

# DETERMINATION AND STATEMENT OF REASONS

WOLLONGONG CITY COUNCIL – WOLLONGONG LOCAL PLANNING PANEL (WLPP)

<b>DATE OF DETERMINATION</b>	1 December 2020
<b>PANEL MEMBERS</b>	Robert Montgomery (Chair), Sue Hobley, Helena Miller, Edger du Bois (Community Representative)

Public meeting held at Wollongong City Council, Level 9 Function Room, 41 Burelli Street, Wollongong on 1 December 2020 opened at 5:00pm and closed at 5:54pm.

## MATTER DETERMINED

DA-2020/620 – Lot 59 DP 18874, Lot 101 DP 847615, J.J. Kelly Park, Keira Street and 33 Swan Street, Wollongong (as described in detail in schedule 1).

## PUBLIC SUBMISSIONS

The Panel was addressed by one submitter.

The Panel heard from the applicant and the applicant requested that the matter be deferred to provide an opportunity to submit additional information in response to the concerns raised by the community.

## 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 defer the development application as described in Schedule 1 pursuant to section 4.16 of the *Environmental Planning and Assessment Act 1979*, at the request of the applicant. The Panel supported the applicant's view that additional information will assist to clarify the application and its potential impacts. The application is to be referred back to the Panel upon receipt of additional information.

The decision was unanimous.

## REASONS FOR THE DECISION

The reason for the decision of the Panel was:

- The applicant's request for deferral is reasonable in the circumstances.

PANEL MEMBERS	
 Robert Montgomery (Chair)	 Sue Hobley
 Helena Miller	 Edger du Bois (Community Representative)

SCHEDULE 1		
1	DA NO.	DA-2020/620
2	PROPOSED DEVELOPMENT	Major Events DA
3	STREET ADDRESS	J.J. Kelly Park - bounded by Keira Street, Swan Street and Springhill Road Wollongong
4	APPLICANT/OWNER	Wollongong City Council
5	REASON FOR REFERRAL	Council is applicant
6	RELEVANT MANDATORY CONSIDERATIONS	<ul style="list-style-type: none"> <li>• Environmental planning instruments: <ul style="list-style-type: none"> <li>○ State Environmental Planning Policy (Infrastructure) 2007</li> <li>○ State Environmental Planning Policy No 55 – Remediation of Land</li> <li>○ State Environmental Planning Policy No 64—Advertising and Signage</li> <li>○ SEPP (Coastal management) 2018</li> <li>○ SEPP (Koala Habitat Protection) 2019</li> <li>○ Wollongong Local Environment Plan 2009</li> </ul> </li> <li>• Draft environmental planning instruments: N/A</li> <li>• Development control plans: <ul style="list-style-type: none"> <li>○ Wollongong Development Control Plan 2009</li> </ul> </li> <li>• Planning agreements: N/A</li> <li>• Provisions of the <i>Environmental Planning and Assessment Regulation 2000</i>: N/A</li> <li>• Wollongong Coastal Zone Management Plan</li> <li>• Plan of Management</li> <li>• The likely impacts of the development, including environmental impacts on the natural and built environment and social and economic impacts in the locality</li> <li>• The suitability of the site for the development</li> <li>• Any submissions made in accordance with the <i>Environmental Planning and Assessment Act 1979</i> or regulations</li> <li>• The public interest, including the principles of ecologically sustainable development</li> </ul>
7	MATERIAL CONSIDERED BY THE PANEL	<ul style="list-style-type: none"> <li>• Council assessment report dated 1 December 2020</li> <li>• Written submissions during public exhibition: three</li> <li>• Verbal submissions at the public meeting: one</li> </ul>
8	SITE INSPECTIONS BY THE PANEL	Site inspection was not conducted.
9	COUNCIL RECOMMENDATION	Approve
10	DRAFT CONDITIONS	Attached to the council assessment report