dear Mr Goth

Ku-ring-gai Planning Proposal - Rezone Land at 35 Water Street Wahroonga

On the 13 November 2012, Council resolved to progress a Planning Proposal to amend the Ku-ring-gai Planning Scheme Ordinance (KPSO) to rezone land at 35 Water Street Wahroonga from 5(a) Special Uses – Hospital to E4 Environmental Living.

The Planning Proposal was submitted by Ingham Planning Pty Ltd on behalf of Peter Borbilas on 10 July 2012. Prior to the matter being reported to Council on 13 November 2012, an independent review of the planning proposal was conducted which found it inadequate in its content and non-compliant with legislation. Council resolved that the planning proposal be amended to include information required by Section 55 of the *EP&A Act* and also to remove information that did not form part of the Planning Proposal, in particular references to and diagrams of subdivision location and lots.

An amended planning proposal was submitted to Council on 27 February 2013 which was still not fully compliant with Council's resolution. As a consequence Council has amended the planning proposal submitted by the applicant to ensure it meets legislative requirements and that it is in accordance with Council's Resolutions.

The **attached** planning proposal has been drafted in accordance with Section 55 of the *EP&A Act*, and the Department of Planning's *A Guide to Preparing Planning Proposals*. It is requested that the Planning Proposal be forwarded to the LEP review panel for a gateway determination under Section 56 of the *EP&A Act*.

If you have any enquiries on this matter, or require any further information, please contact Rthna Rana on 9424 0991.

Yours sincerely

Craige Wyse
Team Leader Urban Planning

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