

Mr Jeremy Bath
Chief Executive Officer
Newcastle City Council
PO Box 489
NEWCASTLE NSW 2300

Dear Mr Bath

Newcastle Local Environmental Plan 2012 (Amendment No. 26)

I refer to the proposal to amend Newcastle Local Environmental Plan 2012 to change building heights in the Newcastle East End.

I am pleased to advise that as the Minister's delegate, I have made the plan under section 3.36(2) of the *Environmental Planning and Assessment Act 1979*, and under section 3.24(5) it will take effect when published on the NSW Legislation website.

I have also, as the Minister's delegate, amended the building heights for Block 4B (the Market Square building on Hunter Street) and Block 7 (the terraces and Masonic Hall in King and Thorn Streets). I note that Council sought to change the proposed building height on these sites in response to a submission after exhibition without seeking further public comment on the proposed changes. However, I consider it appropriate that the building heights be consistent with the existing concept approval. The finalised height on these two sites therefore reflects that which was publicly exhibited.

Should you have any enquiries about this matter, I have arranged for Mr Ben Holmes of the Department of Planning and Environment's Hunter Region team to assist you. Mr Holmes can be contacted on 4904 2709.

Yours sincerely



Marcus Ray
Deputy Secretary
Planning Services

16/03/2018

ERRATUM

Environmental Planning and Assessment Act 1979


Newcastle Local Environmental Plan 2012 (Amendment No 32)

The Newcastle Local Environmental Plan 2012 (Amendment No 32) was notified on the NSW Legislation website on 17 April 2018. It made mapping amendments to the Newcastle Local Environmental Plan 2012 relating to several properties in Newcastle and introduced the SP3 Tourist zone to the land use table. However, there are several errors in the maps and map cover sheet associated with this amendment:

- the map sheets listed on the map cover sheet for FSR_004G, HOB_004G and LZN_004G could not be revoked as they were revoked on the same day by the Newcastle Local Environmental Plan (Amendment No 28);
- the map cover sheet incorrectly identified the map sheet LZN_004K adopted by Amendment No 32; and
- the map sheet for FSR_004K erroneously introduced "Area A" and "Area C".

This erratum corrects the map cover sheet for Amendment No 32 to revoke map sheets 5900_COM_FSR_004G_010_20180226, 5900_COM_HOB_004G_010_20180226 and 5900_COM_LZN_004G_010_20180226, and adopt map sheet 5900_COM_LZN_004K_010_20180406. This erratum will also replace map sheet 5900_COM_FSR_004K_010_20180404.

The approval date for this matter remains unchanged.

 <i>Stephen Murray</i> 9 July 2018 <i>Acting Deputy Secretary Planning Services</i> Delegate of the Minister for Planning
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Certified

[Date]

Stephen Murray, Acting Deputy Secretary,
Department of Planning and Environment

Delegate for the Minister for Planning