

BYRON SHIRE COUNCIL
DOC NO:
RECD 29 SEP 2023
FILE NO: F1806
ASSIGNEE: T. Armstrong

File Ref: #E2023/84256

Byron Shire Council
Email: tarmstrong@byron.nsw.gov.au or PO Box 219 Mullumbimby NSW 2482

Comments on proposed part road closures

- Part Lighthouse Beach Road adjoining 154 & 156 Lighthouse Beach Road Lot 4 & 5 DP 246401

Dear Sir/Madam

I/We:

wish to provide my/our opinion in relation to the proposed road closures.

~~I~~/We:

Are in favour of the part road closure

OR

Object to closure of the following section of road for the reasons noted below.

Dear / Sir/Madam

I object to the section closure of No Name Lane for the same reasons as my immediate neighbours at 176 Lighthouse Rd. (enclosed)

SIGNED:

If signing on behalf of a company, please add your name and company title (for example, Director)

ACN/Company seal

DATE: 27-9-23

Contact details:

Home:

Mobile:

PLEASE RETURN THIS PAGE TO BYRON SHIRE COUNCIL WITHIN 28 DAYS

From:
To: [Armstrong, Tracy](#)
Subject: CM: In regards to mail received about road closure at 154 and 156 Lighthouse Rd
Date: Sunday, 8 October 2023 10:11:03 PM

Hi Judd

Have just returned from some travels to see a letter in regards to part road closure at the above address.

It is a bit hard to ascertain exactly where and what is intended but I assume it is in regards to No Name Lane at the West of these two houses not Lighthouse rd?

Either way if it is public road as is referred to in the letter I support it staying that way and not becoming private just for those home owners

If can let me know how it goes

Thanks for your help

Best Regards

From:
To: [Armstrong, Tracy](#)
Subject: Re #E2023/84256 Proposed Part Road Closures
Date: Monday, 2 October 2023 6:28:44 PM

Dear Tracy Armstrong / Judd Cornwall,

Further to our conversation on the 12th September 2023 regarding the Proposed Part Road Closure / Purchase.

My concerns as the owner of 162 Lighthouse Road, Byron Bay are:

1. Does the proposed sale/closure set a precedent for other property owners to purchase Council/Crown Land that may affect adjoining property owners in the vicinity.
2. As the Owners of 162 Lighthouse Road, Byron Bay with a very narrow access/egress . it is problematic exiting my property when vehicles park on the footpath /curb, some adjoining properties have landscaped Council/Crown land for their own use/beautification or deterrent to the public parking.
3. The other concern : should 168/168A wish to purchase land or have vehicle access to the west of their boundary then this would cause further congestion and impede access.
I would be interested in purchasing the area that is across the road to the east of 158 Lighthouse Road and the rear of 166A Lighthouse Road – would this land become available?

I look forward to hearing from you on the concerns I have noted.

Would you also confirm that this email is accepted as my formal submission on the Proposed part road closures.

Thank you
Kind Regards

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Thank you.

Byron Shire Council
70 Station Street
Mullumbimby NSW 2482

13th September 2023

Your File Ref: #E2023/84256
Council Contact: Tracy Armstrong

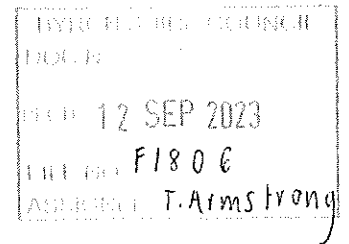
Please take this letter as our objection to the proposed closure of part of a public road as described in your letter dated 28th August 2023.

_____ on behalf of
owners who have instructed us to write a letter of objection.

The track 'No Name Lane' to 174 Lighthouse Road off Lighthouse Road has had no structural maintenance in the 10 years I have been accessing the property. The road is pitted with potholes and is very narrow, only allowing the width of one car only. If another car is coming towards you, there is nowhere to pass, you must reverse either going up or down a hill, normally on a bend, to allow the other car to pass. This is very dangerous the best of times without the threat of making this road even narrower.

In your proposal, there is no mention of why this proposal is necessary and it is hard to come up with a reasonable explanation why this would be proposed.

Kind regards



Byron Council
70 Station Street
Mullumbimby
NSW 2482

Your ref: #E2023/90498
Council contact: Tracy Armstrong

We object to the proposed closure of part of a public road as described in your letter 28.8.23.

Council states "it will also be advertised in the Byron Echo on September 6 2023".

I could see no such add and I believe the 28-day period for submissions should be from the date of advertisement in the Byron Echo.

I believe roads are owned by the public. Council's responsibility is to maintain the roads.

The description of the proposed part closure I believe is incorrect.
"Part Lighthouse Road adjoining 154 & 156 Lighthouse Road Lot 4 & 5 DP 246401."
The shaded area on the map you have supplied is on Unnamed Road 10 commonly known as "No Name Lane".

The current road is too narrow already only allowing the passage of a car in one direction. There is no verge to pull over and let the other car pass. If an oncoming car is encountered one of the drivers must reverse into a driveway to allow the oncoming vehicle to pass.

There are several residents who are over 70 years of age and already find it difficult reversing uphill to allow a car to pass.

Several properties are holiday let which means you have drivers unaware there is only room for one way passage, nor where they can pull over to and allow the car to pass.

There is no signage advising the road is narrow and only allows one way passage.

Council already acknowledges the road is too narrow because they have erected No Stopping signs along the entire length of the road.

The road is in an extremely poor condition which is worsening by the week with all the heavy trucks and tradesmen using it to build 154 Lighthouse Rd. The rear end of one truck totally fell into the gully on the edge of the road on the first corner some months ago, collapsing the side of the road completely and dislodging the safety poles. There is no limit to the length of a truck which can safely drive on the road or limit to weight which will further damage the road.

I have seen no maintenance done on this road in the 35 years we have owned our property. And now council wants to close part of it.

It is totally unreasonable that the residents of 7 houses. 158,160,162,166,174,176 and 178 have their access compromised for the benefit of 2 properties 154 and 156.

I cannot understand that council could honestly propose this with a clear conscience and ignore what is in the interest of most properties. When the other residents are in a majority of 7 properties and the proposers, I assume, being 2 properties.

Council has not stated why they are proposing this.

1. Why is council proposing this?
2. Who asked for the closure?
3. Is the closure in the interest of the broader public's convenience and safety or just two property owners?
4. Does council have an independent engineer's report confirming the safety and proposed width of the road meets acceptable standards?
5. Is council's intention to sell or lease this public road land to a resident?
6. Is council going to make a financial gain or any gain at all from closing part of the road?

I believe it is council's obligation and within council's knowledge to answer all 6 questions.

Please reply within 7 days acknowledging receipt of this objection and answering the questions asked.

Yours truly,

Dated: September 10 2023



Department of Planning and Environment

PO Box 2215, DANGAR NSW 2309
Phone: 1300 886 235 | Fax: 02 4925 3517
roads@crowland.nsw.gov.au
www.crowland.nsw.gov.au

7/09/2023

Byron Shire Council
Attn: Deanna Savage

Via email: dsavage@byron.nsw.gov.au

Road: Part unnamed lane way off Lighthouse Road, Byron Bay.
Your ref: #E2023/09528 | **Our ref:** 19/00593#17 - 13291

RE: Byron Shire Council – Notification of proposal to close council public road

Dear Deanna

Thank you for providing notice of the proposal to close a council public road.

NSW Department of Planning & Environment – Crown Lands (the department) does not object to:

- the closure of the council public road
- the proposed vesting upon closure.

General enquiries about this submission may be directed to the Crown Lands Business Centre at council.roadclosures@crowland.nsw.gov.au.

Kind regards

A handwritten signature in black ink, appearing to read "Amanda Walker".

Amanda Walker
Senior Business Centre Officer
NSW Department of Planning & Environment – Crown Lands

From: [Road Closures](#)
To: [Armstrong, Tracy](#)
Subject: RE: Proposed part road closure namely Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401
Date: Wednesday, 13 September 2023 2:49:08 PM

Further to your below letter.

Essential Energy has no objections to the proposal.

If you have any questions, please do not hesitate to contact me.

Rebecca Edwards
Property Enquiry Officer
Governance and Corporate Services



T: 02 6589 8050 | rebecca.edwards@essentialenergy.com.au

PO Box 5730 Port Macquarie NSW 2444 | essentialenergy.com.au

General enquiries: 13 23 91 | Supply interruptions (24hr): 13 20 80

From: Armstrong, Tracy <tarmstrong@byron.nsw.gov.au>
Sent: Friday, September 1, 2023 11:59 AM
To: 'AM_Property@transgrid.com.au' <AM_Property@transgrid.com.au>;
'survey@ausgrid.com.au' <survey@ausgrid.com.au>; Road Closures
<roadclosures@essentialenergy.com.au>; 'info@fire.nsw.gov.au' <info@fire.nsw.gov.au>;
'apaprotection@apa.com.au' <apaprotection@apa.com.au>; 'information@planning.nsw.gov.au'
<information@planning.nsw.gov.au>; 'landuse.minerals@geoscience.nsw.gov.au'
<landuse.minerals@geoscience.nsw.gov.au>; 'RecFishingPolicy.Administration@dpi.nsw.gov.au'
<RecFishingPolicy.Administration@dpi.nsw.gov.au>;
'property.management@industry.nsw.gov.au' <property.management@industry.nsw.gov.au>;
'development@transport.nsw.gov.au' <development@transport.nsw.gov.au>;
'Brett.Ford@rms.nsw.gov.au' <Brett.Ford@rms.nsw.gov.au>; 'info@fire.nsw.gov.au'
<info@fire.nsw.gov.au>; 'State.Operations@rfs.nsw.gov.au' <State.Operations@rfs.nsw.gov.au>;
'council@rous.nsw.gov.au' <council@rous.nsw.gov.au>; 'CrownRoadClosures@fcns.com.au'
<CrownRoadClosures@fcns.com.au>; 'admin.northcoast@lils.nsw.gov.au'
<admin.northcoast@lils.nsw.gov.au>
Subject: Proposed part road closure namely Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401

WARNING: Do not click links or open attachments unless you recognise the source of the email and know the contents are safe.

Please refer to the attachment. In the attachment please find: referencing letter; advertisement; and diagram for proposed part road closure Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401 which will be advertised in the Byron Echo 6 Sept 2023.

Please do not hesitate to contact me if you need further information or cannot open the attachment.

From: [APA Protection](#)
To: [Armstrong, Tracy](#)
Subject: RE: Proposed part road closure namely Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401
Date: Monday, 4 September 2023 9:36:36 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)

Hi Tracy,

APA Group (Power) has No Objection to this proposed road closing.

Kind regards,
Rae.



Rae Wood

Team Lead Infrastructure Protection Services
Engineering and Planning

Level 12, 80 Ann Street,
Brisbane QLD 4000
GPO Box 1390, Brisbane QLD 4001

d +61 1800 103 452
e apaprotection@apa.com.au
w apa.com.au

always powering ahead

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From: Armstrong, Tracy <tarmstrong@byron.nsw.gov.au>
Sent: Friday, September 1, 2023 11:59 AM
To: 'AM_Property@transgrid.com.au' <AM_Property@transgrid.com.au>;
'survey@ausgrid.com.au' <survey@ausgrid.com.au>; 'roadclosures@essentialenergy.com.au'
<roadclosures@essentialenergy.com.au>; 'info@fire.nsw.gov.au' <info@fire.nsw.gov.au>; APA
Protection <APAProtection@apa.com.au>; 'information@planning.nsw.gov.au'
<information@planning.nsw.gov.au>; 'landuse.minerals@geoscience.nsw.gov.au'
<landuse.minerals@geoscience.nsw.gov.au>; 'RecFishingPolicy.Administration@dpi.nsw.gov.au'
<RecFishingPolicy.Administration@dpi.nsw.gov.au>;
'property.management@industry.nsw.gov.au' <property.management@industry.nsw.gov.au>;
'development@transport.nsw.gov.au' <development@transport.nsw.gov.au>;
'Brett.Ford@rms.nsw.gov.au' <Brett.Ford@rms.nsw.gov.au>; 'info@fire.nsw.gov.au'
<info@fire.nsw.gov.au>; 'State.Operations@rfs.nsw.gov.au' <State.Operations@rfs.nsw.gov.au>;
'council@rous.nsw.gov.au' <council@rous.nsw.gov.au>; 'CrownRoadClosures@fcns.com.au'
<CrownRoadClosures@fcns.com.au>; 'admin.northcoast@lls.nsw.gov.au'
<admin.northcoast@lls.nsw.gov.au>

From: [Timothy Cowdroy](#) on behalf of [AM_Property](#)
To: [Armstrong, Tracy](#)
Subject: RE: Proposed part road closure namely Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401
Date: Monday, 4 September 2023 10:55:19 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[Notification to authorities Letter proposal to close part Lighthouse Road closure adjoining 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP 246401 signed.pdf](#)

Hi Tracy,

Thank you for your attached notification to Transgrid regarding the abovementioned matter.

Transgrid can confirm that Transgrid's infrastructure is **not** affected by the proposed road closure, nor is the road utilised to access Transgrid's infrastructure.

Should you wish to discuss this further, please do not hesitate to contact me.

Kind regards,

Tim

Tim Cowdroy
Land Economist | Land Property & Approvals | Delivery

Transgrid | 200 Old Wallgrove Road, Eastern Creek NSW 2766
T: (02) 9620 0765 **M:** 0408 192 165
E: Timothy.Cowdroy@transgrid.com.au **W:** www.transgrid.com.au



Data Classification: Official

From: Armstrong, Tracy <tarmstrong@byron.nsw.gov.au>
Sent: Friday, September 1, 2023 11:59 AM
To: AM_Property <AM_Property@transgrid.com.au>; 'survey@ausgrid.com.au' <survey@ausgrid.com.au>; 'roadclosures@essentialenergy.com.au' <roadclosures@essentialenergy.com.au>; 'info@fire.nsw.gov.au' <info@fire.nsw.gov.au>; 'apaprotection@apa.com.au' <apaprotection@apa.com.au>; 'information@planning.nsw.gov.au' <information@planning.nsw.gov.au>; 'landuse.minerals@geoscience.nsw.gov.au' <landuse.minerals@geoscience.nsw.gov.au>; 'RecFishingPolicy.Administration@dpi.nsw.gov.au' <RecFishingPolicy.Administration@dpi.nsw.gov.au>; 'property.management@industry.nsw.gov.au' <property.management@industry.nsw.gov.au>; 'development@transport.nsw.gov.au' <development@transport.nsw.gov.au>; 'Brett.Ford@rms.nsw.gov.au' <Brett.Ford@rms.nsw.gov.au>; 'info@fire.nsw.gov.au'

From: [Regional LIC](#)
To: [Armstrong, Tracy](#)
Subject: Proposed part road closure namely Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401
Date: Thursday, 7 September 2023 3:53:57 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)

Good Afternoon,

Transport for NSW have no Objections to the proposed Crown Road Closure.

Thank you

Kayla Lansley

Assistant Property Officer, Property Group
Commercial, Performance & Strategy
Infrastructure and Place
Transport for NSW

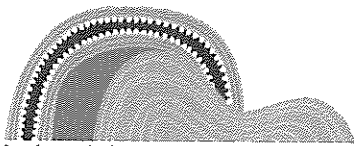
M T (E kayla.lansley@transport.nsw.gov.au)

transport.nsw.gov.au

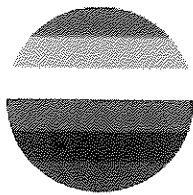
6 Stewart Avenue, Newcastle West NSW 2303



Transport
for NSW



I acknowledge the Aboriginal people of the country on which I work, their traditions, culture and a shared history and identity. I also pay my respects to Elders past and present and recognise the continued connection to country.



**Pride
& Ally
Transport
Network**

I am a proud member of the Pride & Ally Transport Network. We are a group of employees who are proud to stand for inclusion. We are here to show our support for LGBTIQ+ people in our workplace, our communities and beyond. Our goal is for everyone to be their best selves, feel safe, respected, included and accepted for who they are.

Please consider the environment before printing this email.

OFFICIAL

From: Armstrong, Tracy <tarmstrong@byron.nsw.gov.au>
Sent: Friday, 1 September 2023 11:59 AM
To: 'AM_Property@transgrid.com.au' <AM_Property@transgrid.com.au>;
'survey@ausgrid.com.au' <survey@ausgrid.com.au>;
'roadclosures@essentialenergy.com.au' <roadclosures@essentialenergy.com.au>;
'info@fire.nsw.gov.au' <info@fire.nsw.gov.au>; 'apaprotection@apa.com.au'

From: [Andrew Logan](#)
To: [Armstrong, Tracy](#)
Subject: FW: Proposed part road closure namely Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401
Date: Friday, 13 October 2023 3:17:37 PM
Attachments: [Notification to authorities Letter proposal to close part Lighthouse Road closure adjoining 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP 246401 signed.pdf](#)

Hi Tracy,

Rous has no objections to the closure of this section of public road.

Regards,

Andrew Logan
Group Manager Planning and Delivery
Rous County Council
PO Box: 230, LISMORE NSW 2480 | [02 6623 3800](tel:0266233800) | [0427 468 165](tel:0427468165) | Andrew.Logan@rous.nsw.gov.au |

Our customer service desk is no longer open to the public on Fridays. Our team will still be available though and can be reached via phone on 02 6623 3800, email at council@rous.nsw.gov.au, and our website at rous.nsw.gov.au/contact-us. Customers wishing to pay their water accounts can do so online via BPay or in person at the Post Office.

Rous County Council acknowledges the Traditional Custodians of the land upon which we work and live. We pay our respects to the Elders of the past, present and emerging and acknowledge their continuing connection to Country who will guide us on our shared journey to the future.



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From: [Stephen Laughlin](#)
To: [Armstrong, Tracy](#)
Subject: Council Road Closure adjoining Lot 4 & Lot 5 DP246401 ref 2023-90527
Date: Tuesday, 5 September 2023 4:30:29 PM
Attachments: [image001.png](#)
[image002.png](#)
[Notification to authorities Letter proposal to close part Lighthouse Road closure adjoining 154 156 Lighthouse Rd Byron Bay Lot 4 Lot 5 DP 246401 signed.pdf](#)

Good Afternoon Tracy,

TfNSW (Roads) have no objections to closing the attached council road at Byron Bay.

Kind Regards
Stephen Laughlin

Land Information and Corridors Officer (Regional)
Commercial, Performance and Strategy - Infrastructure & Place
Transport for NSW

T (02) 9595 4014 E stephen.laughlin@transport.nsw.gov.au

Level 7
6 Stewart Avenue
Newcastle West NSW 2302

I work flexibly. Unless it suits you, I don't expect you to read or respond to my emails outside of your normal working hours.



**Transport
for NSW**

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Consider the environment. Please don't print this e-mail unless really necessary.

OFFICIAL

From: [Crown Road Closures](#)
To: [Armstrong, Tracy](#)
Subject: RE: Proposed part road closure namely Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401
Date: Tuesday, 12 September 2023 11:07:14 AM

Hi Tracy,

Forestry has no objections to the proposed part road closure.

Regards,

Kim Drysdale | Land and Estates Administrator | Forest Stewardship

Forestry Corporation of NSW | Hardwood Forests Division

Maher Street Wauchope, NSW 2446

M: 0474 999 906 | E: kim.drysdale@fcnsw.com.au | W: www.forestrycorporation.com.au

We work flexibly. If you have received an email from me outside of normal business hours, I'm sending it at a time that suits me.

From: Armstrong, Tracy <tarmstrong@byron.nsw.gov.au>

Sent: Friday, 1 September 2023 11:59 AM

To: 'AM_Property@transgrid.com.au' <AM_Property@transgrid.com.au>;
'survey@ausgrid.com.au' <survey@ausgrid.com.au>; 'roadclosures@essentialenergy.com.au'
<roadclosures@essentialenergy.com.au>; 'info@fire.nsw.gov.au' <info@fire.nsw.gov.au>;
'apaprotection@apa.com.au' <apaprotection@apa.com.au>; 'information@planning.nsw.gov.au'
<information@planning.nsw.gov.au>; 'landuse.minerals@geoscience.nsw.gov.au'
<landuse.minerals@geoscience.nsw.gov.au>; 'RecFishingPolicy.Administration@dpi.nsw.gov.au'
<RecFishingPolicy.Administration@dpi.nsw.gov.au>;
'property.management@industry.nsw.gov.au' <property.management@industry.nsw.gov.au>;
'development@transport.nsw.gov.au' <development@transport.nsw.gov.au>;
'Brett.Ford@rms.nsw.gov.au' <Brett.Ford@rms.nsw.gov.au>; 'info@fire.nsw.gov.au'
<info@fire.nsw.gov.au>; 'State.Operations@rfs.nsw.gov.au' <State.Operations@rfs.nsw.gov.au>;
'council@rous.nsw.gov.au' <council@rous.nsw.gov.au>; Crown Road Closures
<CrownRoadClosures@fcnsw.com.au>; 'admin.northcoast@lls.nsw.gov.au'
<admin.northcoast@lls.nsw.gov.au>

Subject: Proposed part road closure namely Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401

Please refer to the attachment. In the attachment please find: referencing letter; advertisement; and diagram for proposed part road closure Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401 which will be advertised in the Byron Echo 6 Sept 2023.

Please do not hesitate to contact me if you need further information or cannot open the attachment.

Regards,

Tracy Armstrong | Infrastructure Planning Support Officer | BYRON SHIRE COUNCIL

P: [+61 2 6626 7201](tel:+61266267201) | E: tarmstrong@byron.nsw.gov.au

From: [Chris Cleaver](#)
To: [Armstrong, Tracy](#)
Subject: FW: Proposed part road closure namely Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401
Date: Wednesday, 13 September 2023 12:58:34 PM
Attachments: [image001.png](#)
[Notification to authorities Letter proposal to close part Lighthouse Road closure adjoining 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP 246401 signed.pdf](#)

Dear Tracy,

Thank you for allowing DPI Fisheries to review this proposed road closure.

There is no objection.

Kind Regards,

Chris Cleaver

Fisheries Manager / Saltwater Access Officer

Fisheries and Aquaculture Management | Recreational Fisheries

Department of Regional NSW

M 0400 858 791 E chris.cleaver@dpi.nsw.gov.au

Nowra Fisheries
5 O'Keefe Avenue
Nowra NSW



Department of Primary Industries

Department of Regional NSW

From: Rohan Rehwinkel <rohan.rehwinkel@dpi.nsw.gov.au> **On Behalf Of** DPI RecFishingPolicy Admin Mailbox

Sent: Wednesday, 6 September 2023 9:58 AM

To: Chris Cleaver <chris.cleaver@dpi.nsw.gov.au>

Subject: FW: Proposed part road closure namely Part 154 & 156 Lighthouse Rd Byron Bay Lot 4 & Lot 5 DP246401

Hi Chris,

Please see proposed road closure for Byron, also in CM9,

Regards

From: Armstrong, Tracy <tarmstrong@byron.nsw.gov.au>

Sent: Friday, 1 September 2023 11:59 AM

To: 'AM_Property@transgrid.com.au' <AM_Property@transgrid.com.au>;

'survey@ausgrid.com.au' <survey@ausgrid.com.au>; 'roadclosures@essentialenergy.com.au'



Our ref: DOC23/857068
Contact: Regena Medhurst

Byron Shire Council

PO Box 219
Mullumbimby NSW 2482

27 September 2023

Dear Tracy,

Roads Act 1993 ROAD CLOSING APPLICATION

<u>Application number</u>	<u>Your Ref</u>
part 154 & 156 Lighthouse Rd, Byron Bay	#E2023/90527

Thank you for your email dated 26/09/2023 regarding the above mentioned proposed road closure application. The National Parks & Wildlife Service (NPWS) has no objection to these proposed road closures.

If you have any questions regarding this matter please contact me.

Yours sincerely

Regena Medhurst