



Planning



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Department Generated Correspondence (Y)

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Our ref: PP_2010_NORTH_005_00 (10/16785)
Your ref: Joseph Hill

Ms Penny Holloway
General Manager
North Sydney Council
PO Box 12
NORTH SYDNEY NSW 2059

Dear Ms Holloway,

Re: Planning Proposal to rezone land at Blue Street, North Sydney

I am writing in response to your Council's letter dated 6 August 2010 requesting a Gateway Determination under section 56 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") in respect of the planning proposal to amend the North Sydney Local Environmental Plan 2001 to rezone Part Lot 1 DP 87564 (Folio 1/87564); Land resumed and vested in the Minister for Public Works by Government Gazette of 26 February 1932 (folios 765 and 766); Land resumed and vested in the Minister for Public Works by Government Gazette of 1 April 1926 (folios 1536 and 1537); Part Lot 1 DP 536871 (Folio: Auto Consol 1217-148) owned by the Minister for Public Works to enable the use of the site as a car park.

As delegate of the Minister for Planning, I have now determined that the planning proposal should proceed subject to the conditions in the attached Gateway Determination.

The amending Local Environmental Plan (LEP) is to be finalised within 6 months of the week following the date of the Gateway Determination. Council should aim to commence the exhibition of the Planning Proposal within four (4) weeks from the week following this determination. Council's request for the Department to draft and finalise the LEP should be made six (6) weeks prior to the projected publication date.

The State Government is committed to reducing the time taken to complete LEPs by tailoring the steps in the process to the complexity of the proposal, and by providing clear and publicly available justification for each plan at an early stage. In order to meet these commitments, the Minister may take action under s54(2)(d) of the EP&A Act if the time frames outlined in this determination are not met.

Should you have any queries in regard to this matter, please contact Christopher Aston of the Regional Office of the Department on 02 9228 6111.

Yours sincerely,

Tom Gellibrand 6/9/10
Deputy Director General
Plan Making & Urban Renewal

Gateway Determination

Planning Proposal (Department Ref: PP_2010_NORTH_005_00): to rezone Part Lot 1 DP 87564 (Folio 1/87564); Land resumed and vested in the Minister for Public Works by Government Gazette of 26 February 1932 (folios 765 and 766); Land resumed and vested in the Minister for Public Works by Government Gazette of 1 April 1926 (folios 1536 and 1537); Part Lot 1 DP 536871 (Folio: Auto Consol 1217-148) owned by the Minister for Public Works to enable the use of the site as a car park.

I, the Deputy Director General, Plan Making & Urban Renewal as delegate of the Minister for Planning, have determined under section 56(2) of the EP&A Act that an amendment to the North Sydney Local Environmental Plan 2001 to rezone Part Lot 1 DP 87564 (Folio 1/87564); Land resumed and vested in the Minister for Public Works by Government Gazette of 26 February 1932 (folios 765 and 766); Land resumed and vested in the Minister for Public Works by Government Gazette of 1 April 1926 (folios 1536 and 1537); Part Lot 1 DP 536871 (Folio: Auto Consol 1217-148) owned by the Minister for Public Works to enable the use of the site as a car park 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 authorities under section 56(2)(d) of the EP&A Act:
 - Rail Corporation of NSW

Each 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. No public hearing is required to be held into the matter under section 56(2)(e) of the EP&A Act. This does not have any bearing on the need to conduct a public hearing under the provisions of any other legislation.
4. The timeframe for completing the LEP is to be **6 months** from the week following the date of the Gateway determination.

Dated

6th

day of

September

2010.



Tom Gellibrand
Deputy Director General
Plan Making & Urban Renewal
Delegate of the Minister for Planning