



New South Wales

# **Eurobodalla Urban Local Environmental Plan 1999 (Amendment No 21)**

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*. (W07/00149/PC)

KRISTINA KENEALLY, M.P.,  
Minister for Planning

## 2008 No 443

Clause 1 Eurobodalla Urban Local Environmental Plan 1999 (Amendment No 21)

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### **Eurobodalla Urban Local Environmental Plan 1999 (Amendment No 21)**

under the

Environmental Planning and Assessment Act 1979

#### **1 Name of plan**

This plan is *Eurobodalla Urban Local Environmental Plan 1999 (Amendment No 21)*.

#### **2 Aims of plan**

This plan aims:

- (a) to allow, with the consent of Eurobodalla Shire Council, the carrying out of development for the purposes of:
  - (i) in relation to Lot 11, DP 870049 and Lot 11, DP 124295, Beach Road, Batemans Bay—commercial premises, hotels, professional offices and shops, and
  - (ii) in relation to Lot 11, DP 870049, Beach Road, Batemans Bay (which is in the 5d Car Park zone under *Eurobodalla Urban Local Environmental Plan 1999*)—any development allowed by Part 2 of the 1999 plan in the 6c1 Private Recreation zone, and
- (b) to enable the redevelopment of the Batemans Bay Marina and associated facilities, and
- (c) to maintain continuous public access to and along the Clyde River foreshore, and
- (d) to promote development that is supportive of and complementary to marine activities and the role of the Batemans Bay town centre, and
- (e) to provide that *State Environmental Planning Policy No 50—Canal Estate Development* does not apply to the land to which this plan applies.

#### **3 Land to which plan applies**

This plan applies to Lot 11, DP 870049 and Lot 11, DP 124295, Beach Road, Batemans Bay, as shown edged heavy black on the diagram identified as “Diagram (h)” appearing in Schedule 1 [2].

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**4 Amendment of Eurobodalla Urban Local Environmental Plan 1999**

*Eurobodalla Urban Local Environmental Plan 1999* is amended as set out in Schedule 1.

## 2008 No 443

Eurobodalla Urban Local Environmental Plan 1999 (Amendment No 21)

Schedule 1 Amendments

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### Schedule 1 Amendments

(Clause 4)

#### [1] Clause 76 On what sites is additional development allowed?

Insert before the Table to the clause:

- (2) *State Environmental Planning Policy No 50—Canal Estate Development* does not apply to the land shown edged heavy black on Diagram (h) referred to in item (h) of the Table to this clause.

#### [2] Clause 76, Table

Insert after item (g):

- |     |              |                                                                                                                                                                                                                                                                        |
|-----|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| (h) | Land:        | <b>Batemans Bay</b><br>Lot 11, DP 870049 and Lot 11, DP 124295,<br>Beach Road, as shown edged heavy black on<br>Diagram (h)                                                                                                                                            |
|     | Development: | Development for the purposes of:<br>(i) commercial premises, hotels, professional<br>offices and shops, and<br>(ii) in relation to Lot 11, DP 870049 (which is<br>in the 5d Car Park zone)—any<br>development allowed by Part 2 in the 6c1<br>Private Recreation zone. |

Diagram (h)

