



New South Wales

Ballina Local Environmental Plan 1987 (Amendment No 110)

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*. (G09/00013/PC-1)

KRISTINA KENEALLY, MP
Minister for Planning

2009 No 286

Clause 1 Ballina Local Environmental Plan 1987 (Amendment No 110)

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1 Name of plan

This plan is *Ballina Local Environmental Plan 1987 (Amendment No 110)*.

2 Aim of plan

The aim of this plan is to limit the circumstances in which the Council may consent to the erection of a dwelling-house on an allotment within a rural or environmental protection zone.

3 Land to which plan applies

This plan applies to all land within the local government area of Ballina in Zone Nos 1 (a1), 1 (a2), 1 (b), 1 (d), 1 (e), 7 (a), 7 (c), 7 (d), 7 (d1), 7 (f), 7 (i) and 7 (l).

Schedule 1 Amendment of Ballina Local Environmental Plan 1987

- [1] Clause 12 Dwelling-houses within Zone No 1 (a1), 1 (a2), 1 (b), 1 (d), 1 (e), 7 (a), 7 (c), 7 (d), 7 (d1), 7 (f), 7 (i) or 7 (l)**

Omit clause 12 (3) (e) and (f). Insert instead:

- (e) is an allotment created by a subdivision to which development consent, or approval, was granted by the Council in accordance with the provisions of *Interim Development Order No 1—Municipality of Ballina* or *Interim Development Order No 1—Shire of Tintenbar* before the appointed day, not being development consent, or approval, that was granted subject to a condition that a dwelling could not be erected on the allotment.

- [2] Clause 12 (3A) and (5)**

Omit the subclauses.

- [3] Clause 12 (3B)**

Omit “or 3A”.

- [4] Clause 12 (3B)**

Omit “utility undertaking”. Insert instead “purpose”.