

Mr Paul Hickey
General Manager
Ballina Shire Council
PO Box 450
BALLINA NSW 2478

Via email: council@ballina.nsw.gov.au
klaus.kerzinger@ballina.nsw.gov.au

Dear Mr Hickey

Planning proposal PP_2018_BALLI_003_00 – Alteration of Gateway Determination

I refer to your correspondence of 5 November 2020 in relation to an extension of time and revisions to planning proposal PP_2018_BALLI_003_00 that seeks to rezone part of Lot 1 DP 781542 and part of Lot 3 DP 525783, 23 Compton Drive, East Ballina.

I have determined as the delegate of the Minister, in accordance with section 3.34(7) of the *Environmental Planning and Assessment Act 1979*, to alter the Gateway determination dated 6 June 2018 for PP_2018_BALLI_003_00 (since altered) and that no further community consultation is required under Schedule 1, clause 4 of the Act as the changes are considered to be minor in nature. The Alteration of Gateway determination is enclosed. Due to the length of time since the issue of the original Gateway determination in 2018, it should be noted that the Department is unlikely to support any further extensions of time to complete the proposal.

I note in your correspondence of 5 November 2020 Council has requested the Department to obtain an opinion from Parliamentary Counsel. To assist this process, Council is required to upload relevant maps and a map cover sheet associated with the proposal to the portal for technical checking. It would be appreciated if Council could notify the Regional Office once this has been completed.

I also refer to your request for the Secretary's agreement that the inconsistency of the above proposal with section 9.1 Direction 4.4 Planning for Bushfire Protection is justified. I have considered this matter, and as a delegate of the Secretary, I have agreed that the inconsistency is justified in accordance with the terms of the Direction.

If you have any questions in relation to this matter, I have arranged for Ms Helen Willis to assist you. Ms Willis can be contacted on 5778 1489.

Yours sincerely



19/11/2020

Jeremy Gray
Director, Northern Region
Local and Regional Planning

Encl: Alteration of Gateway Determination