

10.2.1 Local Environmental Plan 2013 Planning Proposal

No. 16 - LEP 2013 & Subdivision Boundary Anomalies at Bonville Parkway, Fairway Drive & Rangoon Avenue, Shell Cove (10462925)

RESOLVED: Murray/Boyle

1. Council prepare a Planning Proposal (No. 16) to amend Shellharbour Local Environmental Plan 2013 to incorporate the proposed zoning and planning controls in Attachments 2 and 3.
2. The Council authorise the General Manager to submit the Planning Proposal (Draft Shellharbour Local Environmental Plan 2013 Planning Proposal No 16) to the NSW Department of Planning & Environment in accordance with section 56 of the *Environmental Planning & Assessment Act 1979* for review and gateway determination.
3. The Council delegate to the General Manager authority to make minor mapping and Local Environmental Plan instrument changes to Draft Shellharbour Local Environmental Plan 2013 Planning Proposal No. 16 if and as required by the NSW Department of Planning & Environment's LEP Review Panel and gateway determination.
4. That Council as part of its gateway submission apply to the Department of Planning and Environment to use its plan making related delegations including to make or not make the plan under section 59 of the *Environmental Planning and Assessment Act*, after any consultation on the draft plan.
5. That Council as part of its gateway submission apply to the Department of Planning and Environment to request consultation requirements for the Rangoon Avenue and Bonville Parkway aspects of the planning proposal be separated.
6. The Draft Shellharbour Local Environmental Plan 2013 Planning Proposal No 16 be subject to consultation in accordance with the gateway determination.
7. If submission(s) objecting result from consultation on Planning Proposal 16 or there are substantial post consultation changes proposed for other reason(s), a report be submitted to Council detailing consultation outcomes for final consideration and with further recommendations regarding adoption.

If there are no submission(s) objecting received as a result of consultation on Planning Proposal 16, or no substantial post consultation changes proposed for other reason(s), Council delegate authority to the General Manager the authority to finalise Planning Proposal 16 and amend Local Environmental Plan 2013.

CARRIED UNANIMOUSLY