

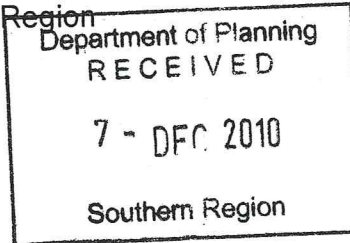


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COUNCIL REFERENCE: 1787E & 26448E (D10/277766)
CONTACT PERSON: Susan Edwards
YOUR REF: 10/12858

2 December 2010

Department of Planning - Southern Region
PO Box 5475
WOLLONGONG NSW 2520



Attention: Brett Whitworth

Dear Brett

**Request Extension – Gateway Process - Planning Proposals
Draft LEP Nos. LP 225 & LP 338
Ross Avenue & Seaspray Street, Narrawallee**

I refer to your letter dated 30 June 2010, granting permission to convert the Draft LEP's LP No. 338 Ross Avenue Narrawallee & LP No. 225 Seaspray Street Narrawallee, to a Planning Proposal and to be finalised within six months of the date of the letter. Due to the need for Council to reformat the previously exhibited Deed of Agreement into a Voluntary Planning Agreement (VPA) the deadline of 1 January 2011, is unlikely to be achievable and therefore an extension of time is now requested from the Department.

The reason the timeframes for completion could not be met is that the related Deed of Agreement is considered to be no longer the appropriate approach, based on legal advice and due to legislative changes. Council therefore, on 16 November 2010, resolved to turn the Deed of Agreement into a VPA to be placed on public exhibition. The VPA is envisaged to be exhibited for a period of 28 days in January/February 2011. Please note that Council has also resolved to adopt the draft LEP's subject to the preparation, exhibition and adoption of the VPA.

It is thus formally requested that the Department give favourable consideration to extending the deadline for completion of the draft LEP's, until at least 30 June 2011.

It would be appreciated if Council could be kept informed of the progress of this matter. Should you require further information, please contact Susan Edwards, Strategic Planning & Infrastructure Group on (02) 4429 3553. Please quote Council's reference 1787E & 26448E in any correspondence.

Yours faithfully

Gordon Clark
Strategy Planning Manager