



Mr David Farmer
General Manager
Wollongong City Council
Locked Bag 8821
Wollongong DC NSW 2520

Our ref: 11/12893

Dear Mr Farmer

Wollongong Local Environmental Plan 2009 (Amendment No 19)

I refer to Council's submission under the *Environmental Planning and Assessment Act 1979* (EP&A Act) requesting that the Minister makes the Wollongong Local Environmental Plan 2009 (Amendment No 19).

As the Minister's delegate, I have made the LEP under section 59(2) of the EP&A Act. Under section 34(5) it will take effect when published on the NSW Legislation website.

In considering the planning proposal, I have made the following variations:

1. Central Otford, Otford North and Lady Carrington Estate South precincts have been excluded from the plan as recommended by the Joint Regional Planning Panel.
2. The Land Pooling precinct has also been excluded from the plan as there is uncertainty in relation to whether the environmental qualities of the land warrant the use of an E2 Environmental Conservation zone. The precinct will retain the current E3 Environmental Management zone and existing planning controls.
3. A savings provision is included to ensure that development applications lodged, but not yet determined before the amendment has effect, will continue to be assessed under the controls in place when lodged.

These amendments have been made to ensure consistency with recommendations of the Panel and to ensure that development applications will be determined under the planning controls that applied at the time of their lodgement.

I would like to thank Council for its cooperation in preparing this LEP and its assistance to the Joint Regional Planning Panel.

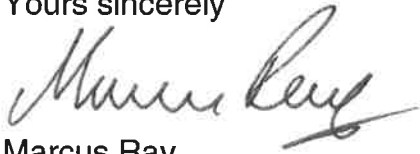
In relation to the pre-Gateway review request for residential development on the Lady Carrington Estate South and Land Pooling site at Helensburgh, I have determined that the proposal should be amended in accordance with the Panel recommendations before proceeding to Gateway determination.

The amended proposal should apply only to the cleared areas of the Lady Carrington Estate South and not the Land Pooling site. The precise boundary of the urban footprint will need to be determined through additional environmental studies and identified in a concept plan of subdivision as described in the Panel recommendations. This may

result in the need for amendments to the boundary of the E2 Environmental Conservation zone applied through this amendment.

Should you have any questions regarding this matter, please contact Mr Graham Towers, of the Department's Southern Region on telephone number 4224 9467.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Marcus Ray', with a stylized flourish at the end.

Marcus Ray
Deputy Secretary, Planning Services

29/05/2015