



Department of Planning and Environment

Our ref: PP-2021-5680/IRF22/3302

Mr David Waddell
Chief Executive Officer
Orange City Council
PO Box 35
ORANGE NSW 2800

Attention: Craig Mortell, Senior Planner - Development Services

Dear Mr Waddell

Planning proposal [PP-2021-5680] to amend Orange Local Environmental Plan 2011 – Rosedale Gardens - planning proposal documentation to satisfy condition 1 - proceed to community consultation

Thank you for your correspondence of 19 September 2022 and 26 September 2022 with an updated planning proposal and letter summarising those updates. The updated planning proposal is in response to the Department's Gateway determination dated 23 December 2021, letter dated 2 August 2022 and to agency comments.

The Department has considered the amended planning proposal and additional documents provided by Council to satisfy condition 1 of the Gateway determination.

Based on the information provided by Council, condition 1 of the Gateway determination is now adequately satisfied and the planning proposal may proceed to public exhibition, subject to further consultation being undertaken during public exhibition period with Biodiversity, Conservation and Science (BCS) Directorate. BCS is to be provided with a copy of the planning proposal and any relevant supporting material via the NSW Planning Portal and given the opportunity to comment. BCS has also advised that a site visit may be required to confirm habitat quality.

Council may need to demonstrate consistency with section 9.1 Directions 2.1 (New Direction 3.1) Environmental Protection Zones and 6.2 (New Direction 5.2) Reserving Land for Public Purposes prior to finalisation of the plan.

Council should now proceed to community consultation as soon as possible. The amended planning proposal documentation as received on 19 September 2022 and 26 September 2022, Gateway determination dated 23 December 2021, documents accompanying the planning proposal, responses received from public agencies and a copy of this letter are to be included in the community consultation package.

If you have any questions in relation to this matter, I have arranged for Mr Wayne Garnsey to assist you. Mr Garnsey can be contacted on 5852 6800.

Yours sincerely

7 October 2022

Garry Hopkins
Director, Western Region
Local and Regional Planning