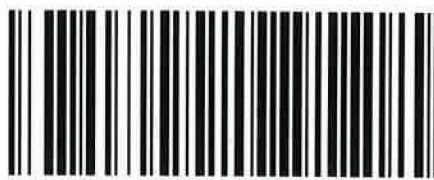


Planning and Regulatory

29 November 2016



PNC002787



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

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Dear Ms Gibson

SUBMISSION OF AMENDMENT TO NEWCASTLE LEP 2012 IN ACCORDANCE WITH SECTION 56 OF THE ACT, SEEKING GATEWAY DETERMINATION - LAND BOUNDED BY MOSBRI CRESCENT AND KITCHENER PARADE, THE HILL

Council, at its meeting of 22 November 2016, resolved to endorse a planning proposal to amend Newcastle LEP 2012, pursuant to Section 55 of the *Environmental Planning and Assessment (EP&A) Act 1979*, as follows:

Council resolves to:

- i) Endorse the attached Planning Proposal (**Attachment A of CCL 25/10/16**), prepared in accordance with Section 55 of the *Environmental Planning and Assessment Act 1979 (EP&A Act)*, to amend Newcastle LEP 2012 to enable medium density residential development on the following land bounded by Mosbri Crescent and Kitchener Parade, The Hill:
 - a) SP6373, SP3058, Lots 10, 12, 13 DP 216346 and Lot 1 DP204077, Nos 1 - 17 Mosbri Crescent, and
 - b) Lot 8 DP216346, SP19610 and Lot 62 DP522440, Nos. 31, 37 and 41 Kitchener Parade, The Hill.
- ii) Forward the Planning Proposal to the Minister for Planning and Environment for Gateway determination pursuant to Section 56 of the *EP&A Act*.
- iii) Advise the Secretary of the Department of Planning and Environment that Council does not seek to exercise delegations for undertaking Section 59(1) of the *EP&A Act*.
- iv) Consult with the community and relevant government agencies as instructed by the gateway determination.
- v) Place the draft Section 6.14 - 11 Mosbri Crescent, The Hill to the Newcastle Development Control Plan 2012, as provided in **Attachment B of CCL 25/10/16**, on public exhibition for a minimum period of 28 days, concurrently with the Planning Proposal.



- vi) Receive a report back on the Planning Proposal and draft Development Control Plan guidelines as per the requirements of Section 57 of the *EP&A Act*.

Council seeks 'gateway determination' pursuant to Section 56(1) of the *EP&A Act 1979*, with respect to the subject proposal. Furthermore, Council advises that it does not wish to exercise delegations for undertaking Section 59(1) of the same Act.

Please find attached a copy of the reports to Council and the relevant Planning Proposal. Please note the matter was originally considered on 25 October 2016 but deferred to 22 November 2016.

If you require further information, please contact me on 4974 2817 or email smasia@ncc.nsw.gov.au.

Yours faithfully



Steven Masia
Senior Urban Planner

Enc

- Reports to Council
 - Supplementary report 22 November 2016
 - Original report 25 October 2016
- Planning Proposal (Attachment A to Council report of 25 October 2016)
 - Attachment A to planning proposal - Urban Design Study
 - Attachment B to planning proposal - Geotechnical Assessment
 - Attachment C to planning proposal - Traffic Assessment
- Draft DCP (Attachment B to Council report of 25 October 2016)
- Urban Design Consultative Group report (Attachment C to Council report of 25 October 2016)