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Resolved Items Action Statement

Action is required for the following item as per the Council Resolution.

NOTICE OF COUNCIL RESOLUTION

COUNCIL MEETING – 24/03/2015

TITLE **PLANNING PROPOSAL 70/2014 REPORT S55 LOT C DP433631, LOT X DP366932, LOT 2 DP349187, LOT C DP347823, LOT B DP347709, LOT 8B DP412722 & LOT 3 DP829025 PAINTERS LANE TERRIGAL, APPLICANT: SJH PLANNING & DESIGN (IR 19833907)**

Department: Governance & Planning
Service Unit: Development & Compliance

The following item is defined as a planning matter pursuant to the Local Government Act, 1993 & Environmental Planning & Assessment Act, 1979

Councillor Ward declared his less than significant non-pecuniary interest in relation to this item, under Chapter 14 of the Local Government Act 1993, as he has known the owner for some time however considered he was capable of making an impartial decision in respect to this matter.

Councillor Burke declared his less than significant non-pecuniary interest in relation to this item, under Chapter 14 of the Local Government Act 1993, as he has known the owner for some time however considered he was capable of making an impartial decision in respect to this matter.

MOVED (Burke/Bowles) that:

- A *Council initiate the Local Environmental Plan 'Gateway' process pursuant to Section 55 Environmental Planning and Assessment Act by endorsing the preparation of a Planning Proposal as outlined in this report to enable Lot C DP 433631, Lot X DP 366932, Lot 2 DP 349187, Lot C DP 347823, Lot B DP 347709, Lot 8B DP 412722 & Lot 3 DP 829025 Painters Lane, Terrigal to be used for dual occupancy, multi dwelling housing and residential flat buildings.***
- B *Council notify the Department of Planning & Environment of Council's resolution requesting a 'Gateway' determination pursuant to Section 56(1) Environmental Planning and Assessment Act and forward the Planning Proposal and all necessary documentation according to their requirements and this report.***
- C *After public exhibition of the Planning Proposal, should the Minister for Planning***

support it, if no submissions objecting to the Planning Proposal are received, the Planning Proposal is to be processed in order to make the plan.

- D The applicant be advised of Council's resolution.***
- E Council seeks delegations from the Department of Planning & Environment for this Planning Proposal.***
 - 1 Upon Council receipt of the Department of Planning & Infrastructure's intention to issue delegation, Council will submit to the Department of Planning & Infrastructure a "Written Authorisation to Exercise Delegation" for the same***
 - 2 Any delegation to Council is to be delegated to the Chief Executive Officer - Paul Anderson, per s381 of the Local Government Act 1993, who will complete the "Authorisation" on behalf of Council and submit to the Department of Planning & Infrastructure.***

On being put to the meeting the MOTION WAS CARRIED with the following votes being recorded:

For the Motion: Councillors McKinna, Macfadyen, Bowles, Burke, Doyle, Morris, Scott, Strickson and Ward.

RESOLVED that:

- A Council initiate the Local Environmental Plan 'Gateway' process pursuant to Section 55 Environmental Planning and Assessment Act by endorsing the preparation of a Planning Proposal as outlined in this report to enable Lot C DP 433631, Lot X DP 366932, Lot 2 DP 349187, Lot C DP 347823, Lot B DP 347709, Lot 8B DP 412722 & Lot 3 DP 829025 Painters Lane, Terrigal to be used for dual occupancy, multi dwelling housing and residential flat buildings.***
- B Council notify the Department of Planning & Environment of Council's resolution requesting a 'Gateway' determination pursuant to Section 56(1) Environmental Planning and Assessment Act and forward the Planning Proposal and all necessary documentation according to their requirements and this report.***
- C After public exhibition of the Planning Proposal, should the Minister for Planning support it, if no submissions objecting to the Planning Proposal are received, the Planning Proposal is to be processed in order to make the plan.***
- D The applicant be advised of Council's resolution.***
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complete the "Authorisation" on behalf of Council and submit to the Department of Planning & Infrastructure.