

DETERMINATION AND STATEMENT OF REASONS

WOLLONGONG CITY COUNCIL – WOLLONGONG LOCAL PLANNING PANEL (WLPP)

DATE OF DETERMINATION	18 July 2023
PANEL MEMBERS	Robert Montgomery (Chair), Steve Fermio, Helena Miller, Trish McBride (Community Representative)

Public meeting held at Wollongong City Council, Level 9 Function Room, 41 Burelli Street, Wollongong on 18 July 2023 opened at 5:00pm and closed at 5:54pm.

MATTER DETERMINED

DA-2023/249 - Lot 100 DP 1226975 Keira Village Park Keira Mine Road, Mount Keira (as described in detail in schedule 1).

PUBLIC SUBMISSIONS

The Panel heard from the applicant.

PANEL CONSIDERATION AND DECISION

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

The Panel determined to defer consideration of the development application until an environmental site investigation is provided which either confirms that the land proposed for development is not contaminated, or if contaminated, whether the land is suitable or can be remediated to be suitable for the proposed use, as required by clause 4.6 of State Environmental Planning Policy (Resilience and Hazards) 2021.

The decision was unanimous.

REASONS FOR THE DEFERRAL

The reasons for the decision of the Panel were:

- The Panel was provided with information about contamination discovered within certain areas of the park. In particular, asbestos material has been buried nearby. The information suggests that there may be contamination elsewhere within Keira Village Park.
- In the circumstances, the Panel cannot be satisfied at this time in relation to clause 4.6 of State Environmental Planning Policy (Resilience and Hazards) 2021. Accordingly, a determination cannot be made.
- The application is to be referred to the Panel for determination when satisfactory information has been provided.

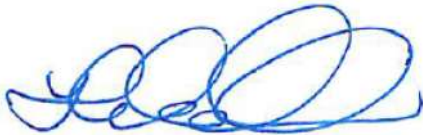
PANEL MEMBERS

A handwritten signature in black ink, consisting of a long horizontal stroke followed by a stylized, angular mark.

Robert Montgomery
(Chair)

A handwritten signature in black ink, featuring a large, loopy 'S' followed by a series of connected loops.

Steve Fermio

A handwritten signature in blue ink, composed of several overlapping, horizontal loops.

Helena Miller

A handwritten signature in black ink, starting with a horizontal line and a small vertical tick, followed by the letters 'Pm' and a stylized 'B'.

Trish McBride
(Community Representative)

SCHEDULE 1		
1	DA NO.	DA-2023/249
2	PROPOSED DEVELOPMENT	Recreation facility - demolition of existing three (3) lane cricket net facility, relocation of three (3) trees and construction of five (5) lane cricket net facility with internal retractable netting
3	STREET ADDRESS	Keira Village Park Keira Mine Road MOUNT KEIRA NSW 2500
4	APPLICANT	Keira Cricket Club
5	REASON FOR REFERRAL	Under Clause 1(a) of Schedule 2 of the Local Planning Panels Direction of 30 June 2020, development is proposed on Community Land owned by Council.
6	RELEVANT MANDATORY CONSIDERATIONS	<ul style="list-style-type: none"> Environmental planning instruments: <ul style="list-style-type: none"> State Environmental Planning Policy (Resilience and Hazards) 2021 State Environmental Planning Policy (Biodiversity and Conservation) 2021 Wollongong Local Environment Plan 2009 Wollongong Development Contributions Plan 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 18 July 2023 Written submissions during public exhibition: Nil Verbal submissions at the public meeting: Nil
8	SITE INSPECTIONS BY THE PANEL	No site inspection was carried out by the Panel.
9	COUNCIL RECOMMENDATION	Approve
10	DRAFT CONDITIONS	Attached to the council assessment report