

- A Council initiate the Local Environmental Plan 'Gateway' process pursuant to Section 55 Environmental Planning and Assessment Act by endorsing the preparation of a Planning Proposal to permit with Council consent a resources recovery facility for parts of Lots 7 - 9, 11 - 13 and 31 - 33 DP 2180, Kerns Road, Kincumber
- B Council notify the Department of Planning and Infrastructure of Council's resolution requesting a 'Gateway' determination pursuant to Section 56(1) Environmental Planning and Assessment Act and forward the Planning Proposal and all necessary documentation according to their requirements and this report.
- C After public exhibition of the Planning Proposal, should the Minister for Planning and Infrastructure support it, if no submissions objecting to the planning proposal are received,

the Planning Proposal is to be sent to the Department of Planning and Infrastructure in order to make the plan.

- D A report specifying the findings of a preliminary investigation of the land carried out in accordance with the contaminated land planning guidelines to be provided by the applicant subsequent to receipt of a favourable Gateway Determination.
- E The RMS be consulted as part of the public authority consultations, if a favourable Gateway Determination is made and be requested to advise on the adequacy of the Avoca Drive/Ballorok Road intersection for the movement of trucks from the waste recycling facility.
- F The EPA be consulted as part of the public authority consultations, if a favourable Gateway Determination is made and be requested to advise on the adequacy of existing erosion and sediment controls to meet the needs of the proposed resource recovery facility and the existing quarry to address at the rezoning stage the Coastal Protection Act, SEPP71 and Section 117 Directions as they relate to downstream impacts
- G Council does not seek delegations from the Department of Planning and Infrastructure for this Planning Proposal.
- H Upon receipt of a favourable Gateway Determination, the applicant be advised of the Council's decision and be requested to bring forward as part of the Planning Proposal process negotiations with Council concerning his offer to enter into a Voluntary Planning Agreement to dedicate to Council land for the COSS.
- I The applicant be advised of the Council's decision.

Councillor Burke returned to the meeting at 7.12 pm.