



28 June 2018

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 – Function Centres in Rural Areas

Council at its Ordinary Meeting of 21 June 2018 received a report - *PLANNING* - 26.2016.4.1 - Rural Function Centres - Results of Community Engagement and resolved **(18-404)**:

that Council:

1. *Forward the Planning Proposal at Attachment 2 with the following amendment to 6(10) 2 (c) and (d), to the NSW Department of Planning and Environment for a Gateway determination, to amend Byron Local Environmental Plan 2014 to permit function centres in the RU2 Rural Landscape Zone with development consent and subject to appropriate controls relating to site suitability and management.*
 - 6(10) 2 (c) ensure that all amplified music will cease no later than 8.00pm; and
 - 6(10) 2 (d) ensure that all event attendees will be off-site no later than 8.30pm; and
2. *In keeping with the commitment to value, protect and enhance farming in the Shire, not proceed with allowing function centres in the RU1 Primary Produce Zone.*
3. *Agree that staff can proceed to public exhibition of the Planning Proposal and government agency consultation based on the Gateway determination issued by the NSW Department of Planning and Environment, and report back to Council as part of post-exhibition reporting.*
4. *Investigate the possibility of implementing a registration system for approved rural function centres, and report back to Council as part of the post-exhibition reporting.*

In accordance with Section 56 of the *Environmental Planning and Assessment Act 1979*, Council submits the enclosed planning proposal for a Gateway determination. Council requests that the Department of Planning and Environment retain Delegated Authority to make the LEP amendment.

As the planning proposal is not considered to be 'low impact' as outlined in the Department of Planning and Infrastructure'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 by phone (02) 6626 7054 or email rob.vaniersel@byron.nsw.gov.au

Yours sincerely,

Shannon Burt
Director – Sustainable Environment and Economy

Enc. Planning Proposal 26.2016.4.1 - #E2018/54487
Council Report - #I2018/798



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THE BUNDJALUNG PEOPLE