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Resolved Items Action Statement

Action is required for the following item as per the Council Resolution.

NOTICE OF COUNCIL RESOLUTION

COUNCIL MEETING – 12/08/2014

TITLE PLANNING PROPOSAL S55 EP&A ACT - GOSFORD LEP 2014 MINOR AMENDMENTS AND UPDATES (IR 15725941)

Department: Governance & Planning
Service Unit: Sustainable Corporate & City Planning

The following item is defined as a planning matter pursuant to the Local Government Act, 1993 & Environmental Planning & Assessment Act, 1979

RESOLVED (Ward/Strickson) that:

- A Council instruct the CEO to initiate the Local Environmental Plan 'Gateway' process pursuant to Section 55 Environmental Planning and Assessment Act by endorsing the preparation of a Planning Proposal to amend Gosford LEP 2014 as outlined in this report to:
- delete the E4 zone from *Clause 4.1A Minimum subdivision lot size for strata plan schemes in certain rural, residential, recreation and environment protection zones*
 - insert the words 'except for that land identified in Gosford City Centre on the Key Sites Map' in clause 4.1B, as outlined in the report
 - include "*recreation facilities (major)*" as a permitted use with consent in the RE2 Private Recreation zone
 - include "*residential flat building*" as a permitted use with consent in the B6 Enterprise Corridor zone and insert a new associated clause "*8.11 Residential flat buildings in Zone B6 Enterprise Corridor - Development consent must not be granted to a residential flat building in Zone B6 Enterprise Corridor with a dwelling at the ground floor level*".
- B Council instruct the CEO to notify the Department of Planning and Infrastructure of Council's resolution requesting a 'Gateway' determination pursuant to Section 56(1) Environmental Planning and Assessment Act and forward the Planning Proposal and all necessary documentation according to their requirements and this report.
- C Council instruct the CEO to send the Planning Proposal to the Department of Planning and Infrastructure in order to make the plan after public exhibition, subject to support from the Minister for Planning and Infrastructure and if no submissions objecting to the planning proposal are received
- D Council seek delegations from the Department of Planning and Infrastructure for this Planning Proposal.

- 1 Upon receipt of the Department of Planning & Infrastructure's intention to issue delegation, Council will submit to the Department of Planning & Infrastructure a "Written Authorisation to Exercise Delegation" for the same
- 2 Any delegation to Council is to be delegated to the Chief Executive Officer - Paul Anderson, per s381 of the *Local Government Act 1993*, who will complete the "Authorisation" on behalf of Council and submit to the Department of Planning & Infrastructure.

For the Resolution:

Councillors McKinna, Ward, Bocking, Bowles, Burke, Doyle, Macfadyen, Morris, Scott and Strickson.