



11 February 2022

Hydrosphere Consulting Pty Ltd
ATT: Robyn Campbell
Suite 6
26-54 River Street
BALLINA NSW 2478

Email: robyn@hydrosphere.com.au

Dear Ms Campbell

REQUEST FOR FURTHER INFORMATION

DA No.	10.2021.630.1
Proposal:	Coastal Protection Works - Geobags, Seawall Land Dune Rebuilding/Beach Nourishment Works at Clarkes Beach
Owner:	Byron Shire Council
Parcel No.	238789, 270515
Property	LOT: 9 DP: 1049827, LOT: 18 DP: 1269368
Address:	2 Massinger Street BYRON BAY, 17 Bay Street BYRON BAY

I refer to the above application which was registered on 29 October 2021. Thank you for your response to our previous RFI.

Further assessment of the application has identified the need for additional information to be provided. You are requested to submit the following information to support your proposal within 21 days of the date of this letter:

1. Please explain why the geobag structure was not removed after 90 days as expected pursuant to s.19(2)(a) of the Coastal Management SEPP? Please explain why the geobag structure has not been removed beyond the 90 day period when it was safe to do so?
2. SEPP (Coastal Management) 2018 in its General Provisions specifies that any development is not to increase the risk of coastal hazards as follows:

"15 Development in coastal zone generally—development not to increase risk of coastal hazards

Development consent must not be granted to development on land within the coastal zone unless the consent authority is satisfied that the proposed development is not likely to cause increased risk of coastal hazards on that land or other land."

Council acknowledges that you have supplied coastal engineering advice on the likelihood and consequence of an "end effect" near the immediate western end of the geobag structure.

Can you please provide specific coastal engineering advice as to the potential impacts of the geobag structures on coastal land further along Main Beach and beyond over the proposed 5 year life of the development?



TRADITIONAL HOME OF
THE BUNDJALUNG PEOPLE

ALL COMMUNICATIONS TO BE
ADDRESSED TO THE GENERAL MANAGER
PO Box 219 Mullumbimby NSW 2482 (70-90 Station Street)
E: council@byron.nsw.gov.au
P: 02 6626 7000 F: 02 6684 3018
www.byron.nsw.gov.au ABN: 14 472 131 473

3. Please explain why a 5 year consent period has been requested with sufficient information to justify how this period has been calculated?

In accordance with the provisions of Clause 54 & 109 of the Environmental Planning and Assessment Act Regulation 2000, the time period to elapse prior to the submission of adequate information as outlined above shall not be taken into consideration in any of the assessment periods prescribed by Clause 113 of the Regulation or Division 8.2 of the Environmental Planning and Assessment Act 1979.

The issues and matters of concern raised in this letter may not be exhaustive. It is possible Council may require further clarification or additional information at a later time. Such issues will not be discovered until a detailed examination of the application has taken place by all Council staff involved in the assessment of the development proposal or following consideration of any public or Government department submissions received (where applicable).

Yours sincerely



Chris Larkin
Manager Sustainable Environment and Economy

Sustainable Environment and Economy