



Mr Ken Gouldthorp  
Interim General Manager  
Newcastle City Council  
PO Box 489  
NEWCASTLE NSW 2300

Our ref: 13/ 10612

Attention: Patricia McCarthy

Dear Mr Gouldthorp

**Planning Proposal PP\_2013\_NEWCA\_001 – Gateway Determination alteration**

I refer to Council's request for a review of the Gateway Determination for Planning Proposal PP\_2013\_NEWCA\_001, which rezones land at 505 Minmi Road Fletcher, and subsequent discussions with Council staff on this matter.

In response to Council's concerns, I have determined as the delegate of the Minister in accordance with section 56(7) of the Environmental Planning and Assessment Act, 1979, to amend the Gateway Determination dated 22 February 2013 for PP\_2013\_NEWCA\_001.

The Gateway Determination is amended by removing the requirement to adopt clause 8.3 Development Control Plan. Condition No.1 now reads:

1. Prior to undertaking public exhibition, Council is to amend the planning proposal to identify the subject site as an Urban Release Area and adopt the department's model clauses 8.1- Arrangements for designated State public infrastructure, 8.2 - Public utility infrastructure, and 8.4 - Relationship between part and remainder of plan.

Council's position that the Development Control Plan requirements are unnecessary, due to the existence of the Newcastle DCP 2012, is supported in this instance. The site remains however an urban release area for the purposes of satisfactory arrangements for State infrastructure and the land is considered to be a greenfield site.

Should you have any questions in relation to this matter, please contact Mr Paul Maher of the Department's Newcastle Office on (02) 4904 2719.

Yours sincerely

  
Neil McGaffin  
Executive Director  
Rural & Regional Planning

26.7.13