

11.4 REVIEW OF LAND USES IN THE R5 LARGE LOT RESIDENTIAL ZONE IN THE MAITLAND LOCAL ENVIRONMENTAL PLAN 2011

FILE NO:	RZ16002
ATTACHMENTS:	1. Planning Proposal
RESPONSIBLE OFFICER:	Bernie Mortomore - Group Manager Planning, Environment & Lifestyle
AUTHOR:	Ian Shillington - Manager Urban Growth
MAITLAND +10	Outcome 6. Built heritage and sustainable development
COUNCIL OBJECTIVE:	6.1.1 To encourage orderly, feasible and equitable development whilst safeguarding the community's interests, environmentally sensitive areas and residential amenity.

EXECUTIVE SUMMARY

At its meeting on 14 June 2016, Council refused an application for a place of public worship on land at 486 Louth Park Road, Louth Park. The grounds for the refusal were that the proposed use was inconsistent with the objectives of the R5 Large Lot Residential zone and incompatible with the character and amenity of the surrounding residential area.

Following a review of the appropriateness of this use in the R5 Large Lot Residential zone, this report seeks to remove place of public worship from the R5 Large Lot Residential zone of the Maitland Local Environmental Plan 2011 (MLEP2011). A planning proposal is required to affect these changes.

OFFICER'S RECOMMENDATION

THAT

- 1. Pursuant to s56 of the Environmental Planning and Assessment Act 1979, Council forward the attached planning proposal to the Minister for Planning requesting a gateway determination.**
- 2. Council undertakes community consultation in accordance with the gateway determination.**
- 3. If no submissions are received during the exhibition period, a request is sent to the Minister for Planning to make the amendment in accordance with s59 of the Environmental Planning and Assessment Act 1979.**
- 4. If submissions are received during the exhibition period a report is presented back to Council for consideration.**

COUNCIL RESOLUTION

THAT

- 1. Pursuant to s56 of the Environmental Planning and Assessment Act 1979, Council forward the attached planning proposal to the Minister for Planning requesting a gateway determination.**
- 2. Council undertakes community consultation in accordance with the gateway determination.**
- 3. If no submissions are received during the exhibition period, a request is sent to the Minister for Planning to make the amendment in accordance with s59 of the Environmental Planning and Assessment Act 1979.**
- 4. If submissions are received during the exhibition period a report is presented back to Council for consideration.**

Moved Clr B Burke, Seconded Clr L Baker

CARRIED

The Mayor in accordance with Section 375A of the Local Government Act 1993 called for a division.

The division resulted in 12 for and 0 against, as follows:

For:	Clr R Aitchison	Against:
	Clr L Baker	
	Clr P Blackmore	
	Clr B Burke	
	Clr P Garnham	
	Clr B Geoghegan	
	Clr A Humphery	
	Clr N Penfold	
	Clr P Penfold	
	Clr S Procter	
	Clr K Wethered	
	Clr B Whiting	