

17 May 2021

Byron Shire Council
70 Station Street
MULLUMBIMBY

Dear Sir/Madam,

RE: McAuleys Lane Planning Proposal and Voluntary Planning Agreement (VPA)

I refer to Council's email of 17th May 2021 relating to the proponent entering into a VPA with Byron Shire Council for the undertaking of road and intersection upgrade works triggered by the proposed development.

I can confirm that I have discussed this matter with the proponents and that I have been granted authorisation to agree to such a VPA.

Parties to the agreement

- Byron Shire Council
- Joint Partnership - Tareeda Developments Pty Ltd and Boreas Group Pty Ltd

Land to which the VPA relates

- 53 McAuleys Lane, Myocum
- Lot 8 DP 589795

Development to which the VPA relates

- The anticipated increase in R5 Large Lot Residential and Community Title allotments resulting from the following proposed LEP amendment;
- DPIE Planning Portal Reference number: PP-2020-4089
- Byron Shire Council Planning Proposal Reference number: 26.2021.1.1

It is acknowledged that:

- This planning agreement will require the developer to construct the intersection upgrade works as specified in the Barker Ryan Stewart report.
- The works would need to be constructed prior to release of a subdivision certificate.
- The cost of the intersection upgrade is the responsibility of the developer.
- Developer contributions under the provisions of section 7.11 would still apply.

- Where the works extend beyond Mullumbimby Road into McCauley's Lane and onto the area of failed pavement Council would be willing to offset the cost of the pavement reconstruction against the rural roads component of the section 7.11 developer contributions.
- The planning agreement will be exhibited contemporaneously with the LEP amendment.

Please contact me directly if you require clarification on the above.

Yours faithfully

A handwritten signature in black ink, appearing to read 'DWR', is written over a faint horizontal line.

Dwayne Roberts

Principal

ARDILL PAYNE & PARTNERS