

Responses to Questions on Notice

Received at the 10 June 2021
Planning Meeting of Council

A handwritten signature in dark blue ink, appearing to read 'Mark Arnold'.

Mark Arnold
General Manager

QUESTIONS WITH NOTICE

1 Multiple Occupancy and Community Title Dwelling Entitlements3

QUESTIONS WITH NOTICE

Question with Notice No. 1 Multiple Occupancy and Community Title Dwelling Entitlements

File No: I2021/1198

At Council's Planning Meeting held on 10 June 2021, Matthew O'Reilly (CABS) asked the following question which was taken on notice:

Can existing authorised MOs and CTs approved under the Byron LEP 1988 and the Rural Settlement Strategy 1998 apply for NEW DA approval for additional dwelling entitlements under the current provisions of the Byron LEP 2014 and DCP 2014 which are more permissive than the previous rules given that all those previous MOs and CTs are not included in the current Byron LEP CTMO Map?

Response Director Sustainable Environment and Economy:

The complexities (historic and current) around the mapped MO/CT sites, and the approval pathways for new development of, or on MO/CT sites have been the subject of a recent Notices of Motion and staff reports. There is no simple or yes / no answer to this question.

Given this, a response is best provided in the context of a more detailed response by staff to the resolutions below when reported to Council. A report will be completed as resourcing permits in the coming months.

Notice of Motion No. 9.2 Multiple Occupancies and Rural Workers Cottages

[Agenda of Ordinary Meeting - Thursday, 24 June 2021 \(infocouncil.biz\)](#)

21-221 Resolved that Council:

1. Prepares a report exploring the possibilities, hurdles, and opportunities for continuing Multiple Occupancies and Community Title as a pathway to providing more options for accessible and affordable housing in the Byron Shire.
2. Prepares a report on pathways to encourage the use of rural workers' cottages to provide accommodation for farmers wanting to live and work on the land.
3. Progress points 1 and 2 as part of the review of the RLUS to commence FY21/22. Noting this review will enable a fresh dialogue with relevant state government agencies on the current needs of our rural community five years on from the original RLUS adoption. (Ndiaye/Lyon).

Notice of Motion 9.7 MOs and CTs – pathway for secondary dwellings and dual occupancies

BYRON SHIRE COUNCIL

[Agenda of Ordinary \(Planning\) Meeting - Thursday, 5 August 2021 \(infocouncil.biz\)](#)

21-275 Resolved that Council: investigates how to enable a workable pathway to facilitate secondary dwellings on Multiple Occupancies and to facilitate secondary dwellings and/or dual occupancies on Community Titles.