

enquiries refer

**Simon Scott**

in reply please quote

**LEP Amendment – BSCPP 17/013 Roadside Stalls (18/13223)**



23 February 2018

Mr Jeremy Gray  
Director Regions, Northern Planning Services  
Department of Planning & Environment  
Locked Bag 9022  
GRAFTON NSW 2460

Dear Sir

**Re: Planning Proposal – Ballina LEP 2012 – Roadside Stalls**

At its Ordinary Meeting held on 14 December 2017, Ballina Shire Council, considered a report relating to an LEP amendment relating to roadside stalls.

In respect to this matter the Council resolved as follows [Minute No: 141217/14]:

1. *That Council endorses the preparation of a planning proposal which proposes to introduce exempt development criteria for small scale roadside stalls in zoned rural areas within Ballina Shire as outlined in this report.*
2. *That the planning proposal, once prepared, be forwarded to the Department of Planning and Environment for a Gateway determination.*
3. *That the Department of Planning and Environment be advised that Council wishes to exercise its delegated plan making functions for this LEP amendment.*
4. *That upon an affirmative Gateway determination being received from the Department of Planning and Environment, the procedural steps associated with progression of the planning proposal be undertaken, including public exhibition.*
5. *That Council receive a further report on the matter following the completion of the public exhibition of the planning proposal.*

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.

The Department's *Attachment 4 – Evaluation Criteria for the Delegation of Plan Making Functions* has been completed and is also attached. It is Council's intention at this stage of the process to exercise its delegated plan making functions.

If you have any enquiries in regard to this matter please contact me on telephone (02) 6686 1432 or by email [simon.scott@ballina.nsw.gov.au](mailto:simon.scott@ballina.nsw.gov.au).

Yours faithfully



Simon Scott  
**Strategic Planner**  
**Strategic and Community Facilities Group**

Encl: Planning Proposal – BSCPP 17/013 Roadside Stalls (Gateway)  
Attachment 4 – Evaluation Criteria for the Delegation of Plan Making Functions