



qB158214

10/22849

Department Generated Correspondence (Y)

DEPARTMENT OF PLANNING*Plan Making and Urban Renewal*

For decision

REQUEST TO EXTEND PLANNING PROPOSAL COMPLETION TIMEFRAME**PURPOSE**

- To extend the timeframe for completing a planning proposal (PP) for various minor housekeeping amendments to Muswellbrook Local Environmental Plan 2009.

RECOMMENDATION

- That the Deputy Director General (as delegate of the Minister) under s.56(7) of the *EP&A Act 1979*:
 - alter** the Gateway determination by extending the LEP completion date by a further four months; and
 - sign** the attached letter, if approved.

CURRENT POSITION

- Muswellbrook Shire Council has requested that the Department extend the completion timeframe for the PP because it is unable to meet the Gateway 3 month completion deadline (Mid Nov 2010). Council's email request for an extension is tagged A.
- Council advises that it has been unable to meet the completion deadline because staff have resigned and it has only limited resources. The exhibition of the PP was also delayed because Council did not have the GIS resources to prepare the additional maps to comply with the Gateway requirement to rezone all unzoned roads to the adjoining zone.
- Council advises that the LEP maps have now been prepared and the public exhibition period ends on 26 November 2010.
- Council should now be able to complete this planning proposal as it has employed a strategic planner and the GIS officer has returned from maternity leave.
- The Regional Team supports Council's request to extend the PP deadline. While Council has nominated a 3 month timeframe, it is recommended that it be extended for four months to provide adequate time for the LEP to be finalised/made, while also safeguarding against delays associated with drafting and the approaching Parliamentary Counsel Christmas shutdown.

BACKGROUND

- The PP was originally given a three month completion timeframe, requiring 21 day agency consultation and two weeks for community consultation. A copy of the Gateway determination is tagged B.

Regional Director
Hunter & Central Coast

20/11/10

Executive Director
Planning OperationsContact Officer: Trent Wink
Newcastle Planning Team
Phone: (02) 4904 2716Deputy Director General
Plan Making & Urban Renewal
As delegate of the Minister

25/11/10



Planning

Mr Steve McDonald
General Manager
Muswellbrook Shire Council
P.O Box 122
MUSWELLBROOK NSW 2333

10/22849

Dear Mr McDonald

Planning Proposal: Housekeeping Amendments to Muswellbrook Local Environmental Plan 2009 (PP_2010_MUSWE_002_00)

I refer to Council's email received on 12 November 2010 requesting an extension of the time to complete the above planning proposal.

I have determined, as delegate of the Minister, under section 56(7) of the *Environmental Planning and Assessment Act 1979* to amend the Gateway Determination by extending the time for the completion of the planning proposal by four months. The planning proposal shall now be completed by 14 March 2011.

Council's request for the Department to draft and finalise the LEP should be made as soon as possible.

Should you have any further enquiries about this matter, please contact Mr Trent Wink of the Department's Newcastle Office on (02) 4904 2716.

Yours sincerely

25/11/10

Tom Gellibrand
Deputy Director General
Plan Making & Urban Renewal
(as delegate of the Minister)