



New South Wales

Wollondilly Local Environmental Plan 1991 (Amendment No 68)

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*. (Q03/00136/S69)

DIANE BEAMER, M.P.,

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

2004 No 308

Clause 1 Wollondilly Local Environmental Plan 1991 (Amendment No 68)

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under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Wollondilly Local Environmental Plan 1991 (Amendment No 68)*.

2 Aims of plan

This plan aims:

- (a) to update the provisions of *Wollondilly Local Environmental Plan 1991 (the 1991 plan)* to permit the carrying out of development for the purpose of telecommunications facilities within the local government area of Wollondilly, and
- (b) to identify in which zones under the 1991 plan telecommunications facilities are permitted only with development consent, and
- (c) to require telecommunications facilities to be designed and located in such a way so as to avoid and minimise impact on the environment and amenity of the area in which the facilities are located, and
- (d) to effect minor law revision.

3 Land to which plan applies

This plan applies to all land within the local government area of Wollondilly under the provisions of *Wollondilly Local Environmental Plan 1991*.

4 Amendment of Wollondilly Local Environmental Plan 1991

Wollondilly Local Environmental Plan 1991 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 6 Definitions

Insert in appropriate order in clause 6 (1):

telecommunications facility means:

- (a) any part of the infrastructure of a telecommunications network, or
- (b) any line, equipment, apparatus, tower, mast, antenna, tunnel, duct, hole, pit, pole or other structure or thing used, or for use in or in connection with a telecommunications network.

telecommunications network means a system, or series of systems, that carries, or is capable of carrying, communications by means of guided or unguided (or both) electromagnetic energy.

[2] Clause 10 Zone objectives and development control table

Insert “telecommunications facilities;” in alphabetical order in Item 3 (Only with development consent) in the Table to the clause in the matter relating to Zones Nos 5 (a), 5 (b), 5 (c1), 5 (c2), 6 (a), 6 (b), 9 (a), 9 (b), 9 (c), 9 (d) and 9 (e).

[3] Clause 10, Table

Omit “roads only with development consent” from Item 3 in the matter relating to Zone No 7 (b).

Insert instead “roads;”.

[4] Clause 47

Insert in appropriate order:

47 Telecommunications facilities

The council may consent to the carrying out of development for the purpose of a telecommunications facility, but only if it is satisfied that:

- (a) the development meets current and future needs for competitive telecommunications facilities in the locality, and

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Schedule 1 Amendments

- (b) the visual impact of the facility will be minimal, either by design, appearance, screening, location, colour, finish or scale, and
- (c) the technical and practical co-location with other existing or future utilities has been fully assessed, and
- (d) the facility will be designed, installed and operated to comply with national codes and standards relating to human exposure to electromagnetic energy, and
- (e) the disturbance to existing vegetation will be minimal, and
- (f) the facility will have minimal impact on the immediate adjoining residents or landowners.

BY AUTHORITY
