

DETERMINATION AND STATEMENT OF REASONS
HUNTER AND CENTRAL COAST REGIONAL PLANNING PANEL

DATE OF DETERMINATION	30 October 2018
PANEL MEMBERS	Jason Perica (Chair), Michael Leavey, John MacKenzie
APOLOGIES	Kara Krason and Jason Dunn
DECLARATIONS OF INTEREST	None

Papers circulated electronically between 17 October 2018 and 24 October 2018.

MATTER DETERMINED

2017HCC040 – Newcastle City Council – DA2017/01269 at 48 Brown Street The Hill (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 the material presented at meetings and briefings and the matters observed at site inspections listed at item 8 in Schedule 1.

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




The decision was unanimous.

REASONS FOR THE DECISION

- The draft conditions and the supporting information from Subsidence NSW, show the matters have been addressed and the panel support approval subject to the revised conditions, which have been agreed by the Crown applicant.

CONDITIONS

The development application was approved subject to the conditions in the Council Assessment Report.

PANEL MEMBERS	
 Jason Perica (Chair)	 Michael Leavey
 John MacKenzie	

SCHEDULE 1		
1	PANEL REF – LGA – DA NO.	2017HCC040 – Newcastle City Council – DA2017/01269
2	PROPOSED DEVELOPMENT	Alterations and Additional to Educational Facility
3	STREET ADDRESS	48 Brown Street The Hill
4	APPLICANT/OWNER	Applicant: TSA Management Owner: NSW Department of Education
5	TYPE OF REGIONAL DEVELOPMENT	Private infrastructure and community facilities over \$5 million
6	RELEVANT MANDATORY CONSIDERATIONS	<ul style="list-style-type: none"> Environmental planning instruments: <ul style="list-style-type: none"> State Environmental Planning Policy (State and Regional Development) 2011 State Environmental Planning Policy (Infrastructure) 2007 State Environmental Planning Policy (Educational Establishments and Child Care Facilities) 2017 State Environmental Planning Policy No. 55 – Remediation of Land State Environmental Planning Policy No. 71 – Coastal Protection State Environmental Planning Policy (Vegetation in Non-Rural Areas – 2017 Newcastle Local Environmental Plan 2012 Draft environmental planning instruments: Nil Development control plans: <ul style="list-style-type: none"> Newcastle Development Control Plan 2012 Section 94A Development Contributions Plan 2012 Planning agreements: Nil Provisions of the <i>Environmental Planning and Assessment Regulation 2000</i>: Nil 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	<ul style="list-style-type: none"> Council assessment report: 14 June 2018 Written submissions during public exhibition: One
8	PAPERS CIRCULATED ELECTRONICALLY	<ul style="list-style-type: none"> Papers were circulated electronically between Wednesday 17 October 2018 and Wednesday 24 October 2018
9	COUNCIL RECOMMENDATION	Approval
10	DRAFT CONDITIONS	Attached to the council assessment report