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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 – 26/04/2016

TITLE **PLANNING PROPOSAL 83/2015 ENABLING CLAUSE TO PERMIT ADDITIONAL USE AT 47 CAROLINA PARK ROAD, AVOCA BEACH (LOT 241 DP237227) - CARAVAN PARK (IR 22009547)**

Department: Governance & Planning
Service Unit: Development & Compliance

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

RESOLVED (Ward/Burke) that:

- A Council initiate the Local Environmental Plan 'Gateway' process pursuant to Section 55 Environmental Planning and Assessment Act by endorsing the preparation of a Planning Proposal as outlined in this report for Lot 241 DP 237227 No.47 Carolina Park Road Avoca Beach to enable its use for the purpose of a Caravan Park.
- B Council notify the Department of Planning & Environment 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 requests that the Gateway determination include a requirement to undertake the following studies prior to exhibition, which will be required to be carried out by the applicant:
 - Hollow bearing tree assessment
 - An assessment under State Environmental Planning Policy No. 55 (Contamination of Lands) - Stage 2 Detailed Site Investigation relating to fill on the site.
- D After public exhibition of the Planning Proposal, should the Minister for Planning support it, if no submissions objecting to the Planning Proposal are received, the Planning Proposal is to be processed in order to make the plan.
- E The applicant be advised of Council's resolution.
- F Council seeks delegations from the Department of Planning & Environment for this

Planning Proposal.

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 & Environment.

For the Resolution:

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