

DATE OF DECISION	13 September 2021
PANEL MEMBERS	Paul Mitchell (Chair), Penny Holloway and Stephen Gow
APOLOGIES	None
DECLARATIONS OF INTEREST	Robert Hayes declared a conflict of interest as he has raised questions about this development in Council on behalf of interested parties in 2013. Daniel Simpson declared a conflict of interest due a possible public perception that he would benefit financially from an approval, due to his business interests

Papers circulated electronically on 30 August 2021.

MATTER CONSIDERED

The panel considered an application by the applicant to amend the following development application: PPS-2014NTH020 – Richmond Valley – DA 2015.096 at 240 Iron Gates Rd, Evans Head – subdivision (as described in Schedule 1)


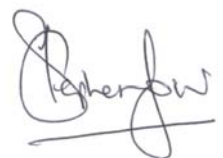

PANEL CONSIDERATION

The panel considered: the matters listed at item 6, the material listed at item 7 and the material presented at meetings and briefings listed at item 8 in Schedule 1.

PANEL DECISION

The panel decided to accept the amendment of the application under Clause 55 of the *Environmental Planning & Assessment Regulations 2000*.

The decision was unanimous.

PANEL MEMBERS	
 Paul Mitchell OAM (Chair)	 Stephen Gow
 Penny Holloway	

SCHEDULE 1

1	PANEL REF – LGA – DA NO.	PPS-2014NTH020 – Richmond Valley – DA 2015.096
2	PROPOSED DEVELOPMENT	<ul style="list-style-type: none"> • Subdivision of land to create 184 lots including: <ul style="list-style-type: none"> ▪ 175 residential lots, ▪ 3 residue lots, ▪ 4 public reserves, ▪ 1 drainage reserve & ▪ 1 sewer pump station lot, • Upgrading of Iron Gates Drive, including clearing work in the road reserve, • Demolition of existing structures, including a dwelling; • Associated subdivision infrastructure works
3	STREET ADDRESS	Lot 163 DP 831052 and Lots 276 & 277 in DP 755624 (240 Iron Gates Drive, Evans Head)
4	APPLICANT/OWNER	GoldCoral Pty Ltd
5	TYPE OF REGIONAL DEVELOPMENT	Coastal Development - Subdivision
6	RELEVANT MANDATORY CONSIDERATION	<ul style="list-style-type: none"> • Clause 55 of the Environmental Planning & Assessment Regulations 2000
7	MATERIAL CONSIDERED BY THE PANEL	<ul style="list-style-type: none"> • Department briefing report: 17 August 2021 • Department briefing report: 24 August 2021 • Correspondence from Mills Oakley: 31 August 2021
8	MEETINGS, BRIEFINGS AND SITE INSPECTIONS BY THE PANEL	<ul style="list-style-type: none"> • Briefing: 18 August 2021 <ul style="list-style-type: none"> ○ <u>Panel members</u>: Paul Mitchell (Chair), Penny Holloway, Stephen Gow and Robert Hayes ○ <u>Council assessment staff</u>: Tony McAteer, Angela Jones and Andy Edwards ○ <u>Department staff</u>: Kim Johnston, Sung Pak, Amanda Moylan, Lisa Foley and Jane Gibbs • Applicant Briefing: 6 September 2021 <ul style="list-style-type: none"> ○ <u>Panel members</u>: Paul Mitchell (Chair), Penny Holloway and Stephen Gow ○ <u>Council assessment staff</u>: Tony McAteer, Angela Jones and Andy Edwards ○ <u>Department staff</u>: Kim Johnston, Sung Pak, Amanda Moylan, Lisa Foley and Jane Gibbs ○ <u>Applicant representatives</u>: Graeme Ingles, Aaron Gadiel and Darryl Anderson <p><u>Note</u>: Applicant briefing was requested to respond to the recommendation in the briefing report</p>
9	RECOMMENDATION	That the Panel not agree to the amendment of the application under Clause 55 of the <i>Environmental Planning and Assessment Regulation 2000</i>