



Goulburn Mulwaree Council
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28 August, 2019

Contact: Kate Wooll
Reference: REZ_0005_1819

Director General
NSW Department of Planning Industry & Environment
PO Box 5475
WOLLONGONG NSW 2520

Attention: George Curtis

Dear Sir/Madam,

**REQUEST FOR GATEWAY DETERMINATION FOR PLANNING PROPOSAL (GMC
Ref: REZ_0005_1819) – PLANNING PROPOSAL TO REZONE 59-61 HOVELL STREET
GOULBURN & UPDATE SCHEDULE 4 OF GM LEP 2009**

Goulburn Mulwaree Council resolved at its meeting held on the 20th November 2018 that:

RESOLUTION 2018/556

That Council commence a public consultation process and public hearing process to re-categorise 59-61 Hovell Street (Lot 8 DP 832816) as Operational Land and subsequently rezone the land to R1 Residential.

And

RESOLUTION 2018/559

That Council commence a public consultation process and public hearing process to re-categorise 20 Hercules Street Goulburn (Lot 2 Section 9 DP979849) as Operational Land.

The property then be sold by way of public auction and the sale proceeds of this property be held in a Community Facilities Capital Reserve Account for the redevelopment of the Goulburn Aquatic Centre.

Number 59-61 Hovell Street being Lot 8 DP 832816, (to be referred hereon as the Hovell Street site) is currently owned by Council and is vacant. The reason to re-classify and rezone the site is that the subject land is not identified as having any strategic or operational benefit for Council and the community. An operational classification enables the land to be sold. The land is currently classified as community land under the *Local Government Act 1993*.

Number 20 Hercules Street being Lot 2 Section 9 DP979849 (to be referred hereon as the Hercules Street site) is currently vacant land which is fenced within a private landholding. No rezoning is proposed for this site due to its relatively small size and location within a rural residential area. This Planning Proposal is seeking to add the reclassification of this site to Schedule 4 of *Goulburn Mulwaree Local Environmental Plan 2009* only.

A public hearing undertaken in accordance with the *Local Government Act 1993* to facilitate the proposed reclassifications of both the Hovell Street and Hercules Street sites occurred on the 11 April 2019. A Public Hearing report was presented to Council on the 4 June 2019 which advised that there were no specific objections raised to the proposed reclassification of the land. The Council report to re-classify the land to operational was considered at Council's meeting held 4 June 2019 and Council resolved to proceed with the re-classification of both the Hovell Street and Hercules Street sites to operational. Public notices advising of the classification of land as operational were published in the Goulburn Post Weekly on the 13 and 27 June 2019 and 4 July 2019 informing of Council's decision to reclassify both the Hovell Street and Hercules Street sites to operational. Opportunity was provided for the public to make submissions up to 5pm, 7 August 2019. No submissions were received by Council for the exhibition period. The reclassification process need not be separately published in the NSW Government Gazette as this Planning Proposal will formally reclassify the sites to operational.

The resolution of Council to re-classify the land will necessitate a change to Schedule 4 of the *Goulburn Mulwaree Local Environmental Plan 2009*, to include the Hovell Street and Hercules Street sites to reflect the reclassification undertaken separately under the provisions of the *NSW Local Government Act, 1993*.

Accordingly, Council is requesting that the NSW Department of Planning and Environment provide a gateway determination for this planning proposal (refer to the attached Planning Proposal document).

Council is seeking delegation from the NSW Department of Planning and Environment to make – and determine not to make – the proposed LEP under section 3.36 of the *NSW Environmental Planning and Assessment Act, 1979*. Council only seeks delegation for the Council itself and does not seek delegation for a specific officer (such as the General Manager or Director).

Should you have any questions, please do not hesitate to contact me on 02 4823 4408, or alternatively email Kate.Wooll@goulburn.nsw.gov.au.

Yours faithfully



Kate Wooll
Business Manager Strategic Planning