

### Amendment to Draft Ballina LEP 2011 (when made) - Special Events and Associated Signage (Exempt Development)

Proposal Title : **Amendment to Draft Ballina LEP 2011 (when made) - Special Events and Associated Signage (Exempt Development)**

Proposal Summary : **The planning proposal seeks to list special events as exempt development and clarify provisions for exempt signage within Schedule 2 - (Exempt Development) of the draft Ballina LEP 2011 (when made).**

PP Number : **PP\_2012\_BALLI\_006\_00**      Dop File No : **12/18830**

#### Planning Team Recommendation

Preparation of the planning proposal supported at this stage : **Recommended with Conditions**

S.117 directions :

- 2.2 Coastal Protection**
- 2.3 Heritage Conservation**
- 4.1 Acid Sulfate Soils**
- 4.4 Planning for Bushfire Protection**
- 5.1 Implementation of Regional Strategies**
- 6.1 Approval and Referral Requirements**
- 6.2 Reserving Land for Public Purposes**

Additional Information : **It is recommended that:**

- 1. The planning proposal be supported;**
- 2. The planning proposal be exhibited for 14 days;**
- 3. The planning proposal should be completed within 9 months;**
- 4. The RPA consult with the Commissioner of the NSW Rural Fire Service in accordance with the requirements of S117 Direction 4.4 Planning for Bushfire Protection;**
- 5. The RPA consult with the Department of Primary Industries-Crown Lands Division**

Supporting Reasons : **The planning proposal seeks to encourage community based economic and social activities with a simplified and clear approvals process for special events in the Ballina local government area.**

#### Panel Recommendation

Recommendation Date : **06-Dec-2012**      Gateway Recommendation : **Passed with Conditions**

Panel Recommendation : **The Planning Proposal should proceed subject to the following conditions:**

- 1. Council is to consult with the Commissioner of the NSW Rural Fire Service as per the requirements of S117 Direction 4.4 Planning for Bushfire Protection.**
- 2. Community consultation is required under sections 56(2)(c) and 57 of the Environmental Planning and Assessment Act 1979 ("EP&A Act") as follows:**
  - (a) the planning proposal must be made publicly available for 28 days; and**
  - (b) the relevant planning authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 5.5.2 of A Guide to Preparing LEPs (Department of Planning and Infrastructure 2012).**
- 3. Consultation is required with the following public authorities under section 56(2)(d) of the EP&A Act:**
  - NSW Rural Fire Services**
  - Department of Primary Industries – Crown Lands Division**

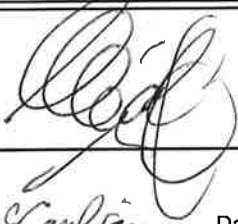
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(Exempt Development)**

Each public authority is to be provided with a copy of the planning proposal and any relevant supporting material. Each public authority is to be given at least 21 days to comment on the proposal, or to indicate that they will require additional time to comment on the proposal. Public authorities may request additional information or additional matters to be addressed in the planning proposal.

4. A public hearing is not required to be held into the matter by any person or body under section 56(2)(e) of the EP&A Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).

5. The timeframe for completing the LEP is to be 9 months from the week following the date of the Gateway determination.

Signature: \_\_\_\_\_



Printed Name: \_\_\_\_\_

*Neil McCaffin*

Date: \_\_\_\_\_

*10.12.12*