



BSC File No: 26.2016.2.1- # E2016/53167
Contact: Rob van Iersel

6 July 2016

General Manager Northern Region
Department of Planning & Environment
Locked Bag 9022
GRAFTON NSW 2460
By email: northcoast@planning.nsw.gov.au

Dear Sir/ Madam

Planning Proposal to amend Byron LEP 2014 – Reclassify Part Lot 100 DP 1023737, Suffolk Park

Council at its Ordinary Meeting of 27 February 2014 considered a Planning Proposal to amend the Byron LEP 2014 in regards to the reclassification of Community land at Suffolk Beachfront Holiday Park and resolved:

14-051 Resolved (relevant part)

1. That Council commence the proceedings to reclassify part of but not all of Lot 100 DP 1023737, Alcorn Street, Suffolk Park, identified in blue on Annexure 13(a) (#E2013/77893) from Community Land to Operational Land.
2. That Council authorise the General Manager to begin the statutory process to consider reclassification of the land identified in Part 1 above from Community to Operational Land by preparing a planning proposal for the Minister of Planning's determination through the Gateway process.

The intention of the Planning Proposal is that a small part of the Suffolk Beachfront Holiday Park, being the areas occupied by long-term residents, will be reclassified from "community" land to "operational" land.

The whole of the site is public land owned by Council, and is known as Lot 100 DP 1023737, Alcorn Street Suffolk Park.

The instrument proposed by this Planning Proposal will:

- a) reclassify the identified part of the property as "operational" in accordance with Part 2 of Chapter 6 of the Local Government Act 1993 ("LG Act");
- b) result in that part of the land no longer being a public reserve (if it is a public reserve); and
- c) by operation of the plan, discharging that land from any trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land, except for:
 - i. any reservations that except land out of a Crown grant relating to the land, and
 - ii. reservations of minerals (within the meaning of the Crown Lands Act 1989).

In accordance with Section 56 of the *Environmental Planning and Assessment Act 1979*, Council submits the enclosed planning proposal for a Gateway determination. It is requested that plan making functions be delegated to Council as the planning proposal is only of local significance. In this regard please find attached the completed evaluation checklist.



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As the planning proposal is considered not to be 'low impact' as outlined in the Department of Planning and Environment's '*A guide to preparing local environmental plans*', a 28 day public exhibition period is recommended.

Should you have any enquiries please contact Rob van Iersel on 6626 7054 or by email rob.vaniersel@byron.nsw.gov.au.

Yours sincerely



Sharyn French
Manager Environmental & Economic Planning

Encl. *Planning Proposal #E2016/51888*
Council Report # E2013/77901
Delegation Evaluation checklist #E2016/53204
Certificate of Title Lot 100 DP 1023737 part #DM338854

