



New South Wales

Byron Local Environmental Plan 1988 (Amendment No 98)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (G00/00204/PC)

ANDREW REFSHAUGE, M.P.,

Minister for Planning

2002 No 170

Clause 1 Byron Local Environmental Plan 1988 (Amendment No 98)

Byron Local Environmental Plan 1988 (Amendment No 98)

1 Name of plan

This plan is *Byron Local Environmental Plan 1988 (Amendment No 98)*.

2 Aims of plan

This plan aims:

- (a) to rezone part of the land to which this plan applies to Special Uses (Private College) to permit that land to be used for the purposes of a private college (being a non-government educational establishment), and
- (b) to rezone the remaining land to the Coastal Habitat Zone under *Byron Local Environmental Plan 1988*, and
- (c) to allow, with the consent of Byron Shire Council, the carrying out of development on the land referred to in paragraph (a) for the following purposes:
 - (i) boarding accommodation for a maximum of 100 students attending the private college,
 - (ii) sound and video recording studios,

provided the Council is satisfied that the carrying out of the development will be consistent with the State Government's coastal policy as set out in the publication *NSW Coastal Policy 1997: A Sustainable Future for the New South Wales Coast*, and

- (d) to allow, with the consent of the Council, the carrying out of development on the land for the purpose of on-site effluent disposal associated with the operations of the private college, provided the Council is satisfied that the carrying out of the development will be consistent with the State Government's coastal policy referred to in paragraph (c).

3 Land to which plan applies

This plan applies to land within the local government area of Byron, being Lot 4, DP 820621 and Lots 7–9, DP 605958, Ewingsdale Road, Byron Bay, as shown edged heavy black on the map marked “Byron Local Environmental Plan 1988 (Amendment No 98)” deposited in the office of Byron Shire Council.

4 Amendment of Byron Local Environmental Plan 1988

Byron Local Environmental Plan 1988 is amended as set out in Schedule 1.

2002 No 170

Byron Local Environmental Plan 1988 (Amendment No 98)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

Insert in alphabetical order in clause 5 (1):

private college means an educational establishment which is not operated by or on behalf of the Government of the State of New South Wales or the Government of the Commonwealth of Australia.

[2] Clause 5 (1), definition of “the map”

Insert in appropriate order:

Byron Local Environmental Plan 1988 (Amendment No 98)

[3] Schedule 8 Land referred to in clause 29

Insert in appropriate order:

- 46 Lot 7 and so much of Lot 8, DP 605958 and so much of Lot 4, DP 820621, Ewingsdale Road, Byron Bay, as is shown coloured yellow and lettered “5 (a) (Private College)” on the map marked “Byron Local Environmental Plan 1988 (Amendment No 98)”, for the following purposes:
- (a) boarding accommodation for a maximum of 100 students attending the private college erected on the land,
 - (b) video and sound recording studios,
- provided the Council is satisfied that the carrying out of the development will be consistent with the State Government’s coastal policy as set out in the publication *NSW Coastal Policy 1997: A Sustainable Future for the New South Wales Coast*, a copy of which is available for inspection at the office of the Council.
- 47 Lot 4, DP 820621 and Lots 7–9, DP 605958, Ewingsdale Road, Byron Bay, for the purpose of on-site effluent disposal associated with the operations of the private college erected on part of the land, provided the Council is satisfied that the carrying out of the development will be consistent with the State Government’s coastal policy as set out in the publication *NSW Coastal Policy 1997: A Sustainable Future for the New South Wales Coast*, a copy of which is available for inspection at the office of the Council.

BY AUTHORITY