



City Administrative Centre

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Address all correspondence to

The General Manager, PO Box 42, Nowra NSW Australia 2541

COUNCIL REFERENCE: 32740E (D12/294766)
CONTACT PERSON: Jessica Rippon
YOUR REF: 10/24696; 10/02079

5 December 2012

Brett Whitworth – Regional Director
Department of Planning & Infrastructure - Southern Region
PO Box 5475
WOLLONGONG NSW 2520

Attention: Lisa Kennedy

Dear Brett & Lisa



PWG001279

**Draft Shoalhaven Local Environmental Plan 1985
LP No. 384 Goodland Rd, Woollamia**

I refer to the Department's letter of 24 December, 2010, providing a Gateway Determination under section 56 of the *Environmental Planning and Assessment Act 1979* for the draft Shoalhaven Local Environmental Plan 1985 LP No. 384 Goodland Road, Woollamia. This letter provided a completion date of 31 December, 2011, for the finalisation of the draft LEP.

Council has worked consistently to try to complete this planning proposal within the required timeframe. However, as you would be aware Council has experienced significant delays resulting from the inability of the landowners to reach an agreement on the rezoning options.

Progress has been made on preparing the Planning Proposal for exhibition with the completion of a draft Voluntary Planning Agreement and Landowners Agreement.

On 31 July 2012 the following was resolved:

- a) Council notes the proposed Land Owner Agreement (Attachment 'C') and adopts the draft Voluntary Planning Agreement (VPA) (Attachment 'A') and Explanatory Note (Attachment 'B') for exhibition in accordance with Section 93 G (1) of the *Environmental Planning and Assessment Act 1979*;
- b) Council exhibits the draft VPA and Explanatory Note concurrently with the Goodland Road Planning Proposal in accordance with Clause 25D of the *Environmental Planning and Assessment Regulation* to enable landowner and community feedback prior to finalisation; and
- c) The matter be reported back to Council after the public exhibition period.

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Now that we have a firm Council resolution to move forward, coupled with landowner agreement, Council is dedicated to ensuring the completion of this project. All exhibition material has now been prepared and Council is seeking approval from the Director General to exhibit the Planning Proposal.

Given that the Gateway requirement was for a completion date of December 31 2012, it is unlikely that Council will be able to meet this date. Council seeks an extension of 12 months for the Gateway Determination to allow for the exhibition and finalisation of the plan to occur. Given that this rezoning has had such a long and protracted history and Council has finally been able to obtain landowners agreement, it is essential that Council obtains an extension of time to allow for the process to be completed. Terminating the matter now would leave this longstanding matter unresolved and also waste the funding and resources that have been expended to date.

We look forward to your favourable consideration of this request for an extension of time.

If you need further information about this matter, please contact Jessica Rippon, Strategic Planning & Infrastructure Group on (02) 4429 3228. Please quote Council's reference 32740E (D12/294766) in any correspondence.

Yours faithfully

A handwritten signature in blue ink, appearing to read 'G. Clark'.

Gordon Clark
Acting Director, Strategic Planning & Infrastructure