

Application to Vary Development Standards

Lismore City Council, PO Box 23A, Lismore 2480

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About this form

Use this form when applying to vary development standards under Clause 4.6 of the Lismore City Council Local Environmental Plan (LEP) 2012.

Varying development standards allows flexibility when you cannot meet existing standards, achieving better outcomes in certain circumstances. The proposed development needs to be in the public interest.

If you wish to vary a development standard within the Lismore Local Environmental Plan 2012, your Development Application needs to justify the contravention of the development standard, demonstrating:

- a) compliance with the development standard is unreasonable or unnecessary;
- b) that there are sufficient environmental planning grounds to justify contravening the development standard.

Note: Development standards in Clause 5.3 and 5.4 of the LEP cannot be varied.

How to complete this form

1. Ensure that all fields have been filled out correctly.
- 2.. Once completed you need to submit this form with your development application. 10 for further information

Part 1: What is the zoning of the land ?

Part 2: What are the objectives of the zone ?

Part 3: What is the development standard being varied? e.g. Floor Space Ratio, height, lot size

Part 4: Under what clause is the development standard listed in the environmental planning instrument?

Part 5: What are the objectives of the development standard?

Part 6: Is it a numerical or performance based standard that you would like to vary

Part 7: What is the numeric value of the development standard in the environmental planning instrument?

Part 8: What is the proposed numeric value or performance based variation in your development application? *(Please give details of the standard and what the variation involves).*

Part 9: What is the percentage variation (between your proposal and the environmental planning instrument)?

Part 10: How is strict compliance with the development standard unreasonable or unnecessary in this particular case?

Part 11: How would strict compliance hinder the attainment of the objects specified in Section 5(a)(i) and (ii) of the Act.

Part 12: Would strict compliance with the standard, in your particular case be unreasonable or unnecessary? Why?

Part 13: Are there sufficient environmental planning grounds to justify contravening the development standard? Give details.

Additional Matters to address: As outlined in “Varying Development Standards: A Guide” there are other additional matters that applicants should address when applying to vary a development standard

Part 14: Privacy & Personal Information Protection Notice

Purpose of Collection:	For approval to vary development standards on a Development Application
Intended recipients	Council staff and approved contractors of Lismore City Council
Access/Correction:	Council staff or Government Information (Public Access) Act requests.
Storage:	Council’s record management systems and Archives

Enquiries concerning this matter can be addressed to Lismore City Council's Corporate Compliance Coordinator

Part 15: Lodgement Details

You can lodge the completed application by:	Mail	Lismore City Council
In person:	43 Oliver Avenue, Goonellabah	PO Box 23A LISMORE NSW 2480
What now:	Once your application is received a Council Officer may contact you to discuss your application which may include a request for further information and / or clarification, and or to arrange a suitable time to carry out a site inspection..	

For further information regarding your application please contact us by:

Telephone: 1300 87 83 87 between 8.30am and 10am if you wish to speak to a Building Inspector