

# Notice of decision

## Section 2.22 and clause 20 of Schedule 1 of the *Environmental Planning and Assessment Act 1979*

<b>Application type</b>	Development Application
<b>Application number and project name</b>	DA 10104 Internal alterations to an existing tourist accommodation building
<b>Applicant</b>	Luhajo Pty Ltd
<b>Consent Authority</b>	Minister for Planning and Public Spaces

### Decision

The Team Leader of the Alpine Resorts Team under delegation from the Minister for Planning has, under s.4.16 of the *Environmental Planning and Assessment Act 1979 (the Act)* granted consent to the development application subject to the recommended conditions.

A copy of the development consent and conditions is available:  
<https://majorprojects.affinitylive.com/attachments/470E1260-22DE-11EA-A853-2991C2E95679/Determination%20and%20Schedules.pdf>

A copy of the Department of Planning and Environment's Assessment Report is available:  
<https://majorprojects.affinitylive.com/attachments/5587AA18-22DE-11EA-9702-BFDDE4E704D5/Development%20Application%20Assessment.pdf>

### Date of decision

19 December 2019

### Reasons for decision

The following matters were taken into consideration in making this decision:

- the relevant matters listed in section 4.15 of the Act and the additional matters listed in the statutory context section of the Department's Assessment Report;
- the prescribed matters under the *Environmental Planning and Assessment Regulation 2000*;
- the objects of the Act;
- all information submitted with the development application and during the assessment and information considered in the Department's Assessment Report;
- the findings and recommendations in the Department's Assessment Report; and
- the views of the community about the project (see Attachment 1).

The findings and recommendations set out in the Department's Assessment Report were accepted and adopted as the reasons for making this decision.

The key reasons for granting consent to the development application are as follows:

- the project is permissible with development consent under the State Environmental Planning Policy (Kosciuszko Nation Park – Alpine Resorts) 2007 and is consistent with NSW Government policies including the *South East and Tableland Regional Plan 2036* aim to increase visitation to the NSW ski resorts.
- There would be no impacts on the community and the environment;
- no issues were raised by the community during exhibition of the proposal; and
- weighing all relevant considerations, the project is in the public interest.

- **Attachment 1 – Consideration of Community Views**

Due to the nature and location of the works the application was not publicly exhibited, the Application was made publicly available on the Department's website. Comments were received from the National Parks and Wildlife Service. No other submissions were received.

The issues raised by the NPWS are addressed in detail in the Department's Assessment Report.

There were no community views that needed to be taken into consideration in making this decision. No issues were raised by the community and no public submissions were received.