

# MEMO

**TO:** Gordon Kirkby, Chair of Western Joint Regional Planning Panel  
c/- JRPP Secretariat

**FROM:** Melissa Ward, Manager of Planning

**DATE:** 9 June 2016

**SUBJECT:** Proposed amendment to condition B15

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I am writing to propose an amendment to draft condition B15 provided in Annexure 2 of my email to the JRPP dated 8 June 2016.

Draft condition B15 states that a section 94A contribution levy of \$170,000 is payable in accordance with Council's Section 94A Plan.

I wish to include a note with this condition, allowing for a Voluntary Planning Agreement to be drafted and endorsed by Council and the applicant as an alternative to the listed amount of \$170,000.

This is considered a viable alternative to the straight levy and allows flexibility for Council to work with the applicant to determine a workable and reasonable levy and negates the need for a separate modification application to be lodged for such a matter.

Proposed Note 2 (which requires the current Note to be listed as Note 1) is shown below:

**NOTE 2:** *A Voluntary Planning Agreement drafted in accordance with section 93F of the Environmental Planning and Assessment Act and endorsed by both the applicant and Council may be adopted as an alternative to strict compliance with this condition.*

Please contact the undersigned for any further information or clarification.



Melissa Ward  
**Manager of Planning**