



City of Shoalhaven Local Environmental Plan 1985 (Amendment No 199)

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*. (W02/00096/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

2003 No 234

Clause 1 City of Shoalhaven Local Environmental Plan 1985 (Amendment No 199)

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1 Name of plan

This plan is *City of Shoalhaven Local Environmental Plan 1985 (Amendment No 199)*.

2 Aims of plan

This plan aims:

- (a) to adopt a new definition of **home activity** in *City of Shoalhaven Local Environmental Plan 1985*, and
- (b) to provide that development may be carried out for the purposes of home activities in Zones Nos 7 (c) and 7 (e), but only with development consent, and
- (c) to remove certain restrictions imposed on use of a building for, and development for, the purpose of a home activity.

3 Land to which plan applies

This plan applies to all land situated in the City of Shoalhaven to which *City of Shoalhaven Local Environmental Plan 1985* applies.

4 Amendment of City of Shoalhaven Local Environmental Plan 1985

City of Shoalhaven Local Environmental Plan 1985 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Interpretation

Omit the definition of *home activity* from clause 6 (1). Insert instead:

home activity means any activity carried out for either paid or unpaid employment purposes:

- (a) in a dwelling or dwelling-house, or
- (b) from a building, or area, within the curtilage of a dwelling-house, or
- (c) from an outbuilding, or area, on a property in a rural location, or
- (d) on land adjoining, and under the same ownership as, land on which such a dwelling, dwelling-house, building, outbuilding or area is situated,

if the dominant use of the premises or land is for domestic purposes, the activity is carried out by a resident of the premises or land and the activity does not involve the use of the premises or land for the purposes of use as sexual service premises.

[2] Clause 9 Zone objectives and development control table

Insert “home activities;” in alphabetical order under the heading “Only with development consent” wherever occurring in the matter relating to Zones Nos 7 (c) and 7 (e) in the Table to the clause.

[3] Clause 35 Home activity

Omit the clause.