

Hurstville Council - Update Schedule 5, Heritage in Hurstville LEP 2012.

Proposal Title : Hurstville Council - Update Schedule 5, Heritage in Hurstville LEP 2012.

Proposal Summary : The Council has prepared a Planning Proposal to amend Schedule 5 - Environmental Heritage and the Heritage Maps of Hurstville Local Environmental Plan 2012. Council has proposed:

1. to include 32 new heritage items; and
2. to remove 2 existing items.

PP Number : PP_2013_HURST_001_00 Dop File No : 13/08046-2

Planning Team Recommendation

Preparation of the planning proposal supported at this stage : **Recommended with Conditions**

S.117 directions : **1.1 Business and Industrial Zones**
2.3 Heritage Conservation
3.1 Residential Zones
4.1 Acid Sulfate Soils
4.4 Planning for Bushfire Protection
7.1 Implementation of the Metropolitan Plan for Sydney 2036

Additional Information : It is recommended that the planning proposal proceed subject to the following conditions:

1. The planning proposal is exhibited for 28 days.
2. The planning proposal is completed in 9 months time.
3. Council purposes to progress the planning proposal under delegation. This matter is considered to be of local significance and the use of Council's delegation is supported.
4. Consultation is required with the owners of the final list of nominated properties.
5. Consultation is required with the following public authorities under section 56(2)(d) of the EP&A Act 1979:
 - Office of Environment and Heritage.
6. The planning proposal is consistent with all relevant s117 Directions and no further consideration of s117 Directions is required.
7. No further studies are required.

Supporting Reasons : The proposal should be allowed to proceed as it:

- corrects anomalies on the heritage list of the Hurstville LEP 2012; and
- updates information on new heritage items under Hurstville LEP 2012.

Panel Recommendation

Recommendation Date : 31-May-2013

Gateway Recommendation : **Passed with Conditions**

Panel Recommendation : The planning proposal should proceed subject to the following conditions:

1. Council is to ensure that the owners of the properties affected by the proposed heritage amendments are consulted with directly as part of the public exhibition of this planning proposal.
2. Community consultation is required under sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") as follows:

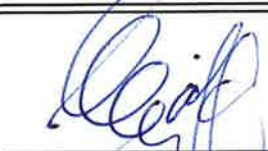
(a) the planning proposal must be made publicly available for a minimum of 28 days; and
(b) the relevant planning authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 5.5.2 of A Guide to Preparing LEPs (Department of Planning & Infrastructure 2013).

3. Consultation is required with the Office of Environment and Heritage (OEH) under section 56(2)(d) of the EP&A Act. OEH is to be provided with a copy of the planning proposal and any relevant supporting material, and given at least 21 days to comment on the proposal.

4. A public hearing is not required to be held into the matter by any person or body under section 56(2)(e) of the EP&A Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).

5. The timeframe for completing the LEP is to be 9 months from the week following the date of the Gateway determination.

Signature:



Printed Name:

Neil McGaffin

Date:

5.6.13