

enquiries refer

Klaus Kerzinger

in reply please quote

LEP Amendment Request – Private Native Forestry (313-04)



6 January 2015

Mr Jim Clark
Acting General Manager Northern Region
Department of Planning & Environment
Locked Bag 9022
GRAFTON NSW 2460

Dear Mr Clark

Re: Planning Proposal – Ballina LEP 1987 Private Native Forestry Consent Provisions

At its Ordinary Meeting held on 16 December 2014, Ballina Shire Council, considered a Notice of Motion which sought the preparation of a planning proposal to amend the *Ballina Local Environmental Plan 1987* to establish requirements for development consent for the undertaking of private native forestry. The Council resolved (Minute No:181214/12):

- 1. That the Council endorse the preparation of a planning proposal to amend the Ballina Local Environmental Plan 1987 to establish a requirement for development consent to be obtained from Council for the undertaking of private native forestry activity in Ballina Shire.*
- 2. That the Council authorise the submission of the planning proposal to the Department of Planning and Environment for review and Gateway determination.*
- 3. That upon an affirmative Gateway determination being received, the procedural steps associated with the progression of the planning proposal, including public exhibition, be undertaken.*
- 4. That a further report be presented to the Council in relation to this matter following the mandatory community consultation.*

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. Also attached is the Department's letter dated 22 November 2013 which relates to private native forestry, forestry and applicable consent requirements.

Please note that Council has not yet considered the issue of accepting delegation for the Minister's plan making functions in relation to this proposed LEP amendment. This matter will be addressed in the report to Council following public exhibition. On the basis that delegation may subsequently be accepted the Department's *Attachment 4 – Evaluation Criteria for the Delegation of Plan Making Functions* has been completed and is attached.

If you have any enquiries in regard to this matter please contact Klaus Kerzinger on telephone (02) 6686 1201 or by email at klausk@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
Strategic and Community Facilities Group

Encl: Planning Proposal Private Native Forestry
Koala Habitat and Population Assessment: Ballina Shire
Letter from Department of Planning and Infrastructure
Attachment 4 – Evaluation Criteria for the Delegation of Plan Making Functions