



Planning & Environment

Mr Gordon Clark
Strategic Planning Manager
Shoalhaven City Council
PO Box 42
Nowra NSW 2541

Our ref: 16/11156
(PP_2015_SHOAL_007_00)
Your ref: 50767E (D16/250198)

Attention: Anne McDonald – Strategic Planner

Dear Mr Clark

**Planning Proposal - Council Land Reclassification No. PP_2015_SHOAL_007_00 –
Alteration of Gateway Determination**

I refer to your letter of 17 August 2016 in relation to revisions to Planning Proposal no. PP_2015_SHOAL_007_00 for reclassification of land at Shoalhaven Heads, Coolangatta, St Georges Basin and part of land at Vincentia to enable the land to be sold or licensed.

I have determined as the delegate of the Minister, in accordance with section 56(7) of the *Environmental Planning and Assessment Act 1979* to alter the Gateway determination dated 3 September 2015 for PP_2015_SHOAL_007_00. The Alteration of the Gateway Determination is enclosed.

I understand that Council has requested that the Minister determine if Council is required to hold another public hearing on the subject sites. I acknowledge that Council has previously held public hearings on the reclassification of the subject sites in 2011 and 2013 in accordance with the *Local Government Act 1993* as part of the preparation of the Shoalhaven LEP 2014.

As the Minister's delegate, I consider that the conduct of a fresh public hearing on the reclassification of the subject land has merit to ensure that proper process is followed, particularly as the extinguishment of Council's interests in the sites will require the Governor's approval.

If you have any questions in relation to this matter, I have arranged for Mr George Curtis, Senior Planner, Southern Region to assist you. Mr Curtis can be contacted on 4224 9465.

Yours sincerely



31/8/16

Linda Davis
Acting Director Regions
Southern
Planning Services

Encl:
Alteration to Gateway Determination



Alteration of Gateway Determination

Planning proposal (Department Ref: no. PP_2015_SHOAL_007_00)

I, Linda Davis, the Acting Director Regions, Southern, Planning Services, at the Department of Planning and Environment as delegate of the Minister for Planning, have determined under section 56(7) of the *Environmental Planning and Assessment Act 1979* (the Act) to alter the Gateway determination dated 3 September 2015 for the proposed amendment to the Shoalhaven Local Environmental Plan 2014 as follows:

1. Change the description of the Planning Proposal

from "to extinguish Council's interests in land at Shoalhaven Heads, Coolangatta, St Georges Basin and part of land at Vincentia and to reclassify the remainder of the Vincentia land from "operational" to "community" land".

to "to reclassify land at Shoalhaven Heads, Coolangatta, St Georges Basin and part of land at Vincentia from "community" to "operational" with interests removed to enable the land to be sold or licensed".

2. Delete:

"condition 4. The timeframe for completing the LEP is to be **12 months** from the week following the date of the Gateway determination".

and replace with:

a new condition 4. "The timeframe for completing the LEP is to be **24 months** from the week following the date of the Gateway determination".

3. Add new:

"condition 5. The revised planning proposal is to be re-exhibited for a minimum of 14 days".

4. Add new:

"condition 6: Shoalhaven City Council is to conduct a public hearing on the reclassification of the subject sites in accordance with the requirements of section 29 of the *Local Government Act 1993*".

Dated 31st day of August 2016

Linda Davis
Acting Director Regions
Southern
Planning Services
Department of Planning and Environment

Delegate of the Minister for Planning