



Ms Heather Warton
Director, City Planning and Environment
City of Botany Bay
PO Box 331
Mascot NSW 1460

Our ref: 15/16531

Dear Ms Warton

Alteration of Gateway Determination — PP_2013_BOTAN_001_00

I refer to Botany Bay Council's request on 16 October 2015 seeking an extension of time to complete the Planning Proposal PP_2013_BOTAN_001_00 to rezone land at 1 Bay Street and 2-10 McFall Street Botany and to amend Clause 20 of the *State Environmental Planning Policy (Three Ports) 2013* (Ports SEPP).

I have determined as the delegate of the Greater Sydney Commission, in accordance with section 56(7) of the *Environmental Planning and Assessment Act 1979*, to amend the Gateway Determination dated 18 March 2014 (as since altered) to extend the timeframe for completion of the planning proposal.

The planning proposal is now due for completion by 18 June 2016. The Alteration of Gateway Determination also requires Council to update the planning proposal, prior to finalisation, to address its consistency with *A Plan for Growing Sydney*.

I understand Council has received objections to the planning proposal from the public agencies and further submissions were received raising concern with the proposal. Given the nature of the objections, issues raised and that the proposal seeks to amend the Ports SEPP, I have decided to withdraw Council's written authorisation to exercise plan making functions in this instance.

I note that Council has proceeded with the exhibition of the planning proposal. Council's request for the Department of Planning and Environment to draft and finalise the Local Environmental Plan should be made 6 weeks prior to the projected publication date.

If you have any questions in relation to this matter, please contact Charlene Nelson of the Department's Sydney East Region branch on (02) 9228 6570.

Yours sincerely

Marcus Ray
Deputy Secretary
Planning Services

21/03/2016