

Council Reference: 71355E (D22/442770)

20/10/2022

Department of Planning & Environment - Local and Regional Planning
PO Box 5475
WOLLONGONG NSW 2500

By email only: wollongong@planning.nsw.gov.au

Attention: Graham Towers

Dear Mr Towers

PP-2022-2631 – Schedule 1 Amendment – Additional Permitted Use for Centre-Based Child-Care Facility – 17 Croobyar Road, Milton

I am writing to request a Gateway determination for the above Planning Proposal in accordance with Shoalhaven City Council's resolution on 10 October 2022 (MIN22.769) to:

That Council:

- 1. Support the Planning Proposal (PP) request to amend Shoalhaven Local Environmental Plan 2014 (SLEP 2014) to include an additional permitted use for 'centre-based childcare facility' under Schedule 1 for Lot 200 DP 1192140.*
- 2. Prepare and submit the required PP documentation to the NSW Department of Planning and Environment for Gateway determination*
- 3. Note in the Gateway request that public exhibition is not considered necessary in this instance given the minor nature of this proposal and history of the site.*
- 4. Expedite the matter as a 'minor' proponent-initiated Planning Proposal and only report back to Council if necessary prior to finalising the LEP amendment.*
- 5. Apply fees in accordance with Council's adopted Fees and Charges for a 'minor PP'.*
- 6. Advise the Proponent and relevant stakeholders of this resolution.*

The PP seeks to amend the LEP to allow an additional permitted use under Schedule 1 of the *Shoalhaven Local Environmental Plan 2014* for a 'centre-based childcare facility' on the subject land to enable the existing childcare centre to be relocated to an existing building on another part of the site.

Please find attached the updated PP document which has been prepared in accordance with Section 3.33 of the *Environmental Planning and Assessment Act 1979* (EP&A Act). The PP sets out the objectives, intended outcomes and justification for the proposal, supported by a number of technical studies.

It is understood that the proponent intends to submit a development application (DA) to Council in the near future to enable the childcare centre to be relocated to the existing building and continue operating. Given that a childcare centre has operated on the site for several years and that the community will be consulted as part of the DA process, there is a strong argument that public exhibition of the PP is unnecessary in this instance due to the minor nature of the proposal. In accordance with part 3 of Council's resolution, it is requested public exhibition of the PP not be required.

Delegation is sought for Council to be the plan maker for this minor proponent-initiated PP. The Department's delegation form has been uploaded to the Planning Portal.

If you need further information about this matter, please contact Courtney Fung, City Futures on (02) 4429 3471. Please quote Council's reference 71355E (D22/442770).

Yours faithfully

A handwritten signature in black ink, appearing to read 'C. Fung', written in a cursive style.

Courtney Fung
Strategic Planner