
APPLICATION FORM TO VARY A DEVELOPMENT STANDARD

This form aims to assist you with the preparation of a written application seeking a variation to a development standard under Clause 4.6 of the *Inverell Local Environmental Plan 2012* or *Guyra Local Environmental Plan 2012*.

Development standards are a means to achieving an environmental planning objective and can be numerical or performance based. Some developments may achieve planning objectives despite not meeting the required development standards. The planning system provides flexibility to allow these objectives to still be met by varying development standards in exceptional cases.

If you wish to vary a development standard contained within the *Inverell Local Environmental Plan 2012* or *Guyra Local Environmental Plan 2012*, the development application is to be supported by a written application that demonstrates:

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

This form guides you to what should be included in a written request. Please complete the form and submit it with your development application.

1. Which Local Environmental Plan does the written request relate?

- ☐ *Inverell Local Environmental Plan 2012*
- ☐ *Guyra Local Environmental Plan 2012*

2. What is the zoning of the land?

- | | |
|---|--|
| <input type="checkbox"/> RU1 Primary Production | <input type="checkbox"/> SP1 Special Activities |
| <input type="checkbox"/> RU5 Village | <input type="checkbox"/> SP2 Infrastructure |
| <input type="checkbox"/> R1 General Residential | <input type="checkbox"/> RE1 Public Recreation |
| <input type="checkbox"/> R5 Large Lot Residential | <input type="checkbox"/> RE2 Private Recreation |
| <input type="checkbox"/> B1 Neighbourhood Centre | <input type="checkbox"/> E1 National Parks and Nature Reserves |
| <input type="checkbox"/> B2 Local Centre | <input type="checkbox"/> E3 Environmental Management |
| <input type="checkbox"/> B5 Business Development | <input type="checkbox"/> E4 Environmental Living |
| <input type="checkbox"/> IN1 General Industrial | |

3. What are the objectives of the zone?

4. What is the development standard being varied? (e.g. lot size)

5. Under what clause is the development standard listed in the environmental planning instrument?

6. What are the objectives of the development standard?

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

8. What is proposed numeric value of the development standard in your development application?

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

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

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

Note: If more than one development standard is varied, an application will be needed for each variation (eg FSR and height).

12. Is the development standard a performance based control? Give details.

13. Would strict compliance with the standard, in your particular case, would be unreasonable or unnecessary? Why?

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

Additional comments:
