

enquiries refer

Lachlan Sims

in reply please quote

LEP Amendment Request – Council Owned Waterways (13/50416)

27 August 2013



PGF001939



Mr Steve Murray
Regional Director, North Coast
Department of Planning & Infrastructure
Locked Bag 9022
GRAFTON NSW 2460

Received

28 AUG 2013

13/14468

Northern Region

Dear Mr Murray

Re: Planning Proposal – Reclassification of Council Owned Waterways

At its Ordinary Meeting held on 22 August 2013, Ballina Shire Council considered a proposal to reclassify several parcels of land comprising Council owned waterways from community land to operational land. The subject land comprises the Ballina Quays Canals (Lot 63 DP 263861 & Lot 132 DP 775228) in West Ballina and Banyanda Lake (Lot 50 DP 259593) in Ballina. Council resolved as follows (Minute No: 220813/14):

1. *That Council endorses the commencement of the process for the reclassification of the Ballina Quays canals (Lot 63 DP 263861 & Lot 132 DP 775228) and Banyanda Lake (Lot 50 DP 259593) from community land to operational land based on the planning proposal contained in Attachment Two.*
2. *That Council submit the planning proposal for the reclassification of the Ballina Quays canals (Lot 63 DP 263861 & Lot 132 DP 775228) and Banyanda Lake (Lot 50 DP 259593) to the Department of Planning and Infrastructure for review and Gateway determination.*
3. *That upon an affirmative Gateway determination being received from the Department of Planning & Infrastructure, the procedural steps associated with progression of the planning proposal, including public exhibition and the holding of a public hearing, be undertaken.*
4. *That a further report be presented to Council in relation to the reclassification of the Ballina Quays canals (Lot 63 DP 263861 & Lot 132 DP 775228) and Banyanda Lake (Lot 50 DP 259593) following mandatory community consultation.*
5. *That Council prepare a draft policy in relation to the management of private structures within Council owned waterways and that this matter be reported to Council for its consideration.*
6. *That in conjunction with its consideration of a draft policy for the management of private structures within Council owned waterways, that Council also consider options regarding the levying of fees and charges for the leasing/licensing of private structures in Council owned waterways.*

In accordance with the above resolution, please find enclosed the abovementioned planning proposal for Gateway determination in accordance with Section 56 of the Environmental Planning & Assessment Act 1979.

With respect to plan making delegations, Council is not seeking the delegation of functions for the processing of this amendment due to Council's interest in the land and because the land comprises public reserves.

If you have any enquiries in regard to this matter please contact Lachlan Sims of Council's Strategic and Community Facilities Group on telephone (02) 6686 1284.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Matthew Wood'.

Matthew Wood
Manager Strategic Planning
Strategic and Community Facilities Group

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