



PNC003007

Planning and Regulatory, J Dunkerley
Phone: 02 4974 2889

6 September 2017

Ms Monica Gibson
Director Regions
Hunter and Central Coast
Department of Planning and Environment
PO Box 1226
NEWCASTLE NSW 2300



PO Box 489, Newcastle
NSW 2300 Australia
Phone: 4974 2000
Fax: 4974 2222
Email: mail@ncc.nsw.gov.au
www.newcastle.nsw.gov.au

Dear Ms Gibson,

REQUEST FOR A S73A AMENDMENT - NEWCASTLE LOCAL ENVIRONMENTAL PLAN 2012

Newcastle City Council requests an amendment to the Newcastle Local Environmental Plan (LEP) 2012 under Section 73A of the Environmental Planning and Assessment Act 1979. The amendment is to correct a formatting error of a land use term within the land use table.

The land use table for the IN3 Heavy Industrial zone incorrectly lists an undefined land use - "*Recreation areas (indoor)*" as permitted with consent. This term is not defined in the standard instrument and is not used elsewhere in the LEP.

I have reviewed the land use matrix that was exhibited with the LEP and the final land use matrix (copy attached) and note that the defined land use term "*Recreation facility (indoor)*" is shown as permitted with consent in the IN3 Heavy Industrial Zone. However, all draft versions of the written instrument contain the words "*Recreation areas (indoor)*". No changes were made to the land use table for the IN3 zone between exhibition and adoption of the LEP.

Council is satisfied that the term '*Recreation areas (indoor)*' is a formatting error and that it was intended to include the defined land use term '*Recreation facility (indoor)*' as permissible with consent in the IN3 Heavy Industrial Zone. As such, we request that the Department progress this matter under Section 73A.

Please contact me on 4974 2891 or email jdunkerley@ncc.nsw.gov.au if you require any further information.

Yours faithfully

Joanne Dunkerley
Urban Planner

Tracey Godwin

From: Tracey Godwin on behalf of DPE PSVC Hunter Mailbox
Sent: Wednesday, 6 September 2017 8:37 AM
To: jdunkerley@ncc.nsw.gov.au
Subject: FW: Request Amendment to Newcastle LEP 2012 - s73A
Attachments: FINAL Newcastle Land Use Matrix -21.5.12.pdf; LEP Anomalies s73A - IN3 Recreation Area .docx

Hi Joanne

I have been unable to open the word document attached to your email.

Are you able to check it and re-send it or send it as a pdf?

Regards

Tracey Godwin
Administrative Officer, Newcastle Office
Hunter Region
NSW Department of Planning and Environment
PO Box 1226 | NEWCASTLE NSW 2300
T 02 4904 2726
E tracey.godwin@planning.nsw.gov.au



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From: Joanne Dunkerley [mailto:jdunkerley@ncc.nsw.gov.au]
Sent: Tuesday, 5 September 2017 4:02 PM
To: DPE PSVC Hunter Mailbox <Hunter@planning.nsw.gov.au>
Subject: Request Amendment to Newcastle LEP 2012 - s73A

Good afternoon,

Please find attached a letter and supporting documents, requesting an amendment to Newcastle LEP 2012 under Section 73A of the Environmental Planning and Assessment Act 1979.

Kind regards

Joanne Dunkerley | Urban Planner
Strategic Planning | Planning and Regulatory
Newcastle City Council
Phone: +61 2 4974 2891
Email: jdunkerley@ncc.nsw.gov.au
Web: www.newcastle.nsw.gov.au
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