



City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (W03/00040/S69)

DIANE BEAMER, M.P.,

Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

2004 No 104

Clause 1 City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)*.

2 Aims of plan

This plan aims:

- (a) to rezone part of the land to which this plan applies to partly Zone No 1 (d) (the Rural “D” (General Rural) Zone) and partly Zone No 2 (e) (the Residential “E” (Village) Zone) under *City of Shoalhaven Local Environmental Plan 1985 (the 1985 plan)*, and
- (b) to rezone part of the land to Zone No 7 (a) (the Environment Protection “A” (Ecology) Zone) under the 1985 plan, and
- (c) to clearly identify on the map referred to in clause 3 a part of the land (being a strip of land) as zoned existing Open Space—Recreation “C” (Proposed) land under the 1985 plan, and
- (d) to rename the 1985 plan as *Shoalhaven Local Environmental Plan 1985*, to assist with locating the 1985 plan on the State’s legislation database, and
- (e) to prohibit home activities on land within Zone No 7 (d2) (the Environment Protection “D2” (Special Scenic) Zone) under the 1985 plan, and
- (f) to correct minor anomalies relating to an incorrect clause heading and a partial land description in the 1985 plan.

3 Land to which plan applies

- (1) In respect of the aim set out in clause 2 (a), this plan applies to part of Lots 31 and 32, DP 1049913, The Wool Road, Worrowing Heights, as shown edged heavy black and lettered “1 (d)” or “2 (e)”

on the map marked “City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)” deposited in the office of the Council of the City of Shoalhaven.

- (2) In respect of the aim set out in clause 2 (b), this plan applies to part of Lot 2, DP 1008459, Caulfield Parade, Worroving Heights, as shown edged heavy black and lettered “7 (a)” on that map.
- (3) In respect of the aim set out in clause 2 (c), this plan applies to a strip of land fronting The Wool Road, Worroving Heights, as shown by a heavy black line and lettered “6 (c)” on that map.
- (4) In respect of the aim set out in clause 2 (d), this plan applies to all land in the City of Shoalhaven under *City of Shoalhaven Local Environmental Plan 1985 (the 1985 plan)*.
- (5) In respect of the aim set out in clause 2 (e), this plan applies to land within Zone No 7 (d2) (the Environment Protection “D2” (Special Scenic) Zone) under the 1985 plan.
- (6) In respect of the aims set out in clause 2 (f), this plan applies to the land to which clause 54 of the 1985 plan applies and to SP 66005, Superb Crescent, Callala Bay.

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.

2004 No 104

City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 1 Name of plan

Omit “*City of Shoalhaven Local Environmental Plan 1985*”.

Insert instead “*Shoalhaven Local Environmental Plan 1985*”.

[2] Clause 1A

Insert after clause 1:

1A References to City of Shoalhaven Local Environmental Plan 1985

A reference in any environmental planning instrument to *City of Shoalhaven Local Environmental Plan 1985* is taken to be a reference to *Shoalhaven Local Environmental Plan 1985*, whether the instrument was made before or after the commencement of *City of Shoalhaven Local Environmental Plan 1985 (Amendment No 213)*.

[3] Clause 6 Interpretation

Insert in appropriate order in the definition of *the map* in clause 6 (1):

City of Shoalhaven Local Environmental Plan 1985
(Amendment No 213)

[4] Clause 9 Zone objectives and development control table

Omit “home activities;” from item 3 of the matter relating to Zone No 7 (d2) in the Table to the clause.

[5] Clause 54

Omit “**park**” from the heading to the clause. Insert instead “**parks**”.

[6] Schedule 9

Insert “**Development for certain additional purposes**” after “**Schedule 9**” in the heading to the Schedule.

[7] Schedule 9

Omit “Lot 3,” from the item in the Schedule relating to land fronting Superb Crescent, Callala Bay.

BY AUTHORITY
