



Gateway Determination

Planning proposal (Department Ref: PP_2021_4559): to rezone land from B2 Local Centre to R1 General Residential at No.121 and 129 Newling Street, Lisarow.

I, the Director, Central Coast and Hunter Region, at the Department of Planning, Industry and Environment, as delegate of the Minister for Planning and Public Spaces, have determined under section 3.34(2) of the *Environmental Planning and Assessment Act 1979* (the Act) that an amendment to the *Gosford Local Environmental Plan 2014* should proceed subject to the following conditions:

1. Prior to undertaking community consultation, Council is to amend the planning proposal to include the draft amending LEP maps as Appendix I, J, K & L and submit to the Department for approval by **1 September 2021**.
2. Public exhibition is required under section 3.34(2)(c) and schedule 1 clause 4 of the Act as follows:
 - (a) the planning proposal is classified as low impact as described in *A guide to preparing local environmental plans* (Department of Planning and Environment, 2018) and must be made publicly available for a minimum of **28 days**;
 - (b) the planning proposal authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 6.5.2 of *A guide to preparing local environmental plans* (Department of Planning and Environment, 2018); and
 - (c) public exhibition is to commence by **1 December 2021**.
3. Consultation is required with the NSW Rural Fire Service under section 3.34(2)(d) of the Act to determine consistent with section 9.1 Ministerial direction 4.4 Planning for Bushfire Protection.

The NSW Rural Fire Service is to be provided with a copy of the planning proposal and any relevant supporting material, and given at least 21 days to comment on the proposal.

4. A public hearing is not required to be held into the matter by any person or body under section 3.34(2)(e) of the Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).

5. The planning proposal authority is authorised as the local plan-making authority to exercise the functions under section 3.36(2) of the Act subject to the following:
 - (a) the planning proposal authority has satisfied all the conditions of the Gateway determination;
 - (b) the planning proposal is consistent with section 9.1 Directions or the Secretary has agreed that any inconsistencies are justified; and
 - (c) there are no outstanding written objections from public authorities.

6. The time frame for completing the LEP is to be **12 months** following the date of the Gateway determination.

Dated 4th day of August 2021.



Dan Simpkins
Director, Central Coast and Hunter Region
Department of Planning, Industry and
Environment

Delegate of the Minister for Planning and
Public Spaces