

Joe Davidson

From: Grant, Ben <bgrant@byron.nsw.gov.au>
Sent: Wednesday, 29 May 2024 1:03 PM
To: Joe Davidson; Section307
Cc: Development Support Officer; 'Ben Kinzl'
Subject: RE: Development Application (PAN-392616): Application has been determined - 239 Tyagarah Road, Myocum

Hi Joe,

This consent was finalised by Lachlan however I was asked to sign the notice of determination as he had left Council by then.

Yes, it appears that condition 9 is unnecessary given the property is not connected to Council or Rous reticulated water.

Council can remove the condition at no cost via a s4.55(1) modification.

Alternatively, the landowner can obtain a s307 certificate, which will simply state that no fees are payable.

Obtaining a s307 certificate may be quicker than modifying the consent, however, it is up to the consent holder to decide how they wish to proceed.

Regards
Ben

Ben Grant | Senior Planner | BYRON SHIRE COUNCIL

P: +61 2 6626 7066 | E: bgrant@byron.nsw.gov.au
Bundjalung Country, PO Box 219, Mullumbimby NSW 2482 | www.byron.nsw.gov.au
Find us on Facebook www.facebook.com/byronshire.council

Byron Shire Council acknowledges the Traditional Owners of this land, the Arakwal people, the Minjungbal people and the Widjabul people of the Bundjalung Nation, and pays our respects to Elders past and present.

Emails from Byron Shire Council may contain confidential and/or privileged information. Please consider the context in which this email has been sent to you, the email's content, and whether it can be disclosed to a third party.

From: Joe Davidson <joe@jdtownplanning.com.au>
Sent: Wednesday, May 29, 2024 12:49 PM
To: Section307 <section307@byron.nsw.gov.au>; Grant, Ben <bgrant@byron.nsw.gov.au>
Cc: Development Support Officer <dso@byron.nsw.gov.au>; 'Ben Kinzl' <benkinzl@hotmail.com>
Subject: RE: Development Application (PAN-392616): Application has been determined - 239 Tyagarah Road, Myocum

Hi Vivianne and Ben,

Can Byron Shire Council please confirm whether Condition 9 on the attached development consent is an error?

I have completed a Dial Before You Dig search and see that there is no Rous Water or Council water infrastructure in this locality?

If this is correct, this Condition will need to be deleted.

Regards
Joe Davidson

TOWN PLANNING STUDIO

w. townplanningstudio.com.au e. joe@jdtownplanning.com.au
p. PO Box 238, Brunswick Heads NSW 2483 t. 0402 405 555

From: Section307 <section307@byron.nsw.gov.au>

Sent: Tuesday, May 28, 2024 3:04 PM

To: Joe Davidson <joe@jdtownplanning.com.au>

Cc: Development Support Officer <dso@byron.nsw.gov.au>; 'Ben Kinzl' <benkinzl@hotmail.com>

Subject: RE: Development Application (PAN-392616): Application has been determined - 239 Tyagarah Road, Myocum

Hi Joe,

Could you or your client submit a s307 application? Please use the following link:

[Section 307 Certificate of Compliance - Byron Shire Council \(nsw.gov.au\)](#)

Thanks
Vivianne

From: Joe Davidson <joe@jdtownplanning.com.au>

Sent: Monday, May 27, 2024 4:55 PM

To: Development Support Officer <dso@byron.nsw.gov.au>; Soulsby, Christopher <CSoulsby@byron.nsw.gov.au>;
Section307 <section307@byron.nsw.gov.au>

Cc: Ben Kinzl <benkinzl@hotmail.com>

Subject: FW: Development Application (PAN-392616): Application has been determined - 239 Tyagarah Road, Myocum

Hi DSO's, Chris and Vivianne,

I recently received the attached development consent for a new dual occupancy dwelling at 239 Tyagarah Road, Myocum.

The owner would like to pay all applicable developer contributions.

Can you please provide invoices to:

Ben Kinzl & Crystal Fraser - benkinzl@hotmail.com

Regards
Joe Davidson

TOWN PLANNING STUDIO

w. townplanningstudio.com.au e. joe@jdtownplanning.com.au
p. PO Box 238, Brunswick Heads NSW 2483 t. 0402 405 555

From: NSW Planning <planning.apps@planning.nsw.gov.au>

Sent: Monday, May 27, 2024 9:39 AM

To: Joe Davidson <joe@jdtownplanning.com.au>

Cc: rachael.trinder@byron.nsw.gov.au

Subject: Development Application (PAN-392616): Application has been determined

Development Application

NSW Planning Portal



Dear Joe,

Your development application (PAN-392616) has been Approved.

The associated details are:

- NSW Planning Portal reference number: PAN-392616
- Consent authority's reference number: 10.2023.457.1
- Site address: 239 TYAGARAH ROAD MYOCUM 2481
- Date of lodgement: 1/12/23
- Determination: Approved
- Date of determination: 8/05/24
- Determined by: Council staff under delegated authority

Please log into the NSW Planning Portal to view the determination. This will be available under the documents tab of the application.

[Log in](#)

Please contact Council staff under delegated authority if you have any questions regarding this determination.

This email has been automatically sent through the NSW Planning Portal. Please do not reply to this message.

For more information or assistance, please visit the [NSW Planning Portal](#) and view our [Frequently Asked Questions](#) or [Quick Reference Guides](#). Alternatively, you can call our help line on 1300 305 695.