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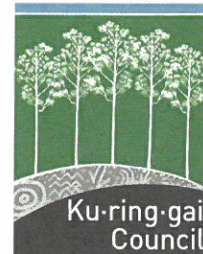
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Contact: Alexandra Plumb

Reference: S11688 / 2018/351398

22 November 2018



Ann-Maree Carruthers
Director, Region – Sydney West
Planning Services
GPO Box 39, Sydney NSW 2001

Dear Ms Carruthers

Request for Gateway Determination – Planning Proposal for the Consolidation of the KLEP (Local Centres) 2012 and KLEP 2015

At its meeting of 11 September 2018 Ku-ring-gai Council resolved to prepare a Planning Proposal to consolidate the KLEP (Local Centres) 2012 and KLEP 2015 as follows:

- A. *That a Planning Proposal be prepared for the consolidation of Ku-ring-gai Local Environmental Plan 2015 and of Ku-ring-gai Local Environmental Plan (Local Centres) 2012. The Planning Proposal is to include the mapping changes identified in Attachment A1 and the amendments to the Written Instrument identified in Attachment A2.*
- B. *That the Planning Proposal be forwarded to the Department of Planning and Environment for a Gateway Determination in accordance with the provisions of the EP&A Act and Regulations.*
- C. *That Council requests the plan making delegation under Section 2.4 of the EP&A Act for this Planning Proposal.*
- D. *That upon receipt of a Gateway Determination, the exhibition and consultation process is carried out in accordance with the requirements of the EP&A Act and with the Gateway Determination requirements.*
- E. *That a report be brought back to Council at the conclusion of the exhibition period.*
- F. *That the Killara Golf Club Planning Proposal not be part of the consolidation until such time as Councillors can review it.*

The Planning Proposal was prepared in accordance with Resolution A. As required by the Local Planning Panels Direction – Planning Proposals issued by the Minister for Planning under Section 9.1 of the *Environmental Planning and Assessment Act 1979*, the Planning Proposal was referred to the Ku-ring-gai Local Planning Panel Meeting of 19 November 2018 for advice.

The Ku-ring-gai Local Planning Panel provided the following advice:

That the Ku-ring-gai Local Planning Proposal for the consolidation of the Ku-ring-gai Local Environmental Plan 2015 and Ku-ring-gai Local Environmental Plan (Local Centres) 2012 be submitted to the Department of Planning and Environment for a Gateway Determination.

The Council commence the process of consolidating the Ku-ring-gai Development Control Plan and the Ku-ring-gai Local Centres Development Control Plan into a single comprehensive DCP. The new DCP should come into effect on the making of the new consolidated Ku-ring-gai Local Environmental Plan (2015).

That the exhibition material used by the Planning Proposal be supplemented in the use of general statements such as 'unique visual and landscaped character. The exhibition material to include references to the source documents that contain the definition for those terms such as e.g. Ku-ring-gai Community Strategic Plan – Our Ku-ring-gai 2038.

In accordance with the advice from the Department of Planning dated 29 October 2018, the Planning Proposal has not been referred back to Council to consider the panel's advice. This is due to the advice provided by the panel being consistent with the Council Resolution to submit the Planning Proposal for Gateway Determination. The panel have not sought to alter the Planning Proposal and the intent of Local Planning Panels Direction has been satisfied.

Please find enclosed the Planning Proposal and Appendices, the Ku-ring-gai Local Planning Panel Meeting Report and Advice from 19 November 2018 and the Council Report and Resolution from 11 September 2018.

It is requested that the Planning Proposal be considered for a Gateway Determination under Section 3.33 of the *Environmental Planning and Assessment Act 1979*.

It is also requested that Council be authorised as the local plan-making authority to exercise the functions under Section 3.36(2) of the *Environmental Planning and Assessment Act 1979*.

If you have any enquiries on this matter, please contact Alexandra Plumb, Urban Planner on 9424 0795.

Yours Sincerely



Antony Fabbro
Manager Urban Planning