

Planning Proposal

Reclassification of 10 Dening Street, The Entrance

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ATTACHMENT 1 – Council Resolution

ATTACHMENT 2 – Reclassification Schedule

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ATTACHMENT 5 – Certificate of Title



Introduction

Under Part 2, Division 1 of the *Local Government Act 1993* (LG Act) all public land must be classified as either "community" or "operational" land.

The Short Street Car Park is known as 10 Dening Street, The Entrance which is comprised of 3 titles, including:

- Lot 10 DP 17376
- Lot 11 DP 17376
- Lot G DP 348221

The site was formerly classified as 'community' land however, Council resolved to reclassify this site to 'operational' land on 8 June 1994 (See Attachment 1). Due to an administrative error, only Lots 10 & 11 were included in the schedule (See Attachment 2) that was exhibited and hence the current classification has remained in place over Lot G. It is now proposed to correct that error through reclassification of Lot G.

Council acquired an interest in the land in fee simple for \$29,000 in 1974 for the purpose of a public car park. There no other interests in the land and no interests or rights being extinguished, and no trusts or covenants relevant to the land.

Council's interest in the land is being extinguished as the site has been identified as an 'Iconic Development Site' having potential to further advance The Entrance as a tourism hub. Any future development proposal will ensure that there is no net loss of car parking space available for the general public.

Part 1 Objectives or Intended Outcomes

The objective of this proposal is to amend the Wyong Local Environmental Plan (LEP) 2013 to reclassify Part Lot G DP 384221 at The Entrance from 'community' land to 'operational' land.

Part 2 Explanation of Provisions

The objective will be achieved by an amendment to Wyong LEP 2013, Schedule 4 Classification and Reclassification of public land, Part 1 – Land classified, or reclassified, as operational land-no interests changed, to include in the appropriate order the following:

- Column 1: The Entrance
- Column 2: Lot G DP 348221, 10 Dening Street

A plan showing the land subject to this planning proposal is contained in Attachment 3.

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Part 3 Justification

Section A – Need for the Planning Proposal

1. Is the Planning Proposal a result of any Strategic Study or report?

Yes. On 24 November 2010, Council resolved to identify this site as an Iconic Development Site where specific planning controls were to be developed to stimulate economic growth and employment opportunities. *The Entrance Town Centre Masterplan* (December, 2011) developed this concept further through a series of community forums which ultimately reinforced the role of the site as playing a critical role in the future redevelopment of The Entrance Town Centre. The development of this iconic site will support the retail functions of The Entrance Town Centre and will attract increased economic investment in the Town Centre which will in turn create employment opportunities and facilitate community and economic activity, particularly after business hours.

Council has subsequently reached agreement for the sale of the site contingent upon development consent for serviced apartments being granted. A thorough status check over the property has revealed the error of the subject site still being incorrectly classified as 'community' land and therefore council is seeking to remedy this in order for the sale to be finalised.

2. Is the planning proposal the best means of achieving the objectives or intended outcomes, or is there a better way?

Yes. A Planning Proposal is required to amend Schedule 4 of the Wyong LEP 2013 to enable the reclassification of the subject land. The reclassification of the subject site cannot be achieved by any mechanism other than a Planning Proposal.

Section B – Relationship to strategic planning framework

3. (a) Where a sub-regional strategy is in place:

(i) Is the planning proposal consistent with the objectives and actions contained within the applicable regional or sub-regional strategy (including the Sydney Metropolitan Strategy and exhibited draft strategies)?

The Planning Proposal is consistent with the objectives and actions contained in the Central Coast Regional Strategy (2006) and Central Coast Regional Action Plan (2012).

Central Coast Regional Plan (2012)

The Planning Proposal is consistent with the regional priorities identified in the Central Coast Regional Action Plan, developed by the NSW Government in December 2012. The reclassification of the subject site will enable its future development which will meet the following objectives:

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- Grow the economy of the Central Coast and provide sustainable employment;
- Partner with local stakeholders to encourage regional economic growth and employment;
- Support key regional industries and local businesses to grow;
- Revitalise Town Centres in the Wyong Shire to cater for expected population growth; and
- Deliver effective regional planning to cater for growth and encourage increased investment.

Central Coast Regional Strategy (2006)

This Planning Proposal addresses the following Actions identified within the Central Coast Regional Strategy, namely through the subsequent development of the site which is strategically located in The Entrance Town Centre:

- Action 4.4: the proposal will create additional housing opportunities within an 800m radius of The Entrance Town Centre;
- Action 4.18: the proposal will assist in addressing State Plan priority E5 'jobs closer to home';
- Action 4.26: the proposal will assist in the provision of new entertainment and cultural activities within The Entrance Town Centre, providing opportunities for activities based around the night economy;
- **Action 5.1:** the proposal will contribute to economic and employment growth and the principle of 'self-containment' on the Centre Coast;
- Action 5.3: the proposal will contribute to the employment capacity target of 9000 for Centres within the Wyong LGA;
- **Action 5.11:** the proposal will provide opportunities for new retail and commercial development within The Entrance Town Centre;
- Action 5.14: this proposal will assist Council to utilise its assets and investment to support our existing and proposed centres.

4. Is the planning proposal consistent with the local Council's Community Strategic Plan, or other local strategic plan?

Wyong Community Strategic Plan 2030

The Wyong Shire Community Strategic Plan (CSP) identifies what the Shire Strategic Vision is, how the Vision was created through the community, the importance of the community, Council, state and federal government working together to achieve the Shire's Vision, and how the Shire Strategic Vision integrates with Council's Asset Management Strategy and long-term Financial Strategy.

The CSP identifies 8 priority objectives, each supported by a range of actions.

1) Communities will be vibrant, caring and connected with a sense of belonging and pride in their neighbourhood.

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- 2) There will be ease of travel within the Shire and to other regional centres and cities. Travel will be available at all hours and will be safe, clean and affordable.
- 3) Communities will have access to a diverse range of affordable and coordinated facilities, programs and services
- 4) The community will be well educated, innovative and creative; people will attain full knowledge potential at all stage of life
- 5) Areas of natural value in public and private ownership will be enhanced and retained to a high level in the context of ongoing development.
- 6) There will be a sense of community ownership of the natural and built environment through direct public involvement with programs and services.
- 7) There will be a strong sustainable business sector and increased local employment built on the Central Coast's business strengths.
- 8) Information communication technology will be consistent with the world's best practice and adaptive to technological advances across all sectors.

The Planning Proposal is generally consistent with these principles as it seeks to provide additional permanent and short term accommodation within close proximity to The Entrance Town Centre, a key tourism destination on the NSW Central Coast. This will help stimulate the tourism economy and will also generate local employment opportunities.

Settlement Strategy 2013

Wyong Shire's *Settlement Strategy* was exhibited with draft Wyong LEP 2013 and came into force with the adoption of the LEP in December 2013. It looks at how Council can plan for the Shire's population growth and demographic change over the next 25 years and plans for employment opportunities, needed infrastructure and utilities, transport improvements and future land use.

The Settlement Strategy envisages that significant population growth will occur in the surrounding areas. While development of the subject land is not specifically mentioned in the Strategy, it is noted that the Settlement Strategy includes several considerations and objectives that are relevant to this proposal including:

- Protect and reinforce the existing hierarchy of commercial and retail centres;
- Higher density residential development to be located around the commercial core of Centres;
- Increase the provision of locally based jobs.

It is considered that this proposal meets the above objectives.

Economic Development Strategy 2014

Council adopted the Wyong Shire – Economic Development Strategy (EDS), in July 2014. The EDS guides sustainable economic development with Wyong Shire through to 2039. The Strategy states



that one of the main foundations to build a new stronger economy for Wyong Shire is through Town Centre Revitalisation.

This Planning Proposal will facilitate the growth and development of The Entrance Town Centre through development of a strategically located site that will potentially attract economic investment and activity within the Town Centre. It will encourage the revitalisation of the Town Centre through the development of underutilised land and broaden the range of business and commercial services available to support the retail functions of the Centre. This will increase economic activity and employment opportunities within The Entrance Town Centre and surrounding land. It is considered that this Planning Proposal meets with the objectives of Council's EDS.

5. Is the planning proposal consistent with applicable state environmental planning policies?

The Planning Proposal is considered consistent with all relevant State Environmental Planning Policies (SEPPs). The land is already zoned B2 Local Centre and any proposal to intensify the land use of the sites will be required to address any applicable SEPPs as part of a future Development Application.

6. Is the planning proposal consistent with applicable Ministerial Directions (s.117 directions)?

The proposal has been considered against the relevant Ministerial Section 117 Directions as outlined below. Pending the outcomes of consultation with relevant government agencies, it is considered that the proposal will either be consistent with these Directions, or any inconsistencies are of minor significance.

Number	Direction	Applicable	Consistent	
Employme	nt & Resources			
1.1	Business & Industrial Zones	Y	Y	
1.2	Rural Zones	N	N/A	
1.3	Mining, Petroleum Production and Extractive Industries	Ν	N/A	
1.4	Oyster Aquaculture	N	N/A	
1.5	Rural Lands	N	N/A	
Environme	nt & Heritage			
2.1	Environmental Protection Zones	N	N/A	
2.2	Coastal Protection	Y	Y	
2.3	Heritage Conservation	Ν	N/A	

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Number	Direction	Applicable	Consistent
2.4	Recreation Vehicle Areas	N	N/A
Housing, I	nfrastructure & Urban Development		
3.1	Residential Zones	Ν	N/A
3.2	Caravan Parks and Manufactured Home Estates	Ν	N/A
3.3	Home Occupations	N	N/A
3.4	Integrating Land Use & Transport	Y	Y
3.5	Development Near Licensed Aerodromes	N	N/A
3.6	Shooting Ranges	N	N/A
Hazard &	Risk		
4.1	Acid Sulfate Soils	Y	Y
4.2	Mine Subsidence and Unstable Land	N	N/A
4.3	Flood Prone Land	N	N/A
4.4	Planning for Bushfire Protection	N	N/A
Regional P	lanning		
5.1	Implementation of Regional Strategies	Y	Y
5.2	Sydney Drinking Water Catchments	N	N/A
5.3	Farmland of State and Regional Significance on the NSW Far North Coast	Ν	N/A
5.4	Commercial and Retail Development along the Pacific Highway, North Coast	Ν	N/A
5.8	Sydney Second Airport: Badgery's Creek	N	N/A
5.9	North West Rail Link Corridor Strategy	N	N/A
Local Plan	Making		
6.1	Approval and Referral Requirements	Y	Y
6.2	Reserving Land for Public Purposes	Y	Y
6.3	Site Specific Provisions	Y	Y
Metropoli	an Planning		
7.1	Implementation of the Metropolitan Strategy	N	N/a

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Relevant Direction are discussed in further detail below.

Direction 1.1: Business & Industrial Zones

Aims to encourage employment growth in suitable locations, protect employment land in business and industrial zones, and to support the viability of identified strategic corridors. Applies when a Planning Proposal affects land within an existing or proposed business or industrial zone.

The proposal does not change the zoning of any business or industrial zoned land, or the land uses permitted on such land. The proposal encourages employment growth on a strategically located site within The Entrance Town Centre. It is therefore considered the proposal is consistent with this Direction.

Direction 2.2: Coastal Protection

Aims to implement the principles in the NSW Coast Policy. Applies when a Planning Proposal applies to land in the coastal zone as defined in the *Coastal Protection Act 1979*.

The subject site is located within the Coastal zone. The proposal is consistent as it focuses retail and commercial development within the Town Centre and builds on the settlements existing structure. The Planning Proposal is considered consistent with the NSW Coastal Policy Objectives (e.g. *"to protect and conserve the coast for future generations"*).

It is therefore considered the proposal is consistent with this Direction.

Direction 3.4: Integrating Land Use & Transport

Aims to ensure that urban structures, building forms, land use locations, development designs, subdivision and street layouts achieve improving access to housing, jobs and services by walking, cycling and public transport; increasing choice of available transport and reducing transport on cars; reducing travel demand; supporting efficient and viable public transport services; and provide for efficient movement of freight.

The subject site is located within the Town Centre with access to public transport. The proposal will potentially increase business/retail choice and job opportunities, and provide tourism and residential facilities in The Entrance Town Centre, within close proximity to existing residential areas. The Town Centre is located on a shared path route; therefore, encouraging pedestrian and cycle access. It is therefore considered the proposal is consistent with this Direction.



Direction 4.1: Acid Sulphate Soils

Aims to avoid significant adverse environmental impacts from the use of land that has a probability of containing acid sulphate soils. Applies when a planning proposal applies to land having a probability of containing acid sulphate soils on the Acid Sulphate Soils Planning Maps.

This issue is addressed via an appropriate LEP Clause triggering compliance with the Acid Sulfate Soils Guidelines in the assessment of development proposals. These controls will not be altered by this Planning Proposal and this issue can be addressed during the development application assessment. It is therefore considered the proposal is consistent with this Direction.

Direction 5.1: Implementation of Regional Strategies

The objective of this direction is to ensure draft LEPs are consistent with regional strategies such as the Central Coast Regional Strategy (CCRS).

The proposal will encourage the development of a strategically located site within an existing Town Centre and is consistent with the CCRS. The development of the site will provide economic benefits for the region and local job opportunities.

It is considered the proposal is consistent with this Direction.

Direction 6.1: Approval and Referral Requirements

This direction aims to ensure that LEP provisions encourage the efficient and appropriate assessment of development.

The Planning Proposal does not seek to include provisions which require concurrence from other agencies. It is therefore considered the proposal is consistent with this Direction.

Direction 6.2: Reserving Land for Public Purposes

This direction aims to facilitate the provision of public services and facilities by reserving land for public purposes, and facilitate the removal of reservations of land for public purposes where land is no longer required for acquisition. Applies when the relevant planning authority prepares a planning proposal.

This proposal to reclassify the subject site from community land to operational land has not been requested by the Minister or another public authority.

Council is preparing this Planning Proposal to enable the ultimate development of the site which is strategically located within The Entrance Town Centre. The site currently provides public car parking.

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Council's DCP 2013 – Chapter 6.1 Key Sites requires that any development of the site must provide a net increase in public car parking.

It is therefore considered that the proposal is consistent with this Direction.

Direction 6.3: Site Specific Provisions

This direction aims to discourage unnecessarily restrictive site specific planning controls. Applies when the relevant planning authority prepares a Planning Proposal to allow particular development to be carried out.

The proposal applies an amendment to Schedule 4 within the WLEP 2013. There are no additional standards or requirements. It is therefore considered that the proposal is consistent with this Direction.

Section C – Environmental, Social and Economic Impact

7. Is there any likelihood that critical habitat or threatened species, populations or ecological communities, or their habitats, will be adversely affected as a result of the proposal?

No. The site is currently cleared and developed. There will be no ecological impacts created through this Planning Proposal.

8. Are there any other likely environmental effects as a result of the planning proposal and how are they proposed to be managed?

There will be no environmental effects created through this Planning Proposal. The site is cleared and developed.

9. Has the planning proposal adequately addressed any social and economic effects?

Social Impact & Amenity

The Planning Proposal provides an opportunity to further develop the underutilised site and integrate the various land uses within the Town Centre to improve the existing amenity and security/safety of the Centre, building on its identity and sense of place within the community.

The Planning Proposal is consistent with The Entrance Town Centre Masterplan which is premised on key opportunity sites within the Town Centre being developed in joint ventures and public private partnerships for new employment generating uses and new housing choice, which will provide public domain works or generate revenue for Council to be used to fund improvements to the public domain, community and recreation facilities.



The Planning Proposal will facilitate development of the site to increase community and economic activity, particularly after business hours, as well as providing increased housing choice. This has the potential to reduce antisocial behaviour through increased community presence and building community pride and social cohesion.

Economic Effects

The Planning Proposal will facilitate the development of the subject site which will encourage economic investment within the Town Centre and generate revenue for Council to use to fund improvements to the public domain. Development of this underutilised site for uses that support the retail functions of the Town Centre will maintain the role of the Centre, generate economic activity and employment, increase activity outside normal retail trading hours, meet demand for housing, improve accessibility and connections through the Town Centre, and generate revenue for investment in community infrastructure and the public domain.

Section D – State and Commonwealth Interests

10. Is there adequate public infrastructure for the planning proposal?

This Planning Proposal will not generate a need for additional public infrastructure. Being located within the Town Centre, the subject site is in close proximity to a wide range of community, education and health services and facilities.

11. What are the views of State and Commonwealth public authorities consulted in accordance with the gateway determination?

The Gateway Determination will outline the State and Commonwealth public authorities to be consulted.

Part 4 Mapping

Refer to Attachment 3 for a map of the subject site. There are no formal changes to the LEP maps required.

Part 5 Community Consultation

The Gateway Determination will outline the period for Community Consultation. It is recommended that the proposal be exhibited for a period of 28 days.

The planning proposal will be exhibited in accordance with the NSW Department of Planning & Environment's Practice Note (PN09-003) and the former Department of Urban Affairs and Planning's (DUAP) Best Practice Guidelines 1997.

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A public hearing is also required in accordance with Section 29 of the *Local Government Act 1993* and LEP practice note PN 09–003. A public notice of the hearing will be sent or published at least 21 days before the start of the public hearing.

The Planning Proposal will be made available on Council's website, and will be available for inspection at Council's Administration Building in Hely Street, Wyong.

Part 6 Project Timeline

Action	Period	Date	
Anticipated commencement date (date of Gateway Determination)	2 weeks	March 2015	
Anticipated timeframe for the completion of required technical information	4 weeks	Mar-Apr 2015	
Timeframe for government agency consultation (pre and post exhibition as required by Gateway determination)	6 weeks	Apr-June 2015	
Commencement and completion dates for public exhibition	6 weeks	June-Aug 2015	
Dates for public hearing (if required)	4 weeks	Aug 2015	
Timeframe for consideration of submissions	8 weeks	Aug-Sept 2015	
Timeframe for consideration of a proposal post exhibition	2 weeks	Sept 2015	
Date of submission to the Department to finalise LEP*	N/A	Oct 2015	
Anticipated date RPA will make the plan (if delegated)**	N/A	n/a	
Anticipated date RPA will forward to the Department for notification	N/A	Dec 2015	

* Period includes further Council consideration of proposal and submission preparation

** Period includes instrument drafting and Parliamentary Counsel Opinion

Attachment 1 – Council Resolution

ORDINARY MEETING

MINUTES OF THE ORDINARY MEETING OF COUNCIL JUNE 8 1994

REPORTS AND RECOMMENDATIONS OF THE GENERAL PURPOSES COMMITTEE

THE MAYOR, COUNCILLOR A J SHERIDAN STATED THAT HE INTENDED TO DEAL WITH THE REPORTS AND RECOMMENDATIONS OF THE GENERAL PURPOSES COMMITTEE BY THE EXCEPTION METHOD. REPORT G086 WAS WITHDRAWN FOR DISCUSSION AND REPORTS W018, W019, W020, W021 AND W022, WERE WITHDRAWN FOR CONSIDERATION IN CONFIDENTIAL SESSION ...

THE RECOMMENDATIONS IN THE BUSINESS PAPER IN RESPECT OF REPORTS G079, G080, G081, WERE ADOPTED BY RESOLUTION 119, BELOW. REPORT G086 WAS ADOPTED BY RESOLUTION 120 BELOW. REPORTS W018, W019, W020, W021 AND W022 WERE ADOPTED BY RESOLUTION 142 BELOW

REPORTS W023 AND W024 WERE ADOPTED BY THE EXTRAORDINARY MEETING OF COUNCIL WHICH WAS HELD ON WEDNESDAY MAY 25 1994.

119 RESOLVED that, subject to the exclusion of reports G086, W018, W019, W020, W021, W022, W023 and W024, the reports of the General Purposes Committee meeting held on May 25 1994 be received and the recommendations contained therein, adopted.

G086

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General Manager

Community Liaison Committee

120 RESOLVED

- That Council endorse the concept of the formation of a Community Liaison Committee and the proposed membership of one Councillor delegate and one Council staff delegate. 1
- That Councillor Russell be nominated for membership of the Community 2 Liaison Committee.
- That immediate representations be made to the Minister for Mines to have 3 the Warnervale Airport and associated lands, and the North Wyong Industrial Area removed from the exploration area and protected from the effects of any future mining activity.

COUNCILLOR EATON DECLARED A PECUNIARY INTEREST IN THAT PART OF THE REPORT AND RECOMMENDATION REFERRING TO THE NORTH WYONG INDUSTRIAL AREA. HE DID NOT PARTICIPATE IN THE DISCUSSION ON THIS REPORT AND DID NOT VOTE ON THE RECOMMENDATIONS.

This is page number 7 of the Minutes of the Ordinary Meeting of Wyong Shire Council, held in the Council Chamber, Wyong, on Wednesday June 8 1994. Dawa

le Ear Mayor

Minutes Confirmed: July 13 1994.

May 25 1994 To the General Purposes Commi	tee	WYO	NG SH		Director's Report rate and Community Services Department
G092 Classification of Council Lan	Doc. I d RECI		827	34 11N 1994	
A70/04000 PF:JEM				τ <u>τ</u> α β.Ο. τ τ(26 π/2 − 0	
	ACT	INFO	DEPT	FILE No.	
SUMMARY	(AWS	A70/04000	

In accordance with the Local Government Act 1993, Council proposed to classify as Operational Land certain public lands owned or controlled by Council. Public exhibition of the proposal is now complete.

COMMITTEE RECOMMENDATION

92 That Council, in accordance with the provisions of Section 34 of the Local Government Act 1993, classify as Operational Land the land described in the report to Council on March 30, 1994, and now attached to the file.

ORDINARY MEETING HELD ON JUNE 8 1994

119 RESOLVED that the report be received and the recommendation adopted.

The Local Government Act 1993 allows Council to classify its land holdings, either owned or controlled, as at July 1, 1993 as either Operational or Community Land by resolution before June 30, 1994. By operation of the Act, land is automatically classified as Community Land where Council has not resolved otherwise.

On March 30, 1994 Council proposed to classify as Operational Land the properties headed "Proposed Operational Classification", included in a Schedule attached to the report to that meeting and to the file.

Council's proposal to classify land as Operational was placed on public exhibition on April 7 1994, and the period in which submissions would be received expired on May 5, 1994. No comment, submission or objection has been received by Council.

It is now appropriate for Council to classify as operational those lands so designated in Council's resolution of March 30, 1994. The previous listing provided to Council is attached at the end of the business paper. SEE ATTACHED.

MINUTE No. 94 № 119		ALAN SELWAY For Notation and Attention Please
No Justin action an delete dhe censo n°	this re	General Manager. Jort. Plean & 9/3/94

ORDINARY MEETING

MINUTES OF THE

EXTRAORDINARY MEETING OF COUNCIL

HELD IN THE COUNCIL CHAMBER HELY STREET, WYONG NO WEDNESDAY MARCH 30 1994 AT 2.12 PM

PRESENT:

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Councillors A J Sheridan (Chairman), D J Eaton, F N Farrell MBE, F C J Keep, A L Irving, J M Millard, C B Russell, R E Stewart, S M Turner, and N E Wendon

IN ATTENDANCE

The General Manager. Director Corporate and Community Services. Director Strategic Planning, Director Health and Development, Director Staff Services, Director Engineering Services, Administration Officer, five members of the public, two members of the media and five members of the staff were also in attendance

C011

Disclosure of Pecuniary Interest C90/12000 KR8 KR8

The provisions of Chapter 14 of the Local Government Act 1993 regulate the way in which Counciliors and nominated staff of Council conduct themselves to ensure that there is no conflict between their private interests and their public trust.

The Act prescribes that where a member of Council (or a Committee of Council) has a direct or indirect financial (pecuniary) interest in a matter to be considered at a meeting of the Council (or Committee), that interest must be disclosed as soon as practicable after the start of the meeting.

As members are aware, the provisions of the Local Government Act restrict any member who has declared a pecuniary interest in any matter from participating in the discussions, or voting, on that matter.

46 RESOLVED that the report be received, and the fact that no pecuniary interest was declared be noted.

This is page number 1 of the Minutes of the Extraordinary Meeting of Wyong Shire Council held in the Council Chamber Wyong on Wednesday March 30 1994

Jawas General Manager

lan Mayor tres Confirmed; April 13 1994.

ORDINARY MEETING

EXTRAORDINARY MEETING OF COUNCIL MARCH 30 1994

REPORTS AND RECOMMENDATIONS OF THE GENERAL PURPOSES COMMITTEE

THE MAYOR. COUNCILLOR A J SHERIDAN REPORTED TWO ITEMS NOS. G053 AND G057 FROM THE GENERAL PURPOSES COMMITTEE MEETING WHICH WAS HELD ON MARCH 30 1994. COUNCIL DEALT WITH THE ITEMS INDIVIDUALLY.

G053

Porters Creek Bridge, Wyong (R60/21715) (TG:JEM)

SUMMARY

This report provides an update of negotiations with the Roads and Traffic Authority (RTA) in relation to major restoration work required for Porters Creek Bridge

47 RESOLVED

- 1 That Council staff undertake medium term repairs at an estimated cost of \$108,000 and continue monitoring the condition of the bridge with emergency maintenance being carried out as part of the regional road block grant.
- 2 That Council approach its Local Members to request an urgent deputation to the Minister to seek a long term solution.

G057

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Proposed Classification of Council Land

SUMMARY

The Local Government Act 1993 allows Council to classify certain parcels of its Public Land as either Operational or Community land by resolution before June 30 1994. The public lands listed in the attached schedule are proposed to be classified as Operational Land. Following public exhibition Council can confirm the assigned classification having regard to any comments received.

48 RESOLVED

1 That Council proposes a resolution to classify as Operational Land the properties included on the Schedule headed "Proposed Operational Classification" attached to this report.

This is page number 2 of the Minutes of the Extraordinary Meeting of Wyong Shire Council, held in the Council Chamber, Wyong, on Wednesday March 30 1994.

Danco General Manager

Mayor

Vinces Confirmed: April 13 1994.

ORDINARY MEETING

EXTRAORDINARY MEETING OF COUNCIL MARCH 30 1994

G057

Proposed Classification of Council Land (contd)

2 That Council adopt the classification table contained in this report as a guide to future classifications.

THERE BEING NO FURTHER BUSINESS. THE MEETING TERMINATED AT 2.15 PM

1. Tereslar. CONFIRMED

This is page number 3 and final page of the Minutes of the Extraordinary Meeting of Wyong Shire Council, held in the Council Chamber. Wyong, on Wednesday March 30 1994.

lan. Mayor tes Confirmed: April 13 1994.

Dai General Manager

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GENERAL PURPOSES COMMITTEE

WYONG SHIRE COUNCIL

March 30 1994 To the General Purposes Committee Director's Report Corporate and Community Services Department

G057

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Proposed Classification of Council Land

SUMMARY

The Local Government Act 1993 allows Council to classify certain parcels of its Public Land as either Operational or Community land by resolution before June 30 1994. The public lands listed in the attached schedule are proposed to be classified as Operational Land. Following public exhibition Council can confirm the assigned classification having regard to any comments received.

COMMITTEE RECOMMENDATION

- 57 1 That Council proposes a resolution to classify as Operational Land the properties included on the Schedule headed "Proposed Operational Classification" attached to this report.
 - 2 That Council adopt the classification table contained in this report as a guide to future classifications.

EXTRAORDINARY MEETING HELD ON MARCH 30 1994

48 RESOLVED

- 1 That Council proposes a resolution to classify as Operational Land the properties included on the Schedule headed "Proposed Operational Classification" attached to this report.
- 2 That Council adopt the classification table contained in this report as a guide to future classifications.

When the Local Government Act 1993 commenced on July 1 1993 Council owned or controlled 1715 properties requiring classification. The Act operated to automatically classify 1004 properties as Community Land. It is proposed to classify the remaining 711 properties as Operational Land

Background

The new Act requires classification of Council's Public Land, that is, land owned or controlled by Council, excluding roads and Crown Land.

The purpose of classification is to clearly identify land which should be kept for use by the general public (Community Land) and that which need not (Operational Land).

Under the Act certain types of land (Reserves, Trusts, Dedicated, Open Space and some Department of Planning land) were deemed to be classified as Community Land from commencement of the Act.

This is page number 31 of the reports and recommendations of the General Purposes Committee as submitted to the Extraordinary meeting of Wyong Shire Council, held in the Council Chamber on Wednesday March 30 1994 and the Ordinary meeting of Wyong Shire Council, held in the Council chamber, Wyong on Wednesday April 13 1994.

Dawson General Manager

Shen ala ... Mayor

GENERAL PURPOSES COMMITTEE

March 30 1994 To the General Purposes Committee Director's Report Corporate and Community Services Department

G057

Proposed Classification of Council Land (contd)

The remainder of Council's Public Land holdings at July 1 1993 can be classified at Council's discretion, subject to public exhibition and comment. Land not classified by June 30 1994 will become Community Land by default.

Effect Of Classification

Council is free to deal with Operational Land as it wishes. However, dealings in Community Land are subject to restriction. Community Land cannot be sold, there are time limits imposed on leasing, and the leasing process is cumbersome. Plans of Management (which must be in place by July 1 1996) must be developed to cover all Community Lands held by Council prior to the commencement of the Act.

The nature or use of Community Land must not be changed except in accordance with a Plan of Management. Should it be necessary to change the classification of Community Land, a public hearing will be required prior to the adoption of a Local Environmental Plan

The question of how classification might affect the value of Council's property portfolio has not yet been investigated. However, the inherent limitations in the land use options available under the Community Land classification would be expected to significantly limit land values in comparison to the much more flexible Operational classification.

Classification Strategy

It is proposed that all of the land now available for classification be classified as Operational Land, although, in some cases, the land may be later reclassified as Community Land. Considerable investigation is required to ensure that classifications are accurate. There will be a need in the future to rationalise some of the land which has already been automatically classified as Community Land.

As the process for the reclassification from Operational to Community is relatively straightforward there is some sense in initially classifying the land as Operational pending a review of the most appropriate long term classification. As mentioned above, the alternative process of reclassifying from Community to Operational is quite an involved procedure, requiring adoption of a Local Environmental Plan after a public hearing, and is therefore lengthy and expensive.

Land Types and Classification

The initial classification of Community Land by the Act is not a prescription for Community Land <u>types</u> beyond that first instance. Council is to decide what types of land uses apply to what classification, subject in every case to public exhibition and comment.

The Act suggests "public parks" as Community. The relevant Accounting Standard (AAS27) and Codes anticipate "infrastructure assets" comprising parking areas, urban drainage, flood mitigation works, foreshore protection works and park improvements together with others less relevant to land classification, as Community.

This is page number 32 of the reports and recommendations of the General Purposes Committee as submitted to the Extraordinary meeting of Wyong Shire Council, held in the Council Chamber on Wednesday March 30 1994 and the Ordinary meeting of Wyong Shire Council, held in the Council chamber, Wyong on Wednesday April 13

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GENERAL PURPOSES COMMITTEE

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Proposed Classification of Council Land (contd)

It can be, however, that the accounting treatment of expenditure will not dictate land classification. This might be where parking (normally Community) occurs as a temporary use of land which should properly be classified as Operational; in that event the formal Operational Classification would prevail.

Land used for water and sewerage services come under the provisions of the Water Authorities Act. They are therefore not proposed for classification.

The Schedule which follows, tabulates significant land use types and the proposed classifications along with explanatory comments.

Use	Classification	Comment
Parks	Community	Primarily Public Use/Benefit (Local Government Act)
Ovals	Community	Primarily Public Use/Benefit
Open Space - 7A Zone - Recreation - Bushland	Community	Conservation for Public Benefit Primarily Public Use/Benefit Primarily Public Use/Benefit
Wetland 7G Zone	Community	Conservation for Public Benefit
Drainage	Community	Infrastructure (AAS27)
Historical	Community	Conservation for public interest (AAS27)
Carparking - Permanent - Interim	Community Operational	Infrastructure (AAS27) Incidental to underlying use potential
Community Facilities	Operational	Functional Operations as required (AAS27)
All Others	Operational	Functional Operations as required eg. municipal purposes generally, civic centre, works depot, investment land, etc. (Local Government Act and AAS27)

CLASSIFICATION TABLE

This is page number 33 of the reports and recommendations of the General Purposes Committee as submitted to the Extraordinary meeting of Wyong Shire Council, held in the Council Chamber on Wednesday March 30 1994 and the Ordinary meeting of Wyong Shire Council, held in the Council chamber. Wyong on Wednesday April 13 1994.

140 Dai General Manager

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Proposed Classification of Council Land (contd)

The scheduled uses are proposed for adoption by Council, both for the properties now under consideration and for future acquisitions.

Interim Classification

The schedule of properties proposed for Classification as Operational Land contains properties which have indications of drainage or Conservation significance. Physical inspection and other investigation is required to accurately assess the nature and limits of appropriate classification.

The collection of an inventory of drainage assets has been commenced by the Engineering Services Department. It is programmed for completion in 1995 and should then permit appropriate reclassification of drainage land.

When a more detailed examination of the other properties including Conservation Land, as well as other specific uses takes place, it will be possible to clarify classifications in those cases, and where multiple zones or uses occur in the one parcel.

Presentation of Material

In light of the imminent implementation of a Geographical Information System, which can readily display Council's property holdings electronically, it has been decided to conserve resources by not producing a hard copy map display of the land to be classified

The property holdings are listed in the attached Schedule and have been dissected to identify those properties which are either owned or controlled. They are listed alphabetically by suburbs and in plan number order.

A set of maps recording all properties in Council's ownership is available for inspection.

Listing of Council Properties over 200m²

At its meeting on May 13 1992, Council resolved:

- "1. That a list be prepared showing details of all land owned by Council of an area of 200 square metres or greater, excluding lands currently used for roads, drainage, water and sewerage works or services.
- That Council adopt in principle the practice of valuing such land and that the initial listing and valuation be undertaken as staff time and finances permit."

This is page number 34 of the reports and recommendations of the General Purposes Committee as submitted to the Extraordinary meeting of Wyong Shire Council, held in the Council Chamber on Wednesday March 30 1994 and the Ordinary meeting of Wyong Shire Council, held in the Council chamber. Wyong on Wednesday April 13 1994

Dawco General Manager

8. f. Shen dan: Mayor

GENERAL PURPOSES COMMITTEE

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Proposed Classification of Council Land (contd)

A list showing all Council land with an area greater than 200 square metres is attached It is divided between Community and Proposed Operational Land. At this stage, the list contains references to land which should be excluded under resolution 1 above, and further investigation is needed before all land uses can be properly identified. The list has been prepared in plan number order.

This is page number 35 of the reports and recommendations of the General Purposes Committee as submitted to the Extraordinary meeting of Wyong Shire Council, held in the Council Chamber on Wednesday March 30 1994 and the Ordinary meeting of Wyong Shire Council, held in the Council chamber, Wyong on Wednesday April 13 1994.

Dawson General Manager

! Plenidan ; Mayor

Attachment 2 – Reclassification Schedule

WYONG SHIRE COUNCIL 190010 PROPOSED CLASSIFICATION OF LAND

When the new Local Government Act was introduced on July 1 1993 Council owned and controlled 1715 properties, of which, 1004 properties were automatically Classified

When the new Local Government Act was introduced on July 1 1993 Council owned and controlled 1715 properties, of which, 1004 properties were automatically classified under the new Act as Community Land. COUNCIL PROPOSES TO CLASSIFY THE PROPERTIES INCLUDED IN THE FOLLOWING SCHEDULE, being the remaining land, AS OPERATIONAL LAND. The purpose of Classification is to identify clearly, that land which should be kept for use by the general public, e.g. parks/ovals etc. (Community Land) and that land used in carrying out Council functions such as a works depot, etc. (Operational Land). Council can deal with Operational Land as it deems best. Community Land is subject to restrictions involving prohibition on sale, time limit on leasing and cumbersome processes for leasing. Plans of Management must be developed to cover all Community Lands. Before Council determines the Classification it will consider written public submissions. Plans showing the land in the Schedule are available for inspection at Council's Administration Building, Hely Street, Wyong.

A single submission is preferred for each individual property and should:

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 identify the property
 give reasons underlying the submission - provide name and postal address

Submissions should quote Reference A70/04000 and be addressed to the General Manager, PO Box 20, Wyong. Submissions close at 4.00pm, May 5 1994.

THESCHEDULE WYONG COUNCIL CONTROLLED

Deposited Plan	Number	Parcel	Number	Street Suburb	
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20 Properties Listed

THESCHEDULE WYONG COUNCIL OWNED

DP 25632 L 10 Primes Line ALBON DP 22243 L 316 Lakoga Ava BERKELY VALE DP 33813 L 1.0 Primes Line ALBON DP 223116 L 317 Soulin S1 BERKELY VALE DP 217364 L 0.0 Soulin S1 BERKELY VALE DP 255116 L 2 Soulin S1 BERKELY VALE DP 217364 L 0.0 Statesporte Ava BATKAU BAY DP 255116 L 2 Soulin S1 BERKELY VALE DP 217364 L 110 Statesporte Ava BATKAU BAY DP 250116 L 6 Soulin S1 BERKELY VALE DP 217364 L 10 Statesporte Ava BATKAU BAY DP 230116 L 6 Soulin S1 BERKELY VALE DP 217364 L 101 Statesporte Ava BATKAU BAY DP 230116 L 6	Deposite	ed Plan Number	Parcel	Number	Street	Suburb	Deposite	ed Plan Number	Parcel	Number	Street	Suburb
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	DP	222242	L	221	Platypus Rd	BERKELEY VALE	8					Continuea Overteaf

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THE ADVOCATE, Thursday, April 7, 1994 - 23

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	WYONG	COUN	CILOW	NED Continued from	Previents Page	DP PH	512109 OURIMBA	P	1 37	Old Maitland Rd Old Maitland Rd	KANGY ANGY KANGY ANGY
d F	Plan Number	Parcel	Number	Street	Suburb	DP DP	26179 31859	L	109 84	Donald Ave Hopetown Rd	KANWAL
	713835 MUNMORA	L P	84 90	Karangal Cres Elouera Ave	BUFF POINT BUFF POINT	DP	31859	L	85	Hopetown Rd	KANWAL
	25593	L	15	Sunset Pde	CHAIN VALLEY BAY	DP DP	31859 31859	L	86 87	Hopetown Rd Hopetown Rd	KANWAL KANWAL
	31322 31565	L L	77 147	Lakeshore Ave Lloyd Ave	CHAIN VALLEY BAY CHAIN VALLEY BAY	DP	31859	L	119	Hughes Ave	KANWAL
	31565	L	148	Lloyd Ave	CHAIN VALLEY BAY	DP DP	210229 791297	L	198 2	Phyllis Ave Wallarah Rd	KANWAL KANWAL
	201943 11824/Sec 1	L	23 94	Teragalin Dr Moala Pde	CHAIN VALLEY BAY CHARMHAVEN	DP	12998	L	26	Trelawney St	KILLARNEY V
	11824/Sec 2	L	13	Chelmsford Rd	CHARMHAVEN	DP DP	15169 15169	L	46 51	South St	KILLARNEY V
	11824/Sec 2 11824/Sec 2	L	14 20	Chelmsford Rd Merinda Ave	CHARMHAVEN CHARMHAVEN	DP	15169	L	52	Wyong Rd Wyong Rd	KILLARNEY V KILLARNEY V
	25586	L	189	Panorama Ave	CHARMHAVEN	DP DP	21986 27791	L	11 484	George Hely Cres Wyong Rd	KILLARNEY V
	27286 27286	L	22 83	Panorama Ave Charmhaven Ave	CHARMHAVEN CHARMHAVEN	DP	27791	L	485	Hume Blvd	KILLARNEY V KILLARNEY V
	221456	L	16	Chelmsford Rd	CHARMHAVEN	DP DP	27791 27791	L	486 487	Cunningham Rd Cunningham Rd	KILLARNEY V KILLARNEY V
	221456 221456	L	17 18	Chelmsford Rd Chelmsford Rd	CHARMHAVEN CHARMHAVEN	DP	27791	L	488	Macarthur St	KILLARNEY V
	221456 221456	L	19 20	Chelmsford Rd Chelmsford Rd	CHARMHAVEN CHARMHAVEN	DP DP	27791 27791	L	489 490	Macarthur St Macarthur St	KILLARNEY V KILLARNEY V
	221456	L	21	Chelmsford Rd	CHARMHAVEN	DP	27791	L	491	Farrar Rd	KILLARNEY V
	221456 579502	L	22 103	Chelmsford Rd Pacific Hwy East	CHARMHAVEN CHARMHAVEN	DP DP	27791 27791	L	492 493	Farrar Rd South St	KILLARNEY V KILLARNEY V
	613761	Ĺ	3	Moala Pde	CHARMHAVEN	DP	31660	L	893	Playford Rd	KILLARNEY V
	628201 628201	L. L	121 123	Pacific Hwy East Pacific Hwy East	CHARMHAVEN CHARMHAVEN	DP DP	31660 31660	L L	894 896	Mawson Rd Mawson Rd	KILLARNEY V KILLARNEY V
,	723309/Sec 2 806438	L	1 100	Moala Pde	CHARMHAVEN	DP	391661	E	ч	Wyong Rd	KILLARNEY V
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	27960	L	154	Aloha Dr	CHITTAWAY BAY	DP	579529	L	4	Warratta Rd	KILLARNEY V
	27960 27960	L L	155 156	Aloha Dr Aloha Dr	CHITTAWAY BAY CHITTAWAY BAY	DP DP	594515 628971	L	1 102	Brooke Ave Wyong Rd	KILLARNEY V KILLARNEY V
	27960	L	157	Aloha Dr	CHITTAWAY BAY	DP	732182	L	1 2	Wyong Rd	KILLARNEY V
	263470 627895	L	147 503	Lakedge Ave Wyong Rd	CHITTAWAY BAY CHITTAWAY BAY	DP DP	732182 738465	և և	2	Wyong Rd Warratta Rd	KILLARNEY V KILLARNEY V
	705573 802484	L	80 86	Chittaway Rd	CHITTAWAY BAY	DP DP	794053	L	21	Daniel Cl	KILLARNEY V
	802484 11039	L L	86 149	Aston Wilde Ave Geoffrey Rd	CHITTAWAY BAY CHITTAWAY POINT	DP DP	808830 25222	L	1 40	Wyong Rd Dudley St	KILLARNEY V LAKE HAVEN
	11039	Ĺ	150	Geoffrey Rd	CHITTAWAY POINT	DP	790339	L	147	Courigal St	LAKE HAVEN
	TUGRAH 531895	P L	65 1	Geoffrey Rd Scenic Dr	CHITTAWAY POINT COLONGRA	DP DP	790339 805711	L	148 147	Twin Lakes Dr Lake Haven Dr	LAKE HAVEN LAKE HAVEN
	785458	L	51	Kanangra Dr	CRANGAN BAY	DP	805711	L	148	Keswick Dr	LAKE HAVEN
、	215875	L	100	Denman St Pacific Hwy East	DOYALSON	DP DP	805711 812881	ե	149 809	Lake Haven Dr Christopher Cres	LAKE HAVEN LAKE HAVEN
	WALLARA 121880	L	127 1	Pacific Hwy East Old Chittaway Rd	DOYALSON FOUNTAINDALE	DP	25568	L	33	Boronia Rd	LAKE MUNM
	263464	Ĺ	2	Manns Rd	FOUNTAINDALE	DP DP	25568 219571	L L	66 153	Harding Ave Anita Ave	LAKE MUNM LAKE MUNM
	718008 737217	L. L.	1 17	Fountain Rd Pleasant Valley Rd	FOUNTAINDALE FOUNTAINDALE	DP	219571	L	154	Anita Ave	LAKE MUNM
	737217	L	18	Pleasant Valley Rd	FOUNTAINDALE	DP DP	608261 8164	L	1 36	Anita Ave Anzac Rd	LAKE MUNM LONG JETTY
	737217 737217	L L	19 20	Pleasant Valley Rd Jenny Lane	FOUNTAINDALE FOUNTAINDALE	DP	12442	L	32	Kitchener Pde	LONG JETTY
	786517 786517	L	7 8	Jenny Lane Jenny Lane	FOUNTAINDALE FOUNTAINDALE	DP DP	12442 12442	L	33 34	Kitchener Pde Kitchener Pde	LONG JETTY LONG JETTY
	729012	L	5	Wyong Rd	GLENNING VALLEY	DP	12442	L	36	Kitchener Pde	LONG JETTY
	729012	L	6	Wyong Rd	GLENNING VALLEY	DP DP	12442 12442	L I	38 40	Kitchener Pde Kitchener Pde	LONG JETTY LONG JETTY
	729013 729013	L L	7 8	Berkeley Rd Berkeley Rd	GLENNING VALLEY GLENNING VALLEY	DP	12442	. L	41	Kitchener Pde	LONG JETTY
	729013 729013	L	9 11	Berkeley Rd	GLENNING VALLEY	DP	12442 12442	L	42 43	Kitchener Pde Kitchener Pde	LONG JETTY LONG JETTY
	729013	L	12	Wyong Rd Wyong Rd	GLENNING VALLEY GLENNING VALLEY	DP	13225/Sec 1	L	2	Thompson St	LONG JETTY
	785142	L	31	Corona Lane	GLENNING VALLEY	DP DP	13225/Sec 1 13225/Sec 1	L	3 10	Thompson St Thompson St	LONG JETTY LONG JETTY
	13893 19028	L	338 21	Edith St Marks Rd	GOROKAN GOROKAN	DP	13225/Sec 1	L	11	Thompson St	LONG JETTY
	19028 19705	L	22 48	Marks Rd Mary St	GOROKAN GOROKAN	DP DP	13225/Sec 1 13225/Sec 1	L	12 21	Thompson St Thompson St	LONG JETTY LONG JETTY
	19705	L	49	Mary St	GOROKAN	DP	13225/Sec 1	L	44	Pacific St	LONG JETTY
	21467 21467	L	9 10	Mary St Mary St	GOROKAN GOROKAN	DP DP	20749 20749	L L	69 70	Gilbert St Gilbert St	LONG JETTY LONG JETTY
	21542	L	52	Dalnott Rd	GOROKAN	DP	20749	L	71	Gilbert St	LONG JETTY
	22137 22137	L	46 47	Taloma St Taloma St	GOROKAN GOROKAN	DP DP	20749 22323	L	72 49	Gilbert St McLachlan Ave	LONG JETTY LONG JETTY
	26073	Ĺ	57	Marks Rd	GOROKAN	DP DP	403459	L	2	Gallipoli Ave	LONG JETTY
	26286 26286	L	351 376	Malvina Pde Spring Valley Ave	GOROKAN GOROKAN	DP	405118 519032	L L'	1 150	Kitchener Rd Elsiemer St	LONG JETTY LONG JETTY
	26286	L	377	Spring Valley Ave	GOROKAN	DP	790598	L	2	McLachlan Ave	LONG JETTY
	26286 26286	L	378 407	Spring Valley Ave Avonlea Ave	GOROKAN GOROKAN	DP DP	30053 211856	L	14 96	Vales Rd Catherine St	MANNERING
	26286	L	412	Dudley St	GOROKAN	DP	227442	L	1	Rutleys Rd	MANNERING
	28738 29759	L L	51 99	Gascoigne Rd Vernon Ave	GOROKAN GOROKAN	DP DP	517534 229970	L	1	Rutleys Rd Cobbs Bd	MANNERING
	29759	· L	184 55	Dudley St Balmoral Dr	GOROKAN GOROKAN	DP	229970	L	2	Cobbs Rd Cobbs Rd	MARDI MARDI
	31970 31970	L L	56	Balmoral Dr	GOROKAN	DP DP	255531 258430	. L.	2 2	Cobbs Rd Gavenlock Bd	MARDI
	31970 31970	L	57 58	Balmoral Dr Balmoral Dr	GOROKAN GOROKAN	DP	310218	L L	2 21	Gavenlock Rd Mardi Rd	MARDI
	31970	L	60	Balmoral Dr	GOROKAN	DP DP	511747 551794	L	1	Cobbs Rd McPherson Rd	MARDI
	46773 218979	L	1 1	Brennon Rd Cornwall Ave	GOROKAN GOROKAN	DP	558085	L	12	McPherson Rd	MARDI
	597921	L	1	Balmoral Dr	GOROKAN	DP	602992 623289	L	100 100	Cobbs Rd Cobbs Rd	MARDI MARDI
	629596 778683	L	4 342	Dainott Rd Wallarah Rd	GOROKAN GOROKAN	DP	623289	L. L.	103	Cobbs Rd	MARDI
	786831	۲ ۲	192	Dudley St	GOROKAN	DP DP	755249 755249	L	34 39	Cobbs Rd Cobbs Rd	MARDI
	803809 814085	L	182 183	Marks Rd Marks Rd	GOROKAN GOROKAN	DP	755249	L	42	Cobbs Rd	MARDI
	24050	L	1220	Delia Ave	HALEKULANI	DP DP	755249 817815	L	85 1	Cobbs Rd McPherson Bd	MARDI
	24541 27493	L	3	Huene Ave Huene Ave	HALEKULANI HALEKULANI	DP	830415	L	233	McPherson Rd Green Cl	MARDI MARDI
	255821	L	3 13	Freeway	JILLIBY	PH PH	TUGRAH OURIMBA	р Р	17 41	Cobbs Rd Cobbs Rd	MARDI MARDI
(632305	L	401	Treelands Dr	JILLIBY	PH	OURIMBA	P	43	Cobbs Rd	MARDI
	755271 755271	L	59 68	Hue Hue Rd Hue Hue Rd	JILLIBY JILLIBY	PH	OURIMBA	P	92	Cobbs Rd	MARDI
	755271	L	153	Hue Hue Rd	JILLIBY	CR DP	CLD RD 758779/Sec 24	N L	5	Bungary Rd Bungary Rd	NORAH HEA NORAH HEA
	777922 788250	L	2 212	Hue Hue Rd Dickson Rd	JILLIBY JILLIBY	DP	24617	L	4C	Budgewoi Rd West	NORAVILLE
	788251 792003	L	222 7	Sandra St Sandra St	JILLIBY JILLIBY	DP	630420	L	252 84	Main Rd	NORAVILLE
	806729	L	1	Jilliby Rd	JILLIBY	DP DP	2245 2245	L	84 92	Dog Trap Rd Dog Trap Rd	OURIMBAH OURIMBAH
	822126 830153	, L	1 26	Hue Hue Rd Buttonderry Way	JILLIBY JILLIBY	DP	2245	L	93	Dog Trap Rd	OURIMBAH
	2877	L	26 34	Orchard Rd	KANGY ANGY	DP DP	2245 25355	L	94 7	Dog Trap Rd Yates Rd	OURIMBAH OURIMBAH
	2877	L	35 36	Orchard Rd Orchard Rd	KANGY ANGY	DP DP	25355	L	8 1	Yates Rd	OURIMBAH
	2877 2877	L	37	Orchard Rd Orchard Rd	KANGY ANGY KANGY ANGY	DP DP	31313 223327	L	1	Cambridge Cir Bangalore St	OURIMBAH OURIMBAH
	2877 2877	L	38	Orchard Rd	KANGY ANGY	DP DP	261815	L	10 11	Dog Trap Rd	OURIMBAH
		L	39	Orchard Rd	KANGY ANGY	a DP	261815	L	11	Dog Trap Rd	OURIMBAH

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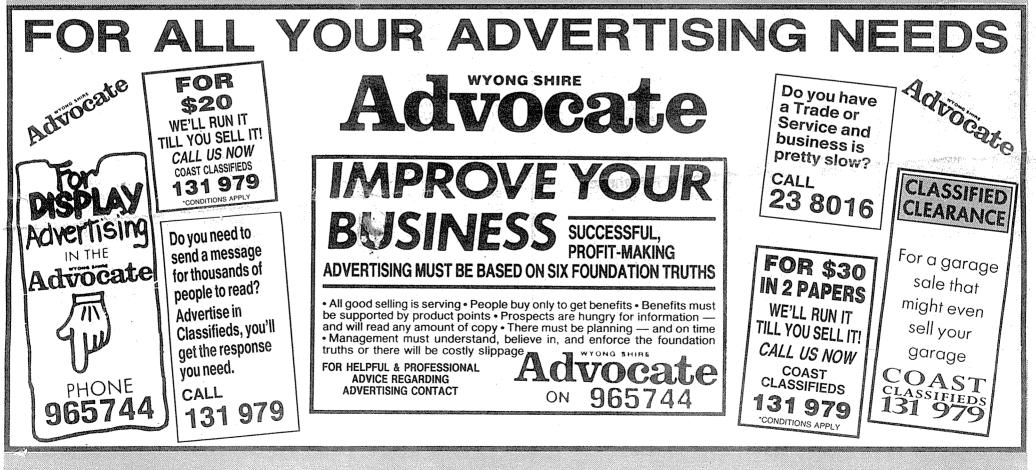
Denosite	d Plan Number	Parcel	Number	Street	Suburb	1	Denocito	I Plan Number	Dorool	Number	Ciraci	Culouda	
DP	227442	L		Rutleys Rdsdard Harris	MANNERING PARK		DP	411649	Parcel L	Number	Street Bent Stor and Anna A	Suburb THE ENTRANCE	
D	517534	L	1	Rutleys Rd	MANNERING PARK		DP DP	397291 397291	GRE L	8B 📖	Bent St	THE ENTRANCE	
DP DP	229970 229971	L	2 2	Cobbs Rd Cobbs Rd	MARDI		DP	562349	L	8B ~ 21	Jent St Bent St	THE ENTRANCE	
DP	255531	L	2	Cobbs Rd	MARDI		DP DP	579503	L	1	Bent St	THE ENTRANCE	
DP DP	258430 310218	L P	2 21	Gavenlock Rd Mardi Rd	MARDI MARDI		DP DP	579503 617637	L	2 61	Coral St Fairview Ave	THE ENTRANCE THE ENTRANCE	
DP	511747	L	1	Cobbs Rd	MARDI		DP	376323	L	В	The Entrance Rd East	THE ENTRANCE	
DP DP	551794 558085	L	1 12	McPherson Rd McPherson Rd	MARDI MARDI		DP DP	376323 620713	L	.В 21	The Entrance Rd East The Entrance Rd West	THE ENTRANCE THE ENTRANCE	
DP	602992	L	100	Cobbs Rd	MARDI		DP	626418	L	33	Copnor Ave	THE ENTRANCE	
DP	623289	L	100	Cobbs Rd	MARDI		DP	627949	L	701	The Entrance Rd West	THE ENTRANCE	
DP DP	623289 755249	· Ľ	103 34	Cobbs Rd Cobbs Rd	MARDI MARDI		DP DP	629540 629916	L	407 601	Copnor Ave The Entrance Rd West	THE ENTRANCE THE ENTRANCE	
DP	755249	L	39	Cobbs Rd	MARDI		DP	631996	L.	21	The Entrance Rd West	THEENTRANCE	
DP DP	755249 755249	L	42 85	Cobbs Rd Cobbs Rd	MARDI MARDI		DP DP	632150 633647	L	102 502	The Entrance Rd West The Entrance Rd West	THE ENTRANCE THE ENTRANCE	
DP	817815	L	1	McPherson Rd	MARDI		DP	700191	L	302	Copnor Ave	THE ENTRANCE	
DP	830415	L	233	Green Cl	MARDI		DP DP	701832	L	403	Copnor Ave	THE ENTRANCE	
PH PH	TUGRAH OURIMBA	P P	17 41	Cobbs Rd Cobbs Rd	MARDI MARDI		DP DP	701832 702574	L	406 432	Copnor Ave Copnor Ave	THE ENTRANCE	
PH	OURIMBA	Р	43	Cobbs Rd	MARDI		DP	717950	Ĺ	1	The Entrance Rd East	THE ENTRANCE	
PH CR	OURIMBA CLD RD	P N	92	Cobbs Rd Bungary Rd	MARDI NORAH HEAD		DP DP	748031 46745	L	1	Bent St Hargraves St	THE ENTRANCE	
	758779/Sec 24	L	- 5	Bungary Rd	NORAH HEAD		DP	40745	L	1	Hargraves St	THE ENTRANCE NORTH	
DP DP	24617	L	4C	Budgewoi Rd West	NORAVILLE		DP	9346	L	25	Moss Ave	TOUKLEY	
DP DP	630420 2245	L	252 84	Main Rd Dog Trap Rd	NORAVILLE OURIMBAH		DP DP	20107 20107	L	1 2	Main Rd Main Rd	TOUKLEY TOUKLEY	
DP	2245	L	92	Dog Trap Rd	OUIRMBAH		DP	20493	Ľ	34	Canton Beach Rd	TOUKLEY	
DP DP	2245 2245	L	93 94	Dog Trap Rd Dog Trap Rd	OURIMBAH OURIMBAH		DP DP	20493 20493	L	35 36	Canton Beach Rd Canton Beach Rd	TOUKLEY TOUKLEY	
DP	25355	L	7	Yates Rd	OURIMBAH		DP	20493 20493	Ĺ	58	Pearce Ave	TOUKLEY	
DP DP	25355 31313	L	8 1	Yates Rd Cambridge Cir	OURIMBAH OURIMBAH		DP	20493	L	76	Yaralla Rd	TOUKLEY	
DP	223327	Ľ	1	Bangalore St	OURIMBAH		DP DP	20493 20493	L	77 83	Yaralla Rd Yaralla Rd	TOUKLEY TOUKLEY	
DP	261815	L	10	Dog Trap Rd	OURIMBAH		DP	20493	L	84	Yaralla Rd	TOUKLEY	
DP DP	261815 261815	L	11 12	Dog Trap Rd Dog Trap Rd	OURIMBAH OURIMBAH		DP DP	21112 21112	L	29 30	Evans Rd Evans Rd	TOUKLEY	
DP	612071	L	3	Brownlee St	OURIMBAH		DP DP	21112	L	30 37	Evans Rd Hammond Rd	TOUKLEY TOUKLEY	
DP	612071	L	4	Brush Rd Bacific Huny West		1	DP	21112	L	85	Jones Ave	TOUKLEY	
DP DP	627344 787298	L	172 15	Pacific Hwy West Pacific Hwy West	OURIMBAH OURIMBAH		DP DP	21204 21204	L	62 70	Elden St Summerside St	TOUKLEY	
DP	787730	L	38	Alex Cl	OURIMBAH		DP	22986	L	3	Main Rd	TOUKLEY	· v'
DP DP	793613 793613	L	67 68	Red Cedar Cl Kauri Crt	OURIMBAH OURIMBAH		DP DP	23939 26247	L	25	Norman St	TOUKLEY	
DP	794320	L	98	Coachwood Dr	OURIMBAH		DP	26247	L	725 726	Palomar Pde Leonard Ave	TOUKLEY	
DP DP	794320 805294	L	101 85	Coachwood Dr Shirley St	OURIMBAH OURIMBAH		DP	26247	L	727	Leonard Ave	TOUKLEY	
DP	807701	L	85 84	Station Rd East	OURIMBAH		DP DP	31091 157191	L . O	19 ROAD	Beachcomber Pde Moss Ave	TOUKLEY TOUKLEY	
DP	, 808833	L	9	Penny Pl	OURIMBAH		DP	237410	L	1	Beachcomber Pde	TOUKLEY	
DP DP	814431 816277	L	2 24	Alex Cl Burns Rd	OURIMBAH OURIMBAH		DP DP	237410	L	2	Beachcomber Pde	TOUKLEY	
DP	816277	Ĺ	26	Edson Ave	OURIMBAH		DP	237410 247246	L	3 1	Beachcomber Pde Main Rd	TOUKLEY	
DP	826966	L	14	Baileys Rd	OURIMBAH		DP	247246	L	2	Main Rd	TOUKLEY	
DP DP	222560 739427	L	2 26	Palmdale Rd Palmdale Rd	PALMDALE PALMDALE		DP DP	247246 258589	L	3 9	Viewpoint Dr Hargraves St	TOUKLEY TOUKLEY	
DP	251953	L	14	Ravensdale Rd	RAVENSDALE		DP	258589	L	10	Hargraves St	TOUKLEY	
DP	251953	L	23	Ravensdale Rd	RAVENSDALE		DP	258589 258589	L	11 12	Hargraves St	TOUKLEY	
DP DP	28798 28798	L	42 91	Kallaroo Rd Kallaroo Rd	SAN REMO SAN REMO		DP	258589	L	13	Hargraves St Hargraves St	TOUKLEY TOUKLEY	,
DP	28798	L	103	Goorama Ave	SAN REMO		DP	258589	Ľ,	14	Hargraves St	TOUKLEY	
DP DP	28798 28798	L	122 146	Wyndora Ave Wyndora Ave	SAN REMO SAN REMO		DP DP	258589 258589	L	15 17	Hargraves St Hargraves St	TOUKLEY TOUKLEY	
DP	28798	L	140	Wyndora Ave	SAN REMO		DP	258589	L	18	Victoria Ave	TOUKLEY	
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DP	31339	L	270	Kullaroo Rd	SUMMERLAND POINT		DP	611907	L	382	Canton Beach Rd	TOUKLEY	
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DP DP	259579 4526/Sec 27	L	561 74	Wolseley Ave	TACOMA		DP	707301	L	11	Hargraves St	TOUKLEY	
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	DP	620891	L	102	Bryant Dr	TUGGERAH	DP	3136/Sec 7	L 1	Margaret St	WYONG
	DP DP	706640 717145	L	4 8	Anzac Rd Pacific Hwy West	TUGGERAH TUGGERAH	DP DP	3136/Sec 7 3136/Sec 7	L 1 L 2 L 3	Margaret St Margaret St	WYONG WYONG
	DP	776044	L	51	Anzac Rd	TUGGERAH	DP	3136/Sec 7	L 4	Margaret St	WYONG
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	DP	808801	L	371	Church Rd	TUGGERAH	DP	3136/Sec 9	L 17	Margaret St	WYONG
	DP	826699	L	11	Anzac Rd	TUGGERAH	DP	4526/Sec 33	L 1	Mcdonagh Rd	WYONG
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	DP DP	13019 13019	L	151 152	Warner Ave Warner Ave	TUGGERAWONG TUGGERAWONG	DP DP	5019 180788	L 48 L 1	Alison Rd Pacific Hwy West	WYONG WYONG
	DP	13109	Ľ	65	Tuggerawong Rd	TUGGERAWONG	DP	239617	L 3	Howarth St	WYONG
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	DP	573916	L	2	Cadonia Rd	TUGGERAWONG	DP	243037	L 22	Lucca Rd	WYONG
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	DP	28824	L	1	Wyong Rd Roberta St	TUMBI UMBI TUMBI UMBI	DP	516101	L 201	Hely St	WYONG
	DP DP	258460 594536	L	21 2	Watson Ave	TUMBI UMBI	DP	516101	L 202	Hely St	WYONG
	DP	610212	L	72	Wyong Rd	TUMBI UMBI	DP DP	521834 540073	L 321 L 3	Harvey St Howarth St	WYONG WYONG
	DP DP	610448 628984	L	62 51	Wyong Rd Wyong Rd	TUMBI UMBI TUMBI UMBI	DP	547012	L 1	Hope St	WYONG
	DP	734370	L	21	Wyong Rd	TUMBIUMBI	DP DP	574144 705966	L 112 L 4	Mcdonagh Rd Woodward Ave	WYONG WYONG
	DP	737055	L	121 4	Tumbi Rd Hansens Rd	TUMBI UMBI TUMBI UMBI	DP	705966	L 7	Woodward Ave	WYONG
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	DP	778320	L	27	Palm Valley Rd	TUMBI UMBI	DP	788246	L 51	Cape Rd	WYONG
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	DP	802518	Ē	92	Beckingham Rd	TUMBI UMBI	DP	801484	L 62	Margaret St	WYONG
	DP DP	808208 7527	L	21 54	Sherlock Lane Hakone Rd	TUMBI UMBI WARNERVALE	DP DP	801485 803178	L 72 L 82	Margaret St Margaret St	WYONG WYONG
	DP	7527	L	55	Hakone Rd	WARNERVALE	DP	208572	P 19	Yarramalong Rd	WYONG CREEK
	DP	9203	L	3	Warnervale Rd	WARNERVALE	DP	420408	L 1	Yarramalong Rd	WYONG CREEK
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Attachment 3 – Map



Wyong Shire Council ABN 47 054 613 735 DX 7306, PO Box 20, Wyong, NSW, Australia 2259 Ph: (02) 43 50 5555 Fax: (02) 4351 2098

Web: <u>www.wyong.nsw.gov.au</u> Email: wsc@wyong.nsw.gov.au



MAP EXTRACT Scale 1:1,000

Note: Data is not survey accurate. Scale is representation only.

Projection: Transverse Mercator Projected Co-Ordinate System: GDA_1994_MGA_Zone56 Geographic Co-Ordinate System: GCS_GDA_1994

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Disclaimer

Disclaimer Base Cadates is part of the Digital Cadastral Database supplied by the NSW Land and Property Information, (LPI), a division of the Department of Finance and Services. Any person whose legal rights may be affected or intends to act on any cadastral information shown on this plan should verify such information by consulting the LPI before so acting

Michael Whittaker General Manager

Attachment 4 – Evaluation criteria for the delegation of plan making functions

ATTACHMENT 4 – EVALUATION CRITERIA FOR THE DELEGATION OF PLAN MAKING FUNCTIONS

Checklist for the review of a request for delegation of plan making functions to councils

Local Government Area:Wyong Shire Council

Name of draft LEP: Wyong Shire Council Local Environmental Plan 2013

Address of Land (if applicable):10 Dening Street, The Entrance

Intent of draft LEP: Reclassification of land from 'community' to 'operational land'

Additional Supporting Points/Information: NA

Evaluation oritoria for the issuing of an	Council response		Department assessment	
Evaluation criteria for the issuing of an Authorisation		Not relevant	Agree	Not agree
(Note: where the matter is identified as relevant and the requirement has not been met, council is attach information to explain why the matter has not been addressed)				
Is the planning proposal consistent with the Standard Instrument Order, 2006?	Y			
Does the planning proposal contain an adequate explanation of the intent, objectives, and intended outcome of the proposed amendment?	Y			
Are appropriate maps included to identify the location of the site and the intent of the amendment?	Y			
Does the planning proposal contain details related to proposed consultation?	Y			
Is the planning proposal compatible with an endorsed regional or sub-regional planning strategy or a local strategy endorsed by the Director-General?		X		
Does the planning proposal adequately address any consistency with all relevant S117 Planning Directions?	Y			
Is the planning proposal consistent with all relevant State Environmental Planning Policies (SEPPs)?	Y			
Minor Mapping Error Amendments	Y/N			
Does the planning proposal seek to address a minor mapping error and contain all appropriate maps that clearly identify the error and the manner in which the error will be addressed?		X		
Heritage LEPs	Y/N			
Does the planning proposal seek to add or remove a local heritage item and is it supported by a strategy/study endorsed by the Heritage Office?		X		
Does the planning proposal include another form of endorsement or support from the Heritage Office if there is no supporting strategy/study?		X		
Does the planning proposal potentially impact on an item of State Heritage Significance and if so, have the views of the Heritage Office been obtained?		X		

Reclassifications	Y/N		
Is there an associated spot rezoning with the reclassification?	N		
If yes to the above, is the rezoning consistent with an endorsed Plan of Management (POM) or strategy?		X	
Is the planning proposal proposed to rectify an anomaly in a classification?	Y		
Will the planning proposal be consistent with an adopted POM or other strategy related to the site?	Y		
Will the draft LEP discharge any interests in public land under section 30 of the Local Government Act, 1993?	N		
If so, has council identified all interests; whether any rights or interests will be extinguished; any trusts and covenants relevant to the site; and, included a copy of the title with the planning proposal?	Y		
Has the council identified that it will exhibit the planning proposal in accordance with the department's Practice Note (PN 09-003) Classification and reclassification of public land through a local environmental plan and Best Practice Guideline for LEPs and Council Land?	Y		
Has council acknowledged in its planning proposal that a Public Hearing will be required and agreed to hold one as part of its documentation?	Y		
Spot Rezonings	Y/N		
Will the proposal result in a loss of development potential for the site (ie reduced FSR or building height) that is not supported by an endorsed strategy?		Х	
Is the rezoning intended to address an anomaly that has been identified following the conversion of a principal LEP into a Standard Instrument LEP format?		Х	
Will the planning proposal deal with a previously deferred matter in an existing LEP and if so, does it provide enough information to explain how the issue that lead to the deferral has been addressed?		Х	
If yes, does the planning proposal contain sufficient documented justification to enable the matter to proceed?		Х	

Does the planning proposal create an exception development standard?	to a mapped
Section 73A matters	
Does the proposed instrument	X
 a. correct an obvious error in the principal instru- of a misdescription, the inconsistent numberi a wrong cross-reference, a spelling error, a g mistake, the insertion of obviously missing we removal of obviously unnecessary words or a error?; 	ng of provisions, rammatical ords, the
b. address matters in the principal instrument the consequential, transitional, machinery or othe or	
c. deal with matters that do not warrant complia conditions precedent for the making of the in- because they will not have any significant ad the environment or adjoining land?	strument
(NOTE – the Minister (or Delegate) will need to under section 73(A(1)(c) of the Act in order for a category to proceed).	

NOTES

- Where a council responds 'yes' or can demonstrate that the matter is 'not relevant', in most cases, the planning proposal will routinely be delegated to council to finalise as a matter of local planning significance.
- Endorsed strategy means a regional strategy, sub-regional strategy, or any other local strategic planning document that is endorsed by the Director-General of the department.

Attachment 5 – Certificate of Title







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Information provided through Tri-Search an approved LPINSW Information Broker

LAND AND PROPERTY INFORMATION NEW SOUTH WALES - TITLE SEARCH



THE COUNCIL OF THE SHIRE OF WYONG

LOT G IN DEPOSITED PLAN 348221

(T P58105)

FIRST SCHEDULE

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AT THE ENTRANCE LOCAL GOVERNMENT AREA WYONG PARISH OF TUGGERAH COUNTY OF NORTHUMBERLAND TITLE DIAGRAM DP348221

LAND

VOL 5415 FOL 149 IS THE CURRENT CERTIFICATE OF TITLE

 SEARCH DATE
 TIME
 EDITION NO
 DATE

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 23/12/2014
 12:05 PM

SECOND SCHEDULE (2 NOTIFICATIONS)

- 1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)
- 2 LAND EXCLUDES THE ROAD(S) SHOWN IN CROWN PLAN 34090.1603 (LIMITED TO A DEPTH OF 20 METRES BELOW THE SURFACE)

NOTATIONS

UNREGISTERED DEALINGS: NIL

*** END OF SEARCH ***

Short St Car park PRINTED ON 23/12/2014 *ANY ENTRIES PRECEDED BY AN ASTERISK DO NOT APPEAR ON THE CURRENT EDITION OF THE CERTIFICATE OF TITLE. WARNING: THE INFORMATION APPEARING UNDER NOTATIONS HAS NOT BEEN FORMALLY RECORDED IN THE REGISTER.