

4.13 PLANNING PROPOSAL TO AMEND BOTANY BAY LEP 2013 - LAND ZONED UNDER THE SEPP (PORT BOTANY & PORT KEMBLA) 2013**File No:** 11/123

In connection with this matter Councillor Stan Kondilios indicated that he had a pecuniary conflict of interest and as such excused himself from the Committee Room during the period this item was considered and determined by the Council.

COUNCIL RESOLVED THAT:

1. The contents of the report be noted; and
- c 4/9/13

2. That Council amend its previous resolution dated 19 December 2011 and resolve to prepare two (2) separate planning proposal under Section 55 of the Environmental Planning & Assessment Act 1979 seeking the following changes to State Environmental Planning Policy (Port Botany & Port Kembla) 2013 and Botany Bay Local Environmental Plan 2013:
- a) The area zoned IN1 General Industrial, north of the Southern Western Suburbs Ocean Outfall Sewer (SWSOOS), and bounded by Byrnes Street, Erith Street and McFall Street, within the Botany (West) Industrial Precinct to be removed from the SEPP and zoned B7 Business Park (with a FSR of 1.5:1 and a height of 12 metres) under the Botany Bay LEP 2013; and
 - b) The area zoned IN1 General Industrial under the Botany Bay LEP 2013, north of the Southern Western Suburbs Ocean Outfall Sewer (SWSOOS), and Bay and McFall Streets, within the Botany (West) Industrial Precinct, be rezoned to B7 Business Park (with a FSR of 1.5:1 and a height of 12 metres) under the Botany Bay LEP 2013; and
3. That Council refer the planning proposals to the Department of Planning and Infrastructure under Section 56 for Gateway Determination.