

Explanatory Document

2022 Housekeeping Planning Proposal (PP058) Shoalhaven Local Environmental Plan (LEP) 2014

Affected Land

The proposed changes affect land situated across the whole of Shoalhaven Local Government Area (LGA) – refer to the Planning Proposal (PP) for further detail.

Background & Overview

Shoalhaven Local Environmental Plan (LEP) 2014 commenced on 22 April 2014. The LEP consolidated previous planning controls into the one plan and transitioned existing controls into the NSW Government's Standard Instrument LEP format.

As part of the completion, and since Shoalhaven LEP 2014 has been in force, Council has undertaken a number of "housekeeping amendments" to improve the operation and accuracy of the Plan. Council continuously reviews Shoalhaven LEP 2014 to ensure it aligns with strategic documents, is improved where necessary and delivers positive outcomes for the community.

In September 2022, Council resolved (MIN22.602) to submit the 2022 Housekeeping PP to the NSW Department of Planning and Environment (DPE) for an initial Gateway determination. The Gateway determination was received in October 2022 to enable the progression of the PP to exhibition following Agency consultation.

Proposed Changes

The PP seeks to amend a number of clauses and maps in Shoalhaven LEP 2014 in order to correct identified anomalies or inconsistencies within the LEP and improve the Plan's operation. These anomalies or inconsistencies have arisen since the Plan's commencement in 2014 and have been identified through staff feedback, development assessment processes, the registration of new land titles, landowner requests and as resolved by Council.

Refer to the PP document for further detail.

Public Agency Consultation

Condition 2 of the Gateway determination required consultation with the NSW Rural Fire Service (RFS), NSW National Parks and Wildlife Service (NPWS), NSW Department of Planning and Environment – Biodiversity and Conservation Division, WaterNSW, and Transport for NSW. Pre-Gateway consultation was also undertaken with WaterNSW.

The draft documentation was provided to these agencies, who were given a period of at least 21 days to comment. Agency responses are provided at **Attachment H** to the PP, noting that no Agencies raised any objections to the proposal. However, NPWS provided feedback that resulted in a revised approach for Mapping Item 6 – see the PP for further detail.

Exhibition Documents

The 2022 Housekeeping PP is on public exhibition from **Wednesday 8 March to Friday 7 April 2023** (inclusive) and is available for viewing online at <https://www.shoalhaven.nsw.gov.au/Council/Access-to-Information/Documents-on-Exhibition>.

Electronic copies of the exhibited package may be available at Council's City Administration Centre (Bridge Road, Nowra) and at the Ulladulla Administration Building (Deering Street, Ulladulla) during business hours (9am-5pm) for the duration of the exhibition period.

The exhibition package includes:

1. Explanatory Document
2. 2022 Housekeeping PP (PP058)
3. Public Notice
4. Gateway Determination (20 October 2022)

Request For Comment

Submissions relating to the 2022 Housekeeping PP are invited during the exhibition period and should be made in writing, and addressed to:

Post: The Chief Executive Officer, Shoalhaven City Council, PO Box 42, Nowra NSW 2541

E-mail: council@shoalhaven.nsw.gov.au

Website: via the form on the Exhibition page at:
<https://www.shoalhaven.nsw.gov.au/Council/Access-to-Information/Documents-on-Exhibition>

All submissions must be received in writing by **5pm Friday 7 April 2023**, quoting Council's reference **64164E**. Enquiries should be directed to Richard Carter on (02) 4429 3482.

Please note that correspondence submitted to Council on this matter may be open to public inspection without notifying the correspondents. Pre-printed form letters, which have been individually signed will be considered but not formally acknowledged. All persons who lodge a submission are required to declare any relevant political, donations and/or gifts in accordance with Section 10.4(5) of the *Environmental Planning and Assessment Act 1979*.