



**Bayside Council**

Serving Our Community

20 December 2019

Our Ref: F18/201  
Contact: Josh Ford - 9562 1634

NSW Department of Planning, Industry & Environment  
Eastern and Team  
GPO Box 39  
SYDNEY NSW 2001

Via email: [Alexander.Galea@planning.nsw.gov.au](mailto:Alexander.Galea@planning.nsw.gov.au)

Dear Mr. Galea,

**Re: Request for Gateway Determination – Planning Proposal: Bayside Local Environmental Plan 2020**

Pursuant to Section 378 of the NSW Local Government Act, under delegation from the General Manager of Bayside Council, I have approved the submission of a request for Gateway Determination for the Bayside Comprehensive Local Environmental Plan 2020.

It is therefore now requested that the Department considers the attached Planning Proposal and supporting attachments, and issues a Gateway Determination pursuant to Section 3.34 of the *Environmental Planning and Assessment Act, 1979*. Noting the Accelerated LEP funding arrangements with the Department, a 9 month timeframe is considered appropriate for this LEP amendment. This will enable the Department to factor in time for their assessment of the Planning Proposal, following Council's submission of a request for notification by 30 June 2020.

Council is of the understanding that, given the Draft Planning Proposal involves a Comprehensive LEP, the plan-making functions for this LEP cannot be delegated.

If you have any questions, or require further information to assist with your assessment of this Planning Proposal, please contact Josh Ford on 9562 1634 or [josh.ford@bayside.nsw.gov.au](mailto:josh.ford@bayside.nsw.gov.au).

Yours faithfully,

Michael McCabe  
**Director City Futures**

**Postal address**

PO Box 21, Rockdale NSW 2216  
ABN 80 690 785 443

**Bayside Customer Service Centres**

Rockdale Library, 444-446 Princes Highway, Rockdale  
Westfield Eastgardens, 152 Bunnerong Road, Eastgardens

E [council@bayside.nsw.gov.au](mailto:council@bayside.nsw.gov.au)

W [www.bayside.nsw.gov.au](http://www.bayside.nsw.gov.au)

T **1300 581 299 | 02 9562 1666**

**Telephone Interpreter Services: 131 450**

Τηλεφωνικές Υπηρεσίες Διερμηνέων

بخدمة الترجمة الهاتفية

電話傳譯服務處

Служба за преведување по телефон

Attached:

1. Memo to Director City Futures
2. Attachment 1 – Draft Planning Proposal
3. Attachment 2A – Draft LEP Written Instrument
4. Attachment 2B – Draft LEP Maps
5. Attachment 2C – LEP Clauses Justification Table
6. Attachment 2D – LEP Comparison Table
7. Attachment 2E – Land Use Comparison and Justification Matrix
8. Attachment 2F – Land Use Table Matrix
9. Attachment 2G – LEP Explanatory Discussion Paper

Bayside Council

**Instrument of Delegation**

*Local Government Act 1993*

I, Meredith Wallace, General Manager of Bayside Council, pursuant to section 378 of the *Local Government Act 1993* (NSW), delegate to the person appointed to the position specified in Schedule 1, the functions specified or described in Schedule 2, subject to the conditions and limitations specified or described in Schedule 3.

This delegation takes effect on the date of this instrument and remains in force until this instrument is amended or revoked.

In this instrument:

**'appointed'** means appointed permanently or temporarily.

**'EPA Act'** means *Environmental Planning and Assessment Act 1979*.

**'function'** has the same meaning as in the Dictionary to the LG Act.

**'position'** means a position in the organisation structure of the Council

Signed: Meredith Wallace

Dated: 2.12.19

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Schedule 1

**Position**

**[Director, City Futures**

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Schedule 2

**Functions**

1. Referral of the planning proposal relating to the proposed principal local environmental plan for the Bayside Council local government area to the Minister for Planning for gateway determination under s3.34 of the EPA Act

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Schedule 3

**Conditions & Limitations**

Nil

ACKNOWLEDGED BY  
MICHAEL MCKAY  
DIRECTOR - CITY FUTURES.

Michael McKay 20/12/19.