

Lane Cove LEP 2009 Amendment - Open Space

Proposal Title : Lane Cove LEP 2009 Amendment - Open Space

Proposal Summary : This planning proposal seeks to correct mapping anomalies in Lane Cove LEP 2009.

PP Number : PP_2012_LANEC_003_00 Dop File No : 12/05915

Planning Team Recommendation

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

S.117 directions : **2.1 Environment Protection Zones
3.1 Residential Zones
4.4 Planning for Bushfire Protection**

Additional Information : **It is recommended the Planning Proposal proceed subject to the following conditions:**

- (1) The planning proposal be exhibited for at least 14 days.
- (2) The planning proposal be completed within six months of the Gateway Determination.
- (3) Consultation with RFS is required.
- (4) The Director General's approval of the planning proposal as justifiably inconsistent with the Section 117 Direction Direction 6.2 Reserving Land for Public Purposes.

Supporting Reasons : The planning proposal should be approved as it is amending minor mapping errors.

Panel Recommendation

Recommendation Date : **05-Apr-2012** Gateway Recommendation : **Passed with Conditions**

Panel Recommendation : **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 is classified as low impact as described in A Guide to Preparing LEPs (Department of Planning 2009) and must be made publicly available for 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 4.5 of A Guide to Preparing LEPs (Department of Planning 2009).

2. Consultation is required with the following public authority under section 56(2)(d) of the EP&A Act:

- **NSW Rural Fire Service**

This public authority is to be provided with a copy of the planning proposal and any relevant supporting material. Each public authority is to be given at least 21 days to comment on the proposal, or to indicate that they will require additional time to comment on the proposal. Public authorities may request additional information or additional matters to be addressed in the planning proposal.

3. Further to condition 2 above, Council is required to consult with the Commissioner of

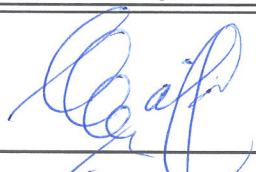
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the NSW Rural Fire Service prior to commencing exhibition as required by S117 Direction 4.4 Planning for Bushfire Protection. If necessary, Council is to amend the planning proposal to reflect the outcomes of this consultation prior to commencing public exhibition.

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 6 months from the week following the date of the Gateway determination.

Signature:



Printed Name:

Neil McGaffin

Date:

10.4.12