

PP_2019_KIAMA_004_00
PP-2021-379
(IRF22/2376)

Ms Jane Stroud
Chief Executive Officer
Kiama Municipal Council
PO Box 74
KIAMA NSW 2533

Attention: Edward Paterson, Manager Strategic Planning

Via email council@kiama.nsw.gov.au

Dear Jane

Kiama Local Environmental Plan 2011 (Map Amendment No 1)

I refer to the proposal to amend Kiama Local Environmental Plan 2011 to rezone rural land west of the Princes Highway between Saddleback Mountain Road to south of Weir Street, South Kiama and modify development standards to enable residential development and environmental conservation.

After careful consideration of Council's position not to support the proposal, community and agency submissions, planning strategies and the findings of the Independent Review of the South Kiama Planning Proposal, the Department has concluded the proposal has strategic and site-specific merit and issues raised during consultation can be satisfactorily addressed.

I wish to advise that as delegate for the Minister for Planning and Homes, I have made the plan under section 3.36(2)(a) of the *Environmental Planning and Assessment Act 1979*, and under section 3.24(5) it will take effect when published on the NSW Legislation website.

The Department has made minor changes to the planning proposal (Version 5) post-exhibition in order to address community, agency and Council submissions and concerns, further information provided by Council and the findings and recommendations of the independent review.

The Department notes that matters identified in the independent review requiring further analysis can be satisfactorily addressed through further master planning, the preparation of a Development Control Plan and the development application assessment process.

The Department expects the recommendations of the independent review to be implemented, including the need for more detailed master planning for the site, to inform the preparation of a development application(s) and Development Control Plan, addressing:

- a new visual impact assessment,
- engagement with the local Aboriginal community in the master planning process,
- noise attenuation from the highway,
- pedestrian and cyclist connectivity,
- bushfire issues relating to site design, layout and access provisions,
- resolution of the buffer around Kendalls Cemetery and on-going management of dry-stone walls,

- on-going management of conservation and public recreation areas, and
- finalisation of a stormwater management strategy and flood control.

The Department would be pleased to meet with Council to discuss the Department's decision and I look forward to working collaboratively with Council to implement the outcome of this rezoning.

Should you have any questions in relation to this matter, please contact Daniel Thompson Director, Southern Region on 02 4247 1810.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'M. McDonald', with a stylized flourish at the end.

12 July 2022

Malcolm McDonald
Executive Director,
Local & Regional Planning