

**BSCPP 19/005 – Rural Industry BLEP1987 (CM2275)**



5 December 2019

Mr Jeremy Gray  
Director Regions, Northern Planning Services  
Department of Planning, Industry & Environment  
Locked Bag 9022  
GRAFTON NSW 2460

Dear Mr Gray

**Re: Planning Proposal BSCPP 19/005 – Rural Industry Definition Change BLEP1987**

At its Ordinary meeting held on 28 November 2019, Ballina Shire Council considered a report relating to an LEP amendment, which proposed that the definition of *rural industry* applicable to Ballina LEP1987 be substituted with the Standard Instrument definition of *rural industry*.

In respect to this matter the Council resolved as follows:

1. *That Council prepare a planning proposal which seeks to substitute the definition of rural industry contained within Ballina LEP 1987 with the Standard Instrument definition of rural industry.*
2. *That the planning proposal once prepared be forwarded to the Department of Planning Industry and Environment for a Gateway determination.*
3. *That the Department of Planning Industry and Environment be advised that Council seeks to exercise the functions of the local plan-making authority under section 3.36(2) of the Environmental Planning and Assessment Act 1979 for this LEP amendment.*
4. *That upon an affirmative Gateway determination being received from the Department of Planning and Environment, the procedural steps associated with progression of the planning proposal be undertaken, including public exhibition.*
5. *That Council receive a further report on the matter following the completion of the public exhibition of the planning proposal and after the release of the final report of the NSW Chief Scientist and Engineer into the Impacts of the Bottled Water Industry on Groundwater Resources in the Northern Rivers Region of NSW.*

In accordance with the above resolution, please find enclosed the abovementioned planning proposal for Gateway determination in accordance with section 3.34 of the *Environmental Planning & Assessment Act 1979*.

Council is seeking to exercise the functions of the local plan-making authority under section 3.36(2) of the *Environmental Planning and Assessment Act 1979* for this LEP amendment.

If you have any enquiries in regard to this matter please contact me on 02 6686 1201 or by email [klaus.kerzinger@ballina.nsw.gov.au](mailto:klaus.kerzinger@ballina.nsw.gov.au) .

Yours faithfully

A handwritten signature in black ink, appearing to read 'K. Kerzinger', with a stylized, cursive script.

Klaus Kerzinger Strategic Planner  
**Planning and Environmental Health Division**

Enc. Planning Proposal BSCPP 19/005 Rural Industry Definition Change BLEP1987

Attachment 4 – Evaluation criteria for authorising Council to make the local environmental plan

Attachment 5 – Authorised plan-making reporting template.