COONAMBLE SHIRE C©UNCIL

PLANNING PROPOSAL

Reclassify Land from Community to Operational 20 – 40 Calga Street, Coonamble

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PRELIMINARY

Introduction

The purpose of this planning proposal is to reclassify certain Council owned land from 'community' to 'operational' land under the *Local Government Act 1993* (LG Act). The reclassification is required to facilitate the development of new housing in Coonamble.

The parcels of land proposed for reclassification are located at 20-40 Calga Street, Coonamble as shown below in Table 1. The land has frontage to Limerick Street, while the Calga Street frontage is not formed as shown in Figure 1, 2 and 3.

Table 1: Parcels Subject to Planning Proposal		
Lot 10 DP238281	Lot 6 DP4230	Lot 4 DP4918
Lot 11 DP238281	Lot 7 DP4230	Lot 5 DP4918
Lot 1 DP111878	Lot 8 DP4230	Lot 6 DP4918
Lot 1 DP4230	Lot 9 DP4230	Lot 7 DP4918
Lot 2 DP4230	Lot 10 DP4230	Lot 10 DP4918
Lot 3 DP4230	Lot 11 DP4230	Lot 11 DP4918
Lot 4 DP4230	Lot 6 DP4230	Lot 14 DP4918
Lot 5 DP4230	Lot 7 DP4230	Lot 15 DP4918

The land covers an area of approximately 4.2 hectares and is currently zoned R1 General Residential under the *Coonamble Local Environmental Plan 2011* (CLEP 2011).

The planning proposal does not seek changes to existing zoning or minimum lot size and has been prepared in accordance with Section 3.33 of the *Environmental Planning and Assessment Act 1979* (EP&A Act).



Figure 1: Land Proposed to be reclassified – 20-40 Calga Street, Coonamble



Figure 2: Aerial View of Land to be reclassified – 20-40 Calga Street, Coonamble



Figure 3: Zoning of Land to be reclassified

RE1 Public Recreation

W2 Recreational Waterways

PART 1: OBJECTIVES OR INTENDED OUTCOMES

The objective of this planning proposal is to facilitate the residential development on the land and provide homeownership opportunities to the local community.

The land is currently vacant, and Coonamble Shire Council is the owner of the land.

PART 2: EXPLANATION OF PROVISIONS

Coonamble Shire Council purchased 20-40 Calga Street, Coonamble on 19 December 2023 and the classification of the site defaulted to 'community' land under the *Local Government Act 1993* (LG Act).

The planning proposal seeks to reclassify the subject land from 'community' to 'operational' to allow for future development and sale of the land. This will be achieved by amending *Coonamble Local Environmental Plan 2011* to include the subject land in Part 1 of Schedule 4 (no interests changed) of the plan. The proposal does not seek to change any trusts, estates, interests, dedications, conditions, restrictions, or covenants on the land.

Consistent with the provisions of clause 5.2(2) of the CLEP 2011, this will have the effect of reclassifying the land as intended.

PART 3: JUSTIFICATION STRATEGIC AND SITE-SPECFICI MERIT

Section A: Need for the Planning Proposal

Is the planning proposal a result of an endorsed local strategic planning statement (LSPS), strategic study or report?

No. The planning proposal is considered to be of local significance only and will require both exhibition under the LG Act and the EP&A Act.

Is the planning proposal the best means of achieving the objectives or intended outcome or is there a better way?

In accordance, with Section 31 (2) and (2A) of the LG Act, the Council may resolve to classify acquired land as 'community' or 'operational' either prior to or within three months after acquisition. Land that remains unclassified after this period is automatically deemed to be classified as 'community' under the LEP. Council in this instance did not resolve to classify the land in the required timeframe.

Accordingly, this planning proposal to amend the LEP is the only mechanism that allows for reclassifying the subject land from 'community' to 'operational'.

Section B: Relationship to Strategic Planning Framework

Will the planning proposal give effect to the objectives and actions of the applicable regional, or district plan or strategy (including any exhibited draft plans or strategies)?

The planning proposal aligns with Objective 14 of the *Central West Orana Regional Plan 2041*, which aims to plan for diverse, affordable, resilient and inclusive housing. The planning proposal is the first step in developing the land for future housing needs.

NSW Government's Framework – LEP Practice Note

The Department of Planning, Housing and Infrastructure (DPHI) has also previously published *LEP Practice Note PN 16-001: Classification and Reclassification of public land through a local environmental plan.* This practice note provides guidance on additional matters to be addressed in planning proposals that seek to classify or reclassify public land.

No	Requirement	Comment
1	The current and proposed	The subject land is currently classified
	classification of the land.	as community land and is proposed to
		be reclassified to operational land
		under the provisions of the <i>Local</i>
		Government Act 1993.
2	Whether the land is a 'public reserve'	The site is not identified as a 'public
	(defined in LG Act).	reserve' under the provisions of the
		Local Government Act 1993. The
		property came into Council's
		ownership on 19 December 2023
		following Council's purchase of the
		land from a private landowner.
		Following Council's acquisition of the
		subject land, it should have been
		classified as 'operational' land within
		three months, however, this was an
		oversight at the time and the site was
		classified as 'community' land by
		default.
3	The strategic and site specific merits	The planning proposal to is to address
	of the reclassification and evidence to	the one-off reclassification of the
	support this	land. The reclassification will allow
		for future development of the land.

The table below addresses these matters and identifies where matters are addressed in the planning proposal.

4	Whether the planning proposal is the	The planning proposal is not a result
	result of a strategic study or report.	of strategic study or report.
5	Whether the planning proposal is	The planning proposal is not
	consistent with Council's community	inconsistent with Council's
	plan or any other local strategic plan.	community strategic plan or any other
		local strategic plan.
6	A summary of Council's interest in the	The subject parcels of land were
	land including:	purchased from a private landowner
	How and when the land was	by Council on 19 December 2023
	first acquired (e.g. was it	(settlement date). The land is
	dedicated, donated, provided	currently still owned by Council.
	as part of a subdivision for	There are no known trusts,
	public open space or other	dedications, or interests that existing
	purposes, or a developer	on the land.
	contribution)	
	If Council does not own the	
	land, the landowner's consent	
	• The nature of any trusts,	
	dedications etc	
7	Whether an interest in the land is	There are no interests attached to the
	proposed to be discharged, and if so,	land.
	an explanation of the reason why.	
8	The effect of the reclassification	The reclassification will allow for
	(including, the loss of open public	future sale of the land for residential
	space, the land ceases to be a public	development.
	reserve or particular interests will be	
	discharged).	
9	Evidence of public reserve status or	The subject land does not have public
	relevant interests, or lack thereof	reserve status. The title and
	applying to the land (e.g. electronic	deposited plans are attached in
	title searches, notice in Government	Appendix A.
	Gazette, trust document).	
10	Current use(s) of the land, and	The current use of the land is vacant
	whether uses are authorised or	residential land.
	unauthorised.	
11	Current or proposed lease or	There is no current or proposed lease
	agreements applying to the land,	on the land. It is Council owned land.
	together with their duration, terms	
	and controls.	
12	Current or proposed business	Council intends to provide a parcel of
	dealings, (e.g. agreements for the sale	land to for the construction of a core
	or lease of the land, the basic details	and cluster development to provide
		support to victims of domestic

	when Council intends to release its	violonge. This is to accur immediately
		violence. This is to occur immediately
	assets, either immediately after	after reclassification.
	rezoning/reclassification or at a later	
	time)	
13	Any rezoning associated with the	The planning proposal does not
	reclassification (if yes, need to	propose to rezone the subject land.
	demonstrate consistency with an	
	endorsed Plan of Management or	
	strategy)	
14	How Council may or will benefit	Initially, Council will not benefit
	financially, and how these funds will	financially. Future sale of the land
	be used.	may generate additional revenue.
15	How will Council ensure funds remain	This planning proposal does not
	available to fund proposed open	commit funds to any proposed open
	space sites or improvements referred	space or specific improvements.
	to in justifying the reclassification, if	
	relevant to the proposal.	
16	A Land Reclassification (part lots)	Not relevant. The reclassification will
10	Map, in accordance with the standard	apply to the whole of each lot.
	technical requirements for special	
	datasets and maps, if land to be	
	reclassified does not apply to the	
	whole lot.	
17	Preliminary comments by the relevant	The land is owned by Council. No
17		formal consultation has been
	government agency, including any	
	agency that dedicated the land to	undertaken at this stage. However,
	Council, if applicable.	consultation will be undertaken with
		State and Commonwealth agencies in
		accordance with the Gateway
		determination, if required.
18	The concurrence of the land owner	The land is owned by the Planning
	must be obtained, where the land is	Proposal Authority (Coonamble Shire
	not owned by the Planning Proposal	Council).
	Authority (PPA)	
19	Does the planning proposal deliver a	The planning proposal seeks to
	public benefit?	provide land that will provide a service
		to the community and provide a future
		supply of residential land.
20	Have the implications for the open	The implications for open space in
	space in the LGA in relation to current	Coonamble have been considered.
	and future open space needs been	
		The site is not defined as a 'public reserve' under the provisions of the

	proposal does not affect the current
	and future open space.

Is the planning proposal consistent with a Council Local Strategic Planning Statement (LSPS) that has been endorsed by the Planning Secretary or Greater Sydney Commission (GSC), or another local strategy or strategic plan?

The Coonamble Local Strategic Planning Statement (LSPS) together with the Community Strategic Plan have identified the need for additional residential land that can provide a diverse range of housing types. It is considered that the location of the land in an existing residential area makes it suitable for further development. The land is zoned R1 General Residential which supports a range of housing types.

Priority 2 is relevant to this planning proposal:

Encourage a connected, active and healthy community that gives effect to Planning Policy 3 -Encourage a range of housing options, including affordable housing, housing for older people and family housing.

Goal 11 of the Coonamble Community Strategic Plan is relevant to the planning proposal:

Our community has confidence in our strategic land use planning framework that strengthen the balance of competing land use interests and minimises risks to our community including the availability of suitable residential land and adequate affordable housing.

Is the planning proposal consistent with any other applicable State and Regional Studies or Strategies?

State or regional study or strategy	Comment
Future Transport Strategy 2056	The proposal is consistent with the strategy
Net Zero Plan	The proposal is consistent with the plan
Water Resource Plans	The proposal is consistent with the plans
State Infrastructure Strategy	The proposal is consistent with the strategy
A 20 year Economic Vision for Regional NSW	The proposal is consistent with the vision

Is the planning proposal consistent with applicable State Environmental Planning Policies (SEPPs)?

The following Statement Environmental Planning Instruments (EPI) have been considered in the preparation of this planning proposal.

SEPP	Relevant	Comments
State Environmental Planning Policy (Biodiversity and Conservation) 2021	No	The SEPP applies to Coonamble Shire Council (CSC). The planning proposal will not affect the operation of this SEPP.
State Environmental Planning Policy (Exempt and Complying Development Codes) 2008	No	The SEPP applies to CSC. The planning proposal will not affect the operation of this SEPP.
State Environmental Planning Policy (Housing) 2021	No	The SEPP applies to CSC. The planning proposal will not affect the operation of this SEPP.
State Environmental Planning Policy (Industry and Employment) 2021	No	The SEPP applies to CSC. The planning proposal will not affect the operation of this SEPP.
State Environmental Planning Policy (Planning Systems) 2021	No	The SEPP applies to CSC. The planning proposal will not affect the operation of this SEPP.
State Environmental Planning Policy (Precincts – Central River City) 2021	No	This SEPP is not applicable to CSC.
State Environmental Planning Policy (Precincts – Eastern Harbour City) 2021	No	This SEPP is not applicable to CSC.
State Environmental Planning Policy (Precincts – Regional) 2021	No	This SEPP is not applicable to CSC.
State Environmental Planning Policy (Western Parkland City) 2021	No	This SEPP is not applicable to CSC.
State Environmental Planning Policy (Primary Production) 2021	No	The SEPP applies to CSC. The planning proposal will not affect the operation of this SEPP.

State Environmental Planning Policy (Resilience and Hazards) 2021	No	The SEPP applies to CSC. The planning proposal will not affect the operation of this SEPP.
State Environmental Planning Policy (Resources and Energy) 2021	No	The SEPP applies to CSC. The planning proposal will not affect the operation of this SEPP.
State Environmental Planning Policy (Sustainable Buildings) 2022	No	The SEPP applies to CSC. The planning proposal will not affect the operation of this SEPP.
State Environmental Planning Policy (Transport and Infrastructure) 2021.	No	The SEPP applies to CSC. The planning proposal will not affect the operation of this SEPP.

Is the planning proposal consistent with applicable Ministerial Directions (section 9.1 Directions) or key government priority?

The following relevant Local Planning Directions under Section 9.1 have been considered in the preparation of this planning proposal:

Direc	tion	Planning Proposal Consistency
Focus Area 1: Planning Systems		
1.1	Implementation of Regional Plans	This direction applies to a relevant planning authority when preparing a planning proposal for land to which a Regional Plan has been released by the Minister for Planning. The planning proposal must be consistent with this regional plan.
		Orana Regional Plan 2041 Regional Plan. As outlined above in this section of the report, the planning proposal is consistent with the intent of the regional plan, the overall vision, goals, directions and actions.

1.2	Development of Aboriginal Land Council Land	This direction applies to all land identified on the Land Application Map in chapter 3 of the SEPP (Planning Systems) 2021. There are no areas in the Coonamble LGA mapped on the Aboriginal Cultural Significance Map.
1.3	Approval and Referral Requirements	This direction applies to planning proposals and aims to ensure LEP provisions encourage the efficient and appropriate assessment of development. The direction requires consent authorities minimise the requirement for concurrence, consultation or referral of development applications to a minister or public authority. The anticipated impacts resulting from the Planning Proposal are considered to be of minor significance.
1.4	Site Specific Provisions	This direction requires that a planning proposal must not contain or refer to drawings that show details of the proposed development. It is considered that this planning proposal is consistent with this direction.
1.4A	Exclusion of Development Standards from Variation	The aim of this direction is to maintain flexibility in the application of development standards by ensuring that exclusions from the application Clause 4.6 of a Standard Instrument Local Environmental Plan. The Planning Proposal does not seek to introduce or alter an existing exclusion to Clause 4.6.
Focus Area 1: Planning Systems – Place-based		
1.5	Parramatta Road Corridor Urban Transformation Strategy	Not applicable to Coonamble LGA.
1.6	Implementation of North West Priority Growth Area Land Use and Infrastructure Implementation Plan	Not applicable to Coonamble LGA.
1.7	Implementation of Greater Parramatta Priority Growth Area Interim Land Use	Not applicable to Coonamble LGA.

	and Infrastructure Implementation		
	Plan		
1.8	Implementation of Wilton Priority Growth Area Interim Land Use and Infrastructure Implementation Plan	Not applicable to Coonamble LGA.	
1.9	Implementation of Glenfield to Macarthur Urban Renewal Corridor	Not applicable to Coonamble LGA.	
1.10	Implementation of the Western Sydney Aerotropolis Plan	Not applicable to Coonamble LGA.	
1.11	Implementation of Bayside West Precincts 2036 Plan	Not applicable to Coonamble LGA.	
1.12	Implementation of planning principles for the Cooks Cove Precinct	Not applicable to Coonamble LGA.	
1.13	Implementation of St Leonards and Crows Nest 2036 Plan	Not applicable to Coonamble LGA.	
1.14	Implementation of Greater Macarthur 2040	Not applicable to Coonamble LGA.	
1.15	Implementation of the Pyrmont Peninsula Place Strategy	Not applicable to Coonamble LGA.	
1.16	North West Rail Link Corridor Strategy	Not applicable to Coonamble LGA.	
1.17	Implementation of the Bays West Place Strategy	Not applicable to Coonamble LGA.	
1.18	Implementation of the Macquarie Park Innovation Precinct	Not applicable to Coonamble LGA.	
1.19	Implementation of the Westmead Place Strategy	Not applicable to Coonamble LGA.	
1.20	Implementation of the Cameillia- Rosehill Place Strategy	Not applicable to Coonamble LGA.	
1.21	Implementation of South West Growth Area Structure Plan	Not applicable to Coonamble LGA.	
1.22	Implementation of the Cherrybrook Station Place Strategy	Not applicable to Coonamble LGA.	
Focu	Focus Area 2: Design and Place		
At the	At the time of writing this focus area was blank.		
Focu	Focus Area 3: Biodiversity and Conservation		
3.1	Conservation Zones	The subject land is not located in an environmentally sensitive area or environmental protection zone and therefore this direction is not applicable to the planning proposal.	

3.2	Heritage Conservation	This direction aims to conserve items, areas, objects and places of environmental or indigenous heritage. As outlined in this report there are no items of cultural heritage significance on the subject site or in the vicinity listed under the CLEP 2011 and there are no objects or places of Aboriginal heritage identified in an AHIMS search for the subject site. Accordingly, it is considered that it is unlikely that the planning proposal will impact on items, areas, objects, or places of environmental, cultural or Indigenous heritage. The proposal is consistent with this direction.	
3.3	Sydney Drinking Water Catchments	This direction is not applicable to the Coonamble Shire Council LGA.	
3.4	Application of C2 and C3 Zones and Environmental Overlays in Far North Coast LEPs	The subject site is not zoned C2 or C3 and therefore this direction is not applicable.	
3.5	Recreation Vehicle Areas	The subject site is not located within a conservation area, near a beach or dune area. The proposal is consistent with this direction.	
3.6	Strategic Conservation Planning	This direction applies to areas of high biodiversity value that are mapped as avoided land or land that is within a strategic conservation area in <i>State</i> <i>Environmental Planning Policy</i> <i>(Biodiversity and Conservation 2021.</i> The subject land is not mapped as avoided land and is not within a strategic conservation area. Therefore this direction is not applicable.	
3.7	Public Bushland	This direction does not apply to the Coonamble LGA.	

3.8	Willandra Lakes Region	This direction does not apply to the Coonamble LGA.	
3.9	Sydney Harbour Foreshores and Waterways Area	This direction does not apply to the Coonamble LGA.	
3.10	Water Catchment Protection	The subject site is not located in a drinking water catchment area, accordingly this direction does not apply.	
Focu	s Area 4: Resilience and Hazards		
4.1	Flooding	Flood modelling completed as part of the West Coonamble Floodplain Risk Management Study and Plan (Jacobs 2021) indicates that part of the subject land may be flood affected. The proposal to reclassify the land is not inconsistent with the direction as future development can be designed to meet the requirements of the <i>Floodplain</i> <i>Development Manual 2005</i> .	
4.2	Coastal Management	The subject site is not in a coastal zone.	
4.3	Planning for Bushfire Protection	The subject site is not mapped as bushfire prone land in the Coonamble Shire.	
4.4	Remediation of Contaminated Land	The subject site is not identified as contaminated land.	
4.5	Acid Sulfate Soils	There are no Acid Sulfate Soils in the Coonamble LGA.	
4.6	Mine Subsidence and Unstable Land	The subject land is not located in mine subsidence area within the meaning of the Coal Mine Subsidence Compensation Act 2017.	
Focus Area 5: Transport and Infrastructure			
5.1	Integrating Land Use and Transport	This direction requires all planning proposals which will create, alter or remove a provision relating to urban land including land zoned for employment uses.	

		 This direction requires consistency to the aims, objectives and principles of: (a) Improving Transport Choices – Guidelines for planning and development (b) The Right Place for Business and Services – Planning Policy The planning proposal is consistent with this direction. 	
5.2	Reserving Land for Public Purpose	The land is not defined as a public reserve.	
5.3	Development Near Regulated Airports and Defence Airfields	No relevant to the proposal.	
5.4	Shooting Ranges	There are no shooting ranges located in proximity to the subject land.	
Focus Area 6: Housing			
6.1	Residential Zones	The subject land is currently zoned R1 General Residential and it is not proposed to rezone the land .	
6.2	Caravan Parks and Manufactured Home Estates	The proposal does seek to amend provisions relating to caravan parks or manufactured home estates (MHEs). Caravan Parks and MHEs are prohibited in the E4 General Industrial zone.	
Focu	s Area 7: Industry and Employment		
7.1	Employment Zones	This direction requires all planning proposals which will affect land within and existing or proposed employment zone. The planning proposal does not seek to rezone land.	
7.2	Reduction in non-hosted short-term rental accommodation period	This direction is only applicable to Byron Shire Council.	
7.3	Commercial and Retail Development along the Pacific Highway, North Coast	This direction applies to land within North Coast LGAs that are traversed by the Pacific Highway.	

Focus Area 8: Resources and Energy			
8.1	Mining, Petroleum Production and Extractive Industries	Not relevant to this proposal.	
Focus Area 9: Primary Production			
9.1	Rural Zones	Not relevant to this proposal.	
9.2	Rural Lands	This direction is not relevant to the planning proposal.	
9.3	Oyster Aquaculture	The Coonamble LGA is not located within a 'Priority Oyster Aquaculture Area'.	
9.4	Farmland of State and Regional Significance on the NSW Far North Coast	This direction is not applicable to the Coonamble LGA.	

Section c – Environmental, Social and Economic Impact

Is there any likelihood that critical habitat or threatened species, populations or ecological communities, or their habitats, will be adversely affected because of the proposal?

The land subject to the planning proposal has not been identified as containing critical habitat or threatened species, populations or ecological communities, or their habitats.

Are there any other likely environmental effects of the planning proposal and how are they proposed to be managed?

Flood modelling completed as part of the West Coonamble Floodplain Risk Management Study and Plan (Jacobs 2021) indicates that part of the subject land may be flood affected. As such, any proposed development should consider the requirements of the Department of Climate Change, Energy, the Environment and Water's guidelines detailed in Section 9.1 (2) Local Planning Direction 4.1 Flooding.

Has the planning proposal adequately addressed any social and economic effects?

Part of the subject land to be reclassified is to be developed as a core and cluster development for to support victims of domestic violence.

Section D – Infrastructure (Local, State and Commonwealth)

Is there adequate public infrastructure for the planning proposal?

The subject land is in an existing residential within Coonamble. Utility services are available to the land including water and sewer. Any additional services required for future development will be assessed at the development application stage.

Section E – State and Commonwealth Interest

What are the views of state and federal public authorities and government agencies consulted in order to inform the Gateway determination?

Consultation with public authorities will be undertaken in accordance with the Gateway determination received for the planning proposal.

PART 4 – MAPS

No mapping is required to support the planning proposal.

PART 5 – COMMUNITY CONSULATION

The planning proposal is required to exhibited for a minimum period of 28 days. At the conclusion of the public exhibition period, a public hearing will also be held as required by the *Local Government Act* 1993.

PART 6 – PROJECT TIMELINE

Stage	Anticipated Timeline
Prepare planning proposal	February 2025
Report to Council	March 2025
Gateway Determination	June 2025
Agency Consultation	July 2025
Public Exhibition	July-August 2025
Public Hearing	August 2025
Report to Council including consideration of	September 2025
submissions	
Parliamentary Counsel Opinion	October 2025
Plan finalised by Minister (or delegate)	November 2025

APPENDIX A

Title and Deposited Plans



REGISTRY Title Search



NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 10/4230

LAND

SERVICES

SEARCH DATE	TIME	EDITION NO	DATE
27/2/2025	2:06 PM	7	19/12/2023

LAND

LOT 10 IN DEPOSITED PLAN 4230 AT COONAMBLE LOCAL GOVERNMENT AREA COONAMBLE PARISH OF COONAMBLE COUNTY OF LEICHHARDT TITLE DIAGRAM DP4230

FIRST SCHEDULE

THE COUNCIL OF THE SHIRE OF COONAMBLE

(T AT712947)

SECOND SCHEDULE (1 NOTIFICATION)

1 RESERVATIONS AND CONDITIONS IN THE CROWN GRANT(S)

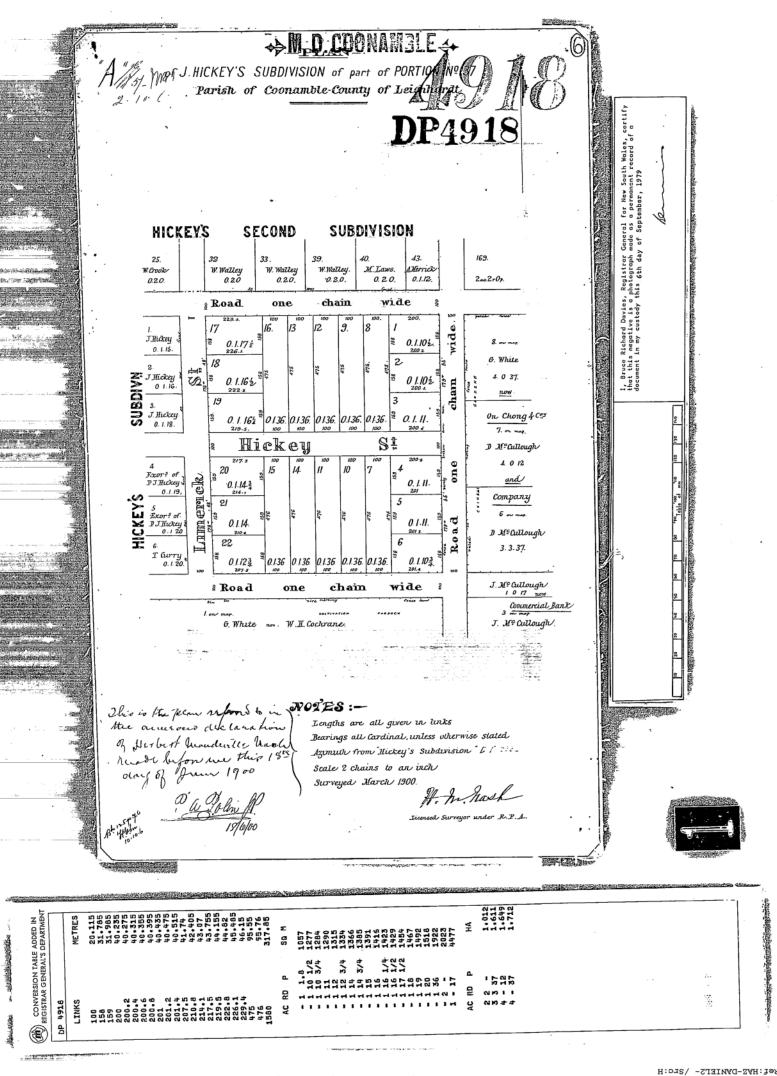
NOTATIONS

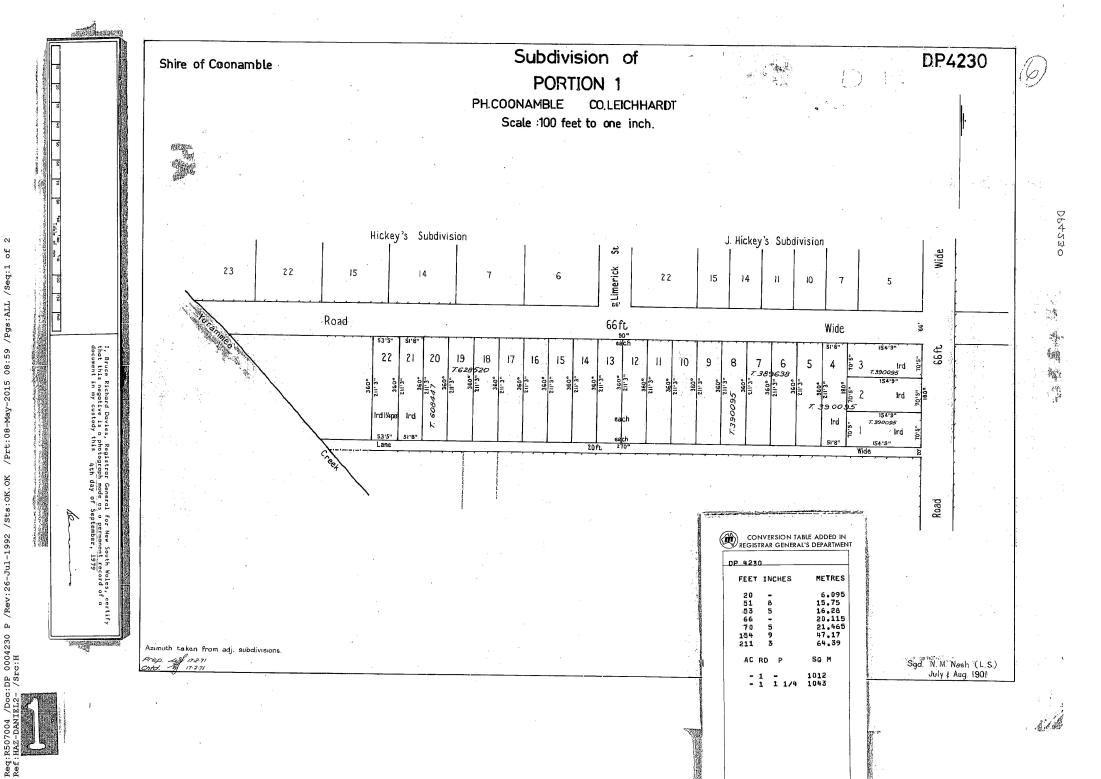
UNREGISTERED DEALINGS: NIL

*** END OF SEARCH ***

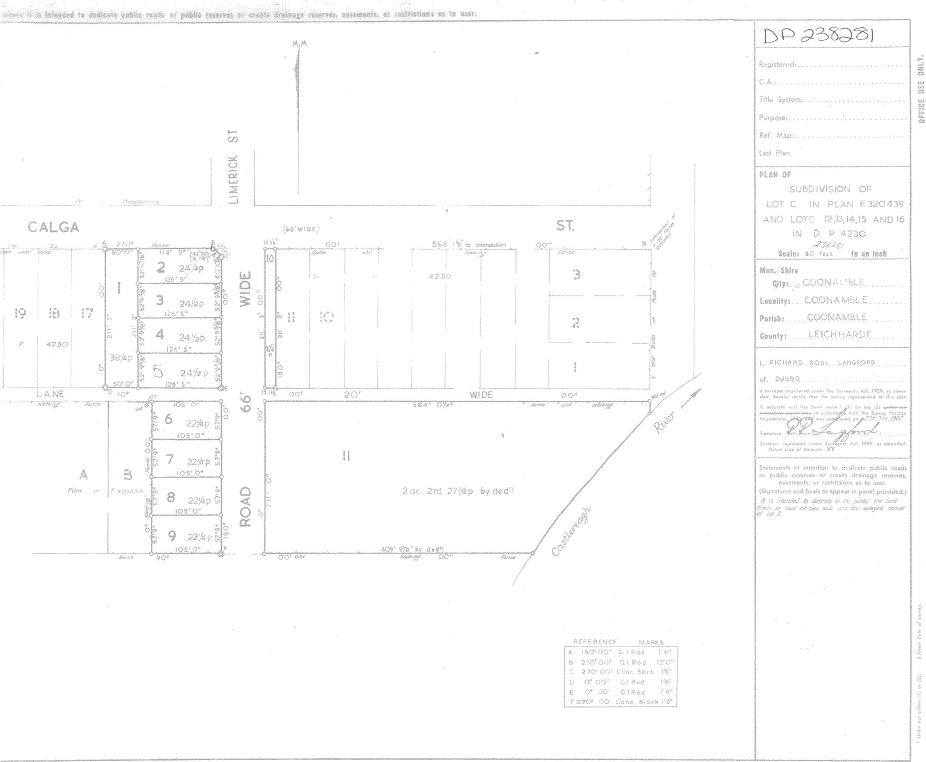
bcmanager@coonambleshire.nsw.gov...

* Any entries preceded by an asterisk do not appear on the current edition of the Certificate of Title. Warning: the information appearing under notations has not been formally recorded in the Register. InfoTrack an approved NSW Information Broker hereby certifies that the information contained in this document has been provided electronically by the Registrar General in accordance with Section 96B(2) of the Real Property Act 1900.





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WARNING: GREASING OR FOLDING WILL LEAD TO REJECTION.

SIGNATURES AND SEA

Council Clerk's Certi

 (a) the requirements of the 5 registration of plans), and
 (b) The requirements of sector 1914, as provided.

* NOTE - This part of certificate to be deleted of a new coad or where the lend to be subdivided Metropolities Water Sowerage and Dramoge Board.

WARNING. Plan Drawing only to appear in this space.-