



New South Wales

# **Ballina Local Environmental Plan 2012 (Amendment No 37)**

under the

**Environmental Planning and Assessment Act 1979**

The following local environmental plan is made by the local plan-making authority under the *Environmental Planning and Assessment Act 1979*.

**KLAUS KERZINGER, ACTING MANAGER STRATEGIC PLANNING,  
BALLINA SHIRE COUNCIL**  
As delegate for the local plan-making authority

## **Ballina Local Environmental Plan 2012 (Amendment No 37)**

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### **1 Name of Plan**

This Plan is *Ballina Local Environmental Plan 2012 (Amendment No 37)*.

### **2 Commencement**

This Plan commences on the day on which it is published on the NSW legislation website.

### **3 Land to which Plan applies**

This Plan applies to land within Zones RU1 Primary Production and RU2 Rural Landscape under *Ballina Local Environmental Plan 2012*.

### **4 Amendment of Ballina Local Environmental Plan 2012**

#### **Schedule 2 Exempt development**

Insert in appropriate order:

#### **Roadside stalls**

- (1) This clause applies to the use of land for a roadside stall for the sale of only agricultural produce.
- (2) The roadside stall:
  - (a) must be located on land within Zone RU1 Primary Production or Zone RU2 Rural Landscape, and
  - (b) must be located wholly on private property, and
  - (c) must not be located on land that is adjacent to a classified road, and
  - (d) must not have a footprint greater than 4m<sup>2</sup>.
- (3) No more than 1 roadside stall may be used on any landholding.
- (4) Any relevant approval issued under the *Roads Act 1993* must be obtained.