

8 April 2010

Mr Jim Clark
Department of Planning
Locked Bag 9022
Grafton NSW 2460

Dear Jim

Planning Proposal for dwelling entitlements to sixteen (16) allotments within Byron Shire

Council at its meeting of 8 October 2009 resolved (09-814) that various sites being considered in the draft Shire-wide Local Environmental Plan be progressed under the new gateway process. Council conceded that the draft Byron Shire-wide LEP, which Council has not yet received a Section 65 certificate for, will still be a number of years to gazettal, yet some local issues are pressing and need more urgent amendment. In particular, dwelling entitlements to numerous properties have been determined to progress prior to the completion of the Shire-wide LEP.

The Council resolution was as follows:

09-814 (relevant extract only)

4. *That Council confirm that sites 1a to 1h (as below) and identified in the report be progressed under the new LEP Gateway process.*

1a - Byron Hospital

1b - Bangalow

1c - dwelling entitlements - 17 properties

1d - Cemetery Road

1e - Ocean Shores

1f - Jonson St commercial

1g - Sandhills

1h - Ewingsdale Road - sporting fields

This letter and the attached planning proposal relate to 1c - dwelling entitlements of the above resolution.

In Accordance with Section 56 of the *Environmental Planning and Assessment Act 1979*, Council submits the attached planning proposal.

The objective of this proposal is to grant dwelling entitlements to all but one of the identified sites by amending the Byron Local Environmental Plan 1988. The granting of dwelling entitlements to these various allotments is supported by the *Byron Shire Local Environmental Study, 2008* (relevant extracts included in proposal).

Attached is Appendix 3 which contains fifteen (15) maps: each one identifying the subject Lots.

It is intended that the planning proposal be progressed as an amendment to the *Byron Local Environmental Plan 1988*.

Should you have any enquiries please contact Sharyn French, Council's Manager Land Planning and Natural Environment on 02 66267033.

Yours sincerely

A handwritten signature in black ink, appearing to read 'R. S. Darney'.

Ray Darney
Executive Manager Environment and Planning

Attachments:

- Planning Proposal – Dwelling entitlements for sixteen (16) sites within Byron Shire
- Appendix 3: Maps for dwelling entitlements