



#E2018/109442
BSC File No: 26.2017.6.1
Contact: Rob Van Iersel

28 November 2018

Department of Planning & Environment
Locked Bag 9022
GRAFTON NSW 2460
By Email: northcoast@planning.nsw.gov.au

Attention: Ms Jenny Johnson

Dear Jenny

Amended Planning Proposal to amend Byron LEP 2014 – Byron Bay Town Centre Planning Controls

Council, at its Ordinary Meeting of 22 November 2018, debated an urgency motion lodged by the Mayor relating to Planning Proposal 26.2017.6.1 Byron Bay Town Centre Planning Controls, and resolved (**18-777**):

1. *The Planning Proposal for the Byron Bay CBD (26.2017.6.1) be amended to maintain the maximum building height control for the southern end of Jonson Street at 9 metres, as currently mapped under Byron LEP 2014. This will apply to those properties in Byron Bay that are currently zoned B2, located on the eastern side of Jonson Street, between Kingsley and Browning Streets and bound by Ruskin and Middleton Lanes.*
2. *That Council advise the Department of Planning and Environment of this change to the Planning Proposal, for their consideration in relation to a Gateway Determination.*

(Richardson/Coorey)

As this resolution resulted from The Mayor's urgency motion, there was no report prepared on the matter.

In accordance with Section 56 of the *Environmental Planning and Assessment Act 1979*, Council submits the enclosed amended planning proposal, to replace the previous version which was withdrawn on 27 November 2018, for a Gateway determination. Council requests delegated Authority to make the LEP amendment – please see below the completed delegation evaluation.

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. Evaluation criteria for the delegation of plan making functions - #E2018/79137
Amended Planning Proposal 26.2017.6.1 - #E2018/109064



TRADITIONAL HOME OF
THE BUNDJALUNG PEOPLE

PO Box 219 Mullumbimby NSW 2482 (70-90 Station Street)
DX20007 Mullumbimby E: council@byron.nsw.gov.au
P: 02 6626 7000 F: 02 6684 3018
www.byron.nsw.gov.au ABN: 14 472 131 473
Printed on 100% recycled paper