

DATE OF DETERMINATION	Friday, 06 July 2018
PANEL MEMBERS	Jason Perica (Chair), Kara Krason, Michael Leavey, Anne Sander and Bob Pynsent
APOLOGIES	None
DECLARATIONS OF INTEREST	None

Electronic meeting held between 15 June 2018 and 06 July 2018.

MATTER DETERMINED

Panel Ref – 2017HCC039 – LGA – Cessnock – DA8/2017/553/1 - Address – 5 O’Connors Road, Nulkaba (AS DESCRIBED IN SCHEDULE 1)

PANEL CONSIDERATION AND DECISION

The Panel considered: the matters listed at Item 6, the material listed at Item 7 and listed at item 8 in Schedule 1.

The Panel determined to approve the development application as described in Schedule 1 pursuant to section 4.16 of the *Environmental Planning and Assessment Act 1979*.

REASONS FOR THE DECISION

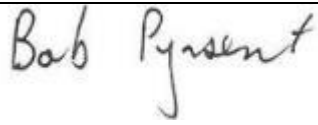
The Panel determined to approve the application for the reasons outlined in the council assessment report with particular reference to:

- The availability of proximate accessible parking in the street and proximate to the works and entry; and
- The overall good accessibility of the site due to its location and appropriate access points.

The Panel considered the application of an additional condition to ensure that accessible parking is provided to meet all relevant requirements to which the applicant was able to provide written confirmation by email that the existing on street space meets all requirements and accordingly that a condition is not required.

The decision was unanimous.

PANEL MEMBERS	
	
Jason Perica (Chair	Kara Krason

 Michael Leavey	 Anne Sander
 Bob Pynsent	

SCHEDULE 1		
1	PANEL REF – LGA – DA NO.	Panel Ref – 2017HCC039 – LGA – Cessnock – DA8/2017/553/1
2	PROPOSED DEVELOPMENT	Alterations and additions to an existing educational establishment
3	STREET ADDRESS	5 O’Connors Road, Nulkaba
4	APPLICANT/OWNER	TSA Management (on behalf of the Department of Education)
5	TYPE OF REGIONAL DEVELOPMENT	Crown development CIV over \$5million
6	RELEVANT MANDATORY CONSIDERATIONS	• Environmental planning instruments: ○ State Environmental Planning Policy No. 44 – Koala Habitat Protection ○ State Environmental Planning Policy No. 55 – Remediation of Land ○ State Environmental Planning Policy No. 64 – Advertising and Signage ○ State Environmental Planning Policy (Educational Establishments and Child Care Facilities) 2017 ○ Cessnock Local Environmental Plan 2011 • Draft environmental planning instruments: Nil • Development control plans: ○ Cessnock Development Control Plan 2010 • Planning agreements: Nil • Provisions of the <i>Environmental Planning and Assessment Regulation 2000</i>: (Clause 92) • Coastal zone management plan: Nil • The likely impacts of the development, including environmental impacts on the natural and built environment and social and economic impacts in the locality

		• The suitability of the site for the development • Any submissions made in accordance with the <i>Environmental Planning and Assessment Act 1979</i> or regulations • The public interest, including the principles of ecologically sustainable development
7	MATERIAL CONSIDERED BY THE PANEL	• Council assessment report: 23 March 2018 • Written submissions during public exhibition: nil
8	MEETINGS AND SITE INSPECTIONS BY THE PANEL	• Electronic meeting: 15 June 2018 to 06 July 2018
9	COUNCIL RECOMMENDATION	Approval
10	DRAFT CONDITIONS	Submitted with Council report