



Contact: Carmen Lau
Phone: (02) 9228 6111
Fax: (02) 9228 6244
Email: Carmen.Lau@planning.nsw.gov.au
Postal: GPO Box 39 Sydney NSW 2001

Our ref: PP_2012_WARRI_001_00 (12/04010-1)

Mr Rik Hart
General Manager
Warringah Council
Civic Centre
DEE WHY NSW 2099

Dear Mr Hart,

Re: Planning Proposal to rezone land at 26 Campbell Avenue, Cromer from RE2 Private Recreation to part R2 Low Density Residential and part RE1 Public Recreation

I am writing in response to your Council's letter 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 Warringah Local Environmental Plan 2011 to rezone land at 26 Campbell Avenue, Cromer from RE2 Private Recreation to part R2 Low Density Residential and part RE1 Public Recreation; to introduce a minimum lot size of 300sq.m on land proposed for residential; and remove the maximum building height control on land proposed for public recreation.

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

It is noted that Warringah LEP 2011 was notified on 9 December 2011, repealing the provisions of Warringah LEP 2000. Council is to remove references to the Warringah LEP 2000 in the planning proposal, including mapping under the former provisions, as this plan no longer applies to the subject land.

I have also agreed that the planning proposal's inconsistencies with S117 Direction 6.2 Reserving Land for Public Purposes are of minor significance. No further approval is required in relation to this Direction.

The amending Local Environmental Plan (LEP) is to be finalised within 9 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 Carmen Lau of the Regional Office of the Department on 02 9228 6111.

Yours sincerely,


Sam Haddad
Director-General

12/3/2012.

Gateway Determination

Planning Proposal (Department Ref: PP_2012_WARRI_001_00): to rezone land at 26 Campbell Avenue, Cromer from RE2 Private Recreation to part R2 Low Density Residential and part RE1 Public Recreation

I, the Director General, Department of Planning and Infrastructure as delegate of the Minister for Planning and Infrastructure, have determined under section 56(2) of the EP&A Act that an amendment to the Warringah Local Environmental Plan 2011 to rezone land at 26 Campbell Avenue, Cromer from RE2 Private Recreation to part R2 Low Density Residential and part RE1 Public Recreation; to introduce a minimum lot size of 300sq.m on land proposed for residential; and remove the maximum building height control on land proposed for public recreation should proceed subject to the following conditions:

1. Council is to remove references to the Warringah LEP 2000 in the planning proposal, including mapping under the former provisions, as this plan no longer applies to the subject land.
2. 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 must be made publicly available for **28 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)*.
3. Consultation is required with the following public authorities under section 56(2)(d) of the EP&A Act:
 - NSW Police Force
 - NSW Rural Fire Service
 - Transport for NSW
 - Sydney Water

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.

4. A public hearing is not required to be held into the matter by any person or body under section 56(2)(e) of the EP&A Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).
5. The timeframe for completing the LEP is to be **9 months** from the week following the date of the Gateway determination.

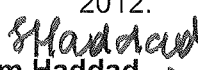
Dated

12th

day of

March

2012.


Sam Haddad

Director-General

Delegate of the Minister for Planning and
Infrastructure