



# Wingecarribee Local Environmental Plan 1989 (Amendment No 112)

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*. (Q02/00250/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

## 2006 No 71

Clause 1 Wingecarribee Local Environmental Plan 1989 (Amendment No 112)

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## Wingecarribee Local Environmental Plan 1989 (Amendment No 112)

under the

Environmental Planning and Assessment Act 1979

### 1 Name of plan

This plan is *Wingecarribee Local Environmental Plan 1989 (Amendment No 112)*.

### 2 Aims of plan

This plan aims:

- (a) to rezone part of Lot 1, DP 915903, Argyle Street, Moss Vale, to Zone No 2 (b) (Residential “B” Zone) under *Wingecarribee Local Environmental Plan 1989* and the other part of that Lot, and Lot 1, DP 944074, Argyle Street, Moss Vale, to Zone No 3 (b) (Business (Special) Zone) under that plan, and
- (b) to require Wingecarribee Shire Council to take certain matters into account when determining a development application relating to the land to be rezoned to Zone No 3 (b).

### 3 Land to which plan applies

- (1) To the extent that this plan effects a rezoning of land, it applies to Lot 1, DP 915903, and Lot 1, DP 944074, Argyle Street, Moss Vale, as shown edged heavy black and lettered “2 (b)” and “3 (b)” on the map marked “Wingecarribee Local Environmental Plan 1989 (Amendment No 112)”, deposited in the office of Wingecarribee Shire Council.
- (2) To the extent that this plan inserts clause 60A into *Wingecarribee Local Environmental Plan 1989*, it applies to part Lot 1, DP 915903, and Lot 1, DP 944074, Argyle Street, Moss Vale, as shown edged heavy black and lettered “3 (b)” on the map referred to in subclause (1).

### 4 Amendment of Wingecarribee Local Environmental Plan 1989

*Wingecarribee Local Environmental Plan 1989* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 5 Definitions

Insert in appropriate order in the definition of *the map* in clause 5 (1):

Wingecarribee Local Environmental Plan 1989 (Amendment No 112)

### [2] Clause 60A

Insert after clause 60:

#### **60A Special provisions—certain land in Argyle Street, Moss Vale**

- (1) This clause applies to part Lot 1, DP 915903, and Lot 1, DP 944074, Argyle Street, Moss Vale, as shown edged heavy black and lettered “3 (b)” on the map marked “Wingecarribee Local Environmental Plan 1989 (Amendment No 112)”.
- (2) In determining an application for consent for development on the land to which this clause applies, the Council must take into account whether adequate provision has been made:
  - (a) for the disposal of all effluent water by means of connection to the Council’s reticulated sewerage system, and
  - (b) for stormwater runoff from the development to be disposed of without any risk of contamination to any watercourse or creek, and
  - (c) for effective measures to be incorporated into any proposal for development with regard to stormwater, sediment and erosion management, and
  - (d) for the protection of groundwater in the locality from degradation and contamination in such a way as to ensure that there is no overall adverse impact on groundwater quality, and
  - (e) to satisfactorily address any potential risk to human health or the environment posed by any contamination that may be present on the subject land.