

Gateway Determination

Planning proposal (Department Ref: PP-2022-2631): to permit 'centre-based childcare facility' on land at 17 Croobyar Road, Milton.

I, Daniel Thompson the Director, Southern Region, at the Department of Planning and Environment, as delegate of the Minister for Planning, have determined under section 3.34(2) of the *Environmental Planning and Assessment Act 1979* (the Act) that an amendment to the Shoalhaven Local Environmental Plan 2014 to add 'centre-based childcare facility' as an additional permitted use on land at 17 Croobyar Road, Milton should proceed subject to the following conditions:

1. Consultation is required with the NSW Rural Fire Service to comply with the requirements of applicable directions of the Minister under section 9 of the EP&A Act:

The agency is to be provided with a copy of the planning proposal and any relevant supporting material via the NSW Planning Portal and given at least 30 days to comment on the proposal.
2. A public hearing is not required to be held into the matter by any person or body under section 3.34(2)(e) of the EP&A Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).
3. The Council as planning proposal authority is authorised to exercise the functions of the local plan-making authority under section 3.36(2) of the EP&A Act subject to the following:
 - (a) the planning proposal authority has satisfied all the conditions of the gateway determination;
 - (b) the planning proposal is consistent with applicable directions of the Minister under section 9.1 of the EP&A Act or the Secretary has agreed that any inconsistencies are justified; and
 - (c) there are no outstanding written objections from public authorities.
4. The LEP should be completed on or before 28 April 2023.

Dated 28th day of April 2022.

A handwritten signature in blue ink, appearing to read 'D Thompson', is positioned above a horizontal line.

Daniel Thompson
Director, Southern Region
Local and Regional Planning
Department of Planning and Environment

Delegate of the Minister for Planning