



New South Wales

Manly Local Environmental Plan 1988 (Amendment No 66)

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*. (S04/00343/S69)

FRANK SARTOR, M.P.,
Minister for Planning

2006 No 223

Clause 1 Manly Local Environmental Plan 1988 (Amendment No 66)

Manly Local Environmental Plan 1988 (Amendment No 66)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Manly Local Environmental Plan 1988 (Amendment No 66)*.

2 Aims of plan

This plan aims:

- (a) to rezone part of the land to which this plan applies from Special Uses (Church) to the Zone No 3 Business Zone under *Manly Local Environmental Plan 1988*, and
- (b) to provide that development consent will not be granted to the erection of a building or buildings on the land to which this plan applies unless a minimum of 20% of the gross floor area of all buildings on the land is to be used for the purpose of a place of public worship.

3 Land to which plan applies

- (1) In respect of the aim set out in clause 2 (a), this plan applies to Lot 1, DP 599383, known as 122 Condamine Street, Balgowlah, as shown distinctively coloured and edged heavy black on the map marked “Manly Local Environmental Plan 1988 (Amendment No 66)” deposited in the office of Manly Council.
- (2) In respect of the aim set out in clause 2 (b), this plan applies to the land referred to in subclause (1) and adjoining land, being Lot 5, DP 978325, known as 120 Condamine Street, Balgowlah.

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):

Manly Local Environmental Plan 1988 (Amendment No 66)

[2] Clause 38

Insert after clause 37:

38 Development of land—120–122 Condamine Street, Balgowlah

- (1) This clause applies to Lot 1, DP 599383, known as 122 Condamine Street, Balgowlah and Lot 5, DP 978325, known as 120 Condamine Street, Balgowlah.
- (2) Despite any other provision of this plan, consent must not be granted to the erection of a building or buildings on the land to which this clause applies unless a minimum of 20% of the gross floor area of all buildings on the land is to be used for the purpose of a place of public worship.