



New South Wales

Shellharbour Local Environmental Plan 2000 (Amendment No 12)

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*. (WOL2000677/S69)

FRANK SARTOR, M.P.,
Minister for Planning

2005 No 560

Clause 1 Shellharbour Local Environmental Plan 2000 (Amendment No 12)

Shellharbour Local Environmental Plan 2000 (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Shellharbour Local Environmental Plan 2000 (Amendment No 12)*.

2 Aims of plan

This plan aims to amend *Shellharbour Local Environmental Plan 2000* (the *principal plan*):

- (a) to change the adoption date for development control plans relating to exempt and complying development referred to in the principal plan, and
- (b) to amend the land use tables to ensure exempt development is allowed without development consent within all zones except for:
 - (i) Zone 7 (a) (the Environmental Protection (Wetlands) zone), and
 - (ii) Zone 8 (the National Parks and Nature Reserves zone), and
 - (iii) Zone 9 (b) (the Arterial Roads Reservation zone), and
 - (iv) Zone 9 (c) (the Local Roads Reservation zone), and
 - (v) Zone 9 (d) (the Open Space Reservation zone), and
- (c) to correct minor zoning anomalies and rezone a number of properties to reflect current land uses.

3 Land to which plan applies

This plan applies to certain land in the local government area of Shellharbour City, being:

- (a) in respect of the aim set out in clause 2 (a)—all land to which *Shellharbour Local Environmental Plan 2000* applies, and
- (b) in respect of the aim set out in clause 2 (b)—all land to which *Shellharbour Local Environmental Plan 2000* applies, other than land within the zones set out in clause 2 (b) (i)–(v), and

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- (c) in respect of the aim set out in clause 2 (c)—the following land:
- (i) Part Lots 1–3, DP 1039217, 20, 22 and 24 Ashburton Drive, Albion Park, as shown coloured salmon on Sheet 1 of the map marked “Shellharbour City Council Local Environmental Plan 2000 (Amendment No 12)” deposited in the office of Shellharbour City Council,
 - (ii) Part Lot 543, DP 1016311, 14 Avon Close, Albion Park, as shown coloured salmon on Sheet 2 of that map,
 - (iii) Lot 1, DP 39099, Albion Park Primary School, Taylor Road, Albion Park, as shown coloured dark yellow and marked “SCHOOL” on Sheet 3 of that map,
 - (iv) Lot 1129, DP 263029, 13A Tarra Crescent, Oak Flats, as shown coloured dark yellow and marked “MEDICAL PURPOSES” on Sheet 4 of that map,
 - (v) Lot 4210, DP 809265, Nazereth Catholic Primary School, 19–23 College Avenue, Shellharbour City Centre, as shown coloured dark yellow and marked “SCHOOL” on Sheet 5 of that map,
 - (vi) Lot 4213, DP 809265, Anglican Church, Wallaroo Drive, Shellharbour, as shown coloured dark yellow and marked “CHURCH” on Sheet 5 of that map,
 - (vii) Lot 320, DP 515347, 40 King Street, Warilla, as shown coloured light pink on Sheet 6 of that map,
 - (viii) Lot 52, DP 23432, Former Fire Station, 14 Antrim Avenue, Warilla, as shown coloured medium pink on Sheet 6 of that map
 - (ix) Part Lots 1–5, DP 1048510, 26 Towns Street, 40, 42 and 44 Mary Street and 9 Eastern Avenue, Shellharbour, as shown coloured light pink on Sheet 7 of that map.

4 Amendment of Shellharbour Local Environmental Plan 2000

Shellharbour Local Environmental Plan 2000 is amended as set out in Schedule 1.

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Shellharbour Local Environmental Plan 2000 (Amendment No 12)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

- [1] **Clauses 11 (3), 12 (3), 13 (3), 20 (3), 21 (3), 22 (3), 23 (3), 24 (3), 27 (3), 28 (3), 30 (3), 31 (3), 32 (3), 33 (3), 38 (3), 39 (3), 43 (3), 44 (3), 49 (3), 50 (3), 51 (3), 52 (3) and 53 (3)**
Omit “Development” wherever occurring.
Insert instead “Exempt development and development”.
- [2] **Clause 87 Exempt and complying development**
Omit “*Shellharbour Development Control Plan No 9/98 Exempt Development*, as adopted by the Council on 12 June 2001” from clause 87 (1).
Insert instead “*Shellharbour Development Control Plan No 9/98 for Exempt Development*, as in force on 4 May 2005”.
- [3] **Clause 87 (2)**
Omit “*Shellharbour Development Control Plan No 11/98 Complying Development*, as adopted by the Council on 12 June 2001”.
Insert instead “*Shellharbour Development Control Plan No 11/98 for Complying Development*, as in force on 4 May 2005”.
- [4] **Clause 87 (4)**
Omit “*Shellharbour Development Control Plan No 11/98 Complying Development* adopted by the Council on 12 June 2001”.
Insert instead “*Shellharbour Development Control Plan No 11/98 for Complying Development*”.
- [5] **Schedule 1 Definitions**
Insert at the end of the definition of *the map*:
Shellharbour Local Environmental Plan 2000 (Amendment No 12)

BY AUTHORITY
