



New South Wales

Manly Local Environmental Plan 1988 (Amendment No 45)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S00/01474/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

2002 No 610

Clause 1

Manly Local Environmental Plan 1988 (Amendment No 45)

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1 Name of plan

This plan is *Manly Local Environmental Plan 1988 (Amendment No 45)*.

2 Aims of plan

- (1) This plan aims to rezone part of the land to which this plan applies from Zone No 2 to Zone No 3 under *Manly Local Environmental Plan 1988*.
- (2) This plan also aims in respect of the remainder of the land, to allow, with the consent of Manly Council, basement car parking associated with the Totem shopping centre at 168–182 Woodland Street, Balgowlah, provided that:
 - (a) the roof of the car park:
 - (i) does not exceed 2 metres above the existing ground level, and
 - (ii) is graded back to the existing ground level between 182 and 172 Woodland Street, Balgowlah, and
 - (b) vehicular access to the car park (other than for residential purposes) is prohibited from Woodland Street.

3 Land to which plan applies

- (1) To the extent that this plan rezones land, it applies to land known as 207–215 Condamine Street, Balgowlah, as shown edged heavy black on Sheet 1 of the map marked “Manly Local Environmental Plan 1988 (Amendment No 45)” deposited in the office of Manly Council.
- (2) To the extent that this plan allows basement car parking, it applies to land known as the Totem shopping centre, 168–182 Woodland Street, Balgowlah, as shown edged heavy black on Sheet 2 of that map.

4 Amendment of Manly Local Environmental Plan 1988

Manly Local Environmental Plan 1988 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 7 Interpretation

Insert in appropriate order in the definition of *the map* in clause 7 (1):

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[2] Schedule 5 Development for additional purposes

Omit the following matter from Schedule 5:

Land being lots A and B, DP 347250, and part lot B, DP 162462, known as Nos 168–170 Woodland Street and part 172A Woodland Street, Balgowlah, as shown edged heavy black on the map marked “Manly Local Environmental Plan 1988 (Amendment No 2)”—club, provided that vehicular access and pedestrian access (except for postal deliveries) to the club is excluded from Woodland Street.

[3] Schedule 5

Insert at the end of the Schedule:

Land being Lots A and B, DP 347250, Lots A and B, DP 162462, Lot A, DP 382578, Lot 25, DP 8949, Lot 7, DP 9650 and Lot 2, DP 303359, known as the Totem shopping centre, 168–182 Woodland Street, Balgowlah, as shown edged heavy black on Sheet 2 of the map marked “Manly Local Environmental Plan 1988 (Amendment No 45)”—basement car parking associated with that shopping centre, provided that:

- (a) the roof of the car park:
 - (i) does not exceed 2 metres above the existing ground level, and
 - (ii) is graded back to the existing ground level between 182 and 172 Woodland Street, Balgowlah, and

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Schedule 1 Amendments

(b) vehicular access to the car park (other than for residential purposes) is prohibited from Woodland Street.

BY AUTHORITY