

Ballina Shire Council

Ballina

Dear Sirs,



15 Mainsail Place

BALLINA 12/02/2018

Appeal on Refusal to approve DA 2017/569.

There are 2 parts to this request:

1. To ask the full council to review the regulations that led to the refusal of the application.

I can not see that dredging is the reason for having a blanket ban on piles associated with pontoons, especially when those rules want the pontoon to be so far out into the canal. I can not see how it is in any way "against the public interest". I have had considerable experience over the years, not just with boating but also with pontoon ownership. An examination of pontoons throughout Australia and New Zealand will show that almost all of these are associated with a jetty or piles, usually both.

I look over the canal at exactly the type of pontoon that I really need. That pontoon, I believe, was built following the owner losing a boat attached to the common pontoon arrangement that was in place earlier on. I can see no reason why that arrangement interferes with dredging. If it does then it is the contractor that should have been changed and not to policy. A precedent has therefore been set.

Council should therefore re examine the policy.

2. To appeal the application.

I believe that due consideration of all the facts was not satisfactory. I believe that a full council should review a D/A that is refused. I believe that staff should have delegated authority to approve any D/A that is compliant only. I suggest that council should review this policy. I should not have to appeal which incurs another cost to me as well as a lot of work in making the appeal. I believe that I should only appeal a decision made by the full council and if I am not satisfied with that decision then my appeal should be made direct to the relative government agency.

That said I now lodge this appeal, by letter as there is no application form, with the fee attached.

I also renew my invitation to all councillors to make a visit and make themselves familiar with the situation. There is no way that anyone can claim to make an informed decision without an on site inspection.

It follows that if the policy is changed then the original application should be approved, making an appeal not necessary and the appeal fee should be refunded.

Yours Faithfully

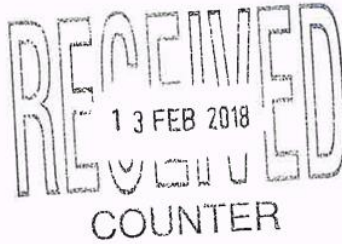
Neil Hargreaves

A handwritten signature in black ink, appearing to read 'Neil Hargreaves', written over a dotted horizontal line. The signature is cursive and somewhat stylized.



Ballina Shire Council
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 Ballina NSW 2478

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Quotation

Quote No. : 12,625
 Quote Date : 8/02/2018
 Expiry Date : 30 June 2018
 Officer : Bernadette Arundell

Description Neil Hargreaves - 15 Mainsail Place West Ballina
 DA 2017/569 - Review of Determination

Fee Code	Fee Description	GST	Amt Inc. GST
41	S82A Fee - Building		\$113.50



Please ensure a copy of this quote is enclosed when lodging your Development Application. All DAs lodged should be accompanied by an estimated cost of work schedule in accordance with Council's Fact Sheet "Estimating Cost of Work for Development and Construction".

Quoted figures subject to change
 Civil Inspection Fees may apply

Quote Total \$0.00 \$113.50