



COPY

Mr Chris Stewart
Director Planning & Community Services
Goulburn Mulwaree Council
Locked Bag 22
GOULBURN NSW 2580

Our ref:
Your ref:
File: 12/17968

Dear Mr Stewart

Subject: Goulburn Mulwaree Planning Proposal - Marulan and Kingsdale Localities

I refer to your letter seeking advice on whether Council's continued assessment of the Medway component of the above planning proposal can proceed under the current Gateway determination.

I note Council's 6 May 2014 resolution concerning the planning proposal.

Council may at any time, in accordance with section 58(1) of the *Environmental Planning and Assessment Act 1997 (EP&A Act)*, vary its proposals as a consequence of its consideration of any submission or report during community consultation or for any other reason. If it does so, Council is required to forward a revised planning proposal to the Department (section 58(2)) which can accompany the Council's request to have the local environmental plan drafted. Further community consultation on a revised planning proposal is not required unless the Minister so directs in a revised determination (section 58(3)).

In light of section 58, Council is able to continue its assessment of the Medway component of the planning proposal under the current Gateway determination.

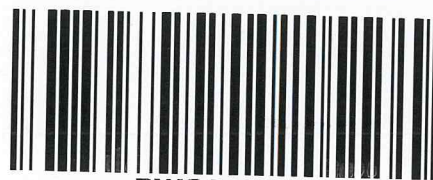
It is noted that a local environmental plan (LEP) is required to be finalised by 17 July 2014 under the terms of the current Gateway determination. It is recommended that Council consider requesting an extension of time to complete the LEP to ensure compliance with the Gateway determination.

If you require any further assistance with this matter please contact Mr George Curtis, Senior Planner, Southern Region on telephone 4224 9465.

Yours sincerely,

 28/05/2014
Mark Parker
Local Planning Manager
Southern Region

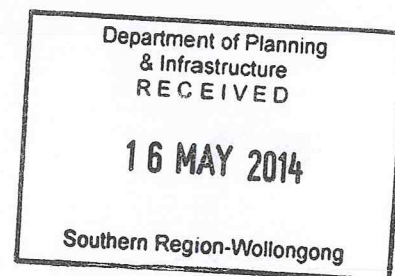
Contact: Planning & Community Services



PWG001920

14 May 2014

George Curtis
Department of Planning & Infrastructure
PO Box 5475
WOLLONGONG NSW 2520



Dear Mr Curtis

Subject: Draft Local Environmental Plan 2009 (Amendment No. 6)

I refer to the above matter which was granted Gateway Determination on 10 January 2013 to reduce the minimum lot size for certain land at Marulan and Kingsdale and amend the Terrestrial Biodiversity Map.

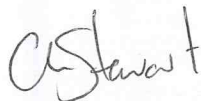
Following exhibition of the Draft LEP Amendment a report was presented to Council at its meeting held 6 May 2014. At that meeting, Council resolved:

- A. *The Medway planning proposal be deferred until Council has the benefit of the additional assessment information referred to in this report*
- B. *The Kingsdale planning proposal and submissions requesting a reduction in the minimum lot size for the additional sites in Kingsdale and Wingello / Tallong be considered when Council has the opportunity to prepare a Council wide settlement strategy to be undertaken in association with a comprehensive review the current LEP.*

In light of the above resolution, Council seeks the Department's direction with respect to the Medway Planning Proposal. In particular, it would be appreciated if the Department could indicate whether Council's continued assessment can proceed under the current LEP Amendment/Gateway Determination.

Should you wish to discuss the above, please contact me on (02) 4823 4480.

Yours faithfully



Chris Stewart
Director Planning & Community Services