

DETERMINATION AND STATEMENT OF REASONS
WOLLONGONG CITY COUNCIL – WOLLONGONG LOCAL PLANNING PANEL (WLPP)

DATE OF DETERMINATION	20 April 2021
PANEL MEMBERS	Alison McCabe, Robert Montgomery, Helena Miller, Edger du Bois

Public meeting held at Wollongong City Council, Level 9 Function Room, 41 Burelli Street, Wollongong on 20 April 2021 opened at 5:00pm and closed at 5.55pm.

MATTER DETERMINED

DA-2020/1374, Lot 1 DP 948600, Lot 11 DP 1137408, 341-345 and Lot 11 Lawrence Hargrave Drive, Clifton (as described in detail in schedule 1).

PUBLIC SUBMISSIONS

No submitters addressed the Panel

PANEL CONSIDERATION AND DECISION

The Panel considered the matters listed at item 7, and the material presented at the meeting and the matters observed at site inspections listed at item 8 in Schedule 1.

The Panel determined to approve the development application as described in Schedule 1 pursuant to section 4.16 of the *Environmental Planning and Assessment Act 1979*.

The decision was unanimous.





REASONS FOR THE DECISION

The reasons for the decision of the Panel were:

- The environmental impacts of the proposal are acceptable and can be suitably mitigated.
- The site is suitable for the proposed development and
- The proposal is in the Public Interest.

CONDITIONS

The development application was approved subject to the conditions in the Council Assessment Report.

PANEL MEMBERS	
 Alison McCabe (Chair)	 Robert Montgomery
 Helena Miller	 Edger du Bois (Community Representative)

SCHEDULE 1		
1	DA NO.	DA-2020/1374
2	PROPOSED DEVELOPMENT	Designated Development - construction of two (2) sections of The Grand Pacific Walk footpath
3	STREET ADDRESS	341-345 Lawrence Hargrave Drive, Clifton Lot 11 Lawrence Hargrave Drive, Clifton
4	APPLICANT	Wollongong City Council
5	REASON FOR REFERRAL	<p>The proposal has been referred to the Local Planning Panel for determination pursuant to clause 2.19(1)(a) of the Environmental Planning and Assessment Act 1979. Under Schedule 2 Clause 4 (a) of the Local Planning Panels Direction, the proposal is designated development. The works are located within the mapped Littoral Rainforest Area pursuant to the SEPP (Coastal Management) 2018.</p> <p>The proposal is also referred to the Local Planning Panel for determination pursuant to Schedule 2 Clause 1(a) of the Local Planning Panels direction, as the land is owned by Wollongong City Council, and Council is the applicant.</p>
6	RELEVANT MANDATORY CONSIDERATIONS	<ul style="list-style-type: none"> • Environmental planning instruments: <ul style="list-style-type: none"> ○ Environmental Planning and Assessment Act 1979 ○ Environmental Planning and Assessment Regulations 2000 ○ NSW Biodiversity Conservation Act 2016 ○ State Environmental Planning Policy (Infrastructure) 2007 ○ State Environmental Planning Policy No 55 – Remediation of Land ○ State Environmental Planning Policy (Coastal Management) 2018 ○ State Environmental Planning Policy (Koala Habitat Protection) 2020 ○ Wollongong Local Environment Plan 2009 • Wollongong City Wide Development Contributions Plan 2020 • Development control plans: <ul style="list-style-type: none"> ○ Wollongong Development Control Plan 2009 • 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 dated 20 April 2021 • Written submissions during public exhibition: Two (2) • Verbal submissions at the public meeting: None
8	SITE INSPECTIONS BY THE PANEL	<p>Site inspection 20 April 2021 Attendees:</p> <ul style="list-style-type: none"> ○ Panel members: Alison McCabe (Chair), Robert Montgomery, Helena Miller, Edger DuBois (Community Representative)
9	COUNCIL RECOMMENDATION	Approve
10	DRAFT CONDITIONS	Attached to the council assessment report