

DETERMINATION AND STATEMENT OF REASONS
SYDNEY SOUTH PLANNING PANEL

DATE OF DETERMINATION	17 December 2020
PANEL MEMBERS	Helen Lochhead (Chair), Stuart McDonald, Heather Warton, Jack Boyd, Peter Scaysbrook
APOLOGIES	None
DECLARATIONS OF INTEREST	None

Papers circulated electronically on 10 December 2020.

MATTER DETERMINED

PPSSSH-20 – SUTHERLAND SHIRE – DA20/0247

5 CLERKE PLACE KURNELL 2231

Change of use and internal works to unit 3 for use as a waste management facility for storage and processing of food-grade oils (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.

Development application

The panel determined to approve the development application with a deferred commencement pursuant to section 4.16 of the *Environmental Planning and Assessment Act 1979*.

The decision was unanimous.

REASONS FOR THE DECISION






The panel determined to approve with a deferred commencement the application for the reasons outlined in the council assessment report

CONDITIONS

The development application was approved subject to the conditions in the council assessment report

CONSIDERATION OF COMMUNITY VIEWS

In coming to its decision, the panel notes that no written submissions were made during public exhibition and therefore no issues of concern were raised.

PANEL MEMBERS	
 Helen Lochhead (Chair)	 Stuart McDonald
 Heather Warton	 Jack Boyd
 Peter Scaysbrook	

SCHEDULE 1		
1	PANEL REF – LGA – DA NO.	PPSSSH-20 – SUTHERLAND SHIRE – DA20/0247
2	PROPOSED DEVELOPMENT	Change of use and internal works to unit 3 for use as a waste management facility for storage and processing of food-grade oils
3	STREET ADDRESS	3/5 Clerke Place Kurnell
4	APPLICANT/OWNER	Wynyardz Pty Ltd
5	TYPE OF REGIONAL DEVELOPMENT	Designated development - waste management facility or works
6	RELEVANT MANDATORY CONSIDERATIONS	<ul style="list-style-type: none"> Environmental planning instruments: <ul style="list-style-type: none"> State Environmental Planning Policy (Infrastructure) 2007. State Environmental Planning Policy – State & Regional Development 2011 (Schedule 7 Regionally Significant Development). State Environmental Planning Policy Coastal Management (2018). State Environmental Planning Policy No. 19 Bushland in Urban Areas. State Environmental Planning Policy No. 33 Hazardous and Offensive Development Sutherland Shire Local Environmental Plan 2015 State Environmental Planning Policy No. 55 (Remediation of Land) (SEPP 55). Draft environmental planning instruments: Nil Development control plans: <ul style="list-style-type: none"> Sutherland Shire Development Control Plan 2015 Planning agreements: Nil Provisions of the <i>Environmental Planning and Assessment Regulation 2000</i>: Schedule 3 Clause 32 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: 9 November 2020 Written submissions during public exhibition: 0
8	MEETINGS, BRIEFINGS AND SITE INSPECTIONS BY THE PANEL	<ul style="list-style-type: none"> Briefing: 16 September 2020 <ul style="list-style-type: none"> <u>Panel members</u>: Helen Lochhead, Stuart McDonald, Heather Warton, Steve Simpson, Michael Forshaw <u>Council assessment staff</u>: Gavin Ho, Carolyn Howell Final briefing to discuss council's recommendation: 16 December 2020 <ul style="list-style-type: none"> <u>Panel members</u>: Helen Lochhead, Stuart McDonald, Heather Warton, Jack Boyd, Peter Scaysbrook <u>Council assessment staff</u>: Gavin Ho, Carolyn Howell
9	COUNCIL RECOMMENDATION	Approved with deferred commencement
10	DRAFT CONDITIONS	Attached to the council assessment report