



New South Wales

Sutherland Shire Local Environmental Plan 2006 (Amendment No 7)

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*. (S09/01167-1)

KRISTINA KENEALLY, MP
Minister for Planning

2009 No 465

Clause 1 Sutherland Shire Local Environmental Plan 2006 (Amendment No 7)

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1 Name of Plan

This Plan is *Sutherland Shire Local Environmental Plan 2006 (Amendment No 7)*.

2 Commencement

This Plan commences on the day on which it is published on the NSW legislation website.

3 Aims of Plan

This Plan aims to amend *Sutherland Shire Local Environmental Plan 2006 (the Principal Plan)* as follows:

- (a) to correct wrong cross-references in clause 33 (5) of the Principal Plan,
- (b) to replace clause 40 (4) of the Principal Plan to clarify the requirements relating to the subdivision of land for the purposes, and erection, of dual occupancies on certain land under the Principal Plan,
- (c) to amend the Table to clause 57 of the Principal Plan to extend (but with some exceptions) the types of willows that may be removed without consent as part of any development that is being carried out comprising such removal,
- (d) to amend Schedule 6 to the Principal Plan:
 - (i) to correct misdescriptions and spelling errors, and
 - (ii) to insert missing words in relation to a heritage item in Belgrave Esplanade, Sylvania Waters, which is shown on the Heritage Map supporting the Principal Plan.

4 Land to which Plan applies

This Plan applies to land to which *Sutherland Shire Local Environmental Plan 2006* applies.

Schedule 1 Amendment of Sutherland Shire Local Environmental Plan 2006

[1] Clause 33 Building height

Omit “subclause (2) or (3)” from clause 33 (5).

Insert instead “subclause (12) or (13)”.

[2] Clause 40 Dual occupancies—internal lots and lot sizes

Omit clause 40 (4). Insert instead:

- (4) The minimum area and minimum width of a lot of land in Zone 3—Environmental Housing (Bushland), Zone 4—Local Housing or Zone 5—Multiple Dwelling A is 800 square metres and 18 metres, respectively, if:

- (a) there is a dual occupancy on the lot, and
 (b) it is proposed to subdivide the lot to create a separate lot for each dwelling that currently comprises the dual occupancy.

[3] Clause 57 Removal of certain vegetation permissible without consent

Omit from the Table under the headings “**Noxious weeds**” and “**Botanical name**” and “**Common name**”, respectively:

<i>Salix alba</i>	White Willow
<i>Salix discolor</i>	Pussy Willow
<i>Salix humboldtii</i>	Humboldt Willow
<i>Salix matsudana</i> “ <i>Tortuosa</i> ”	Corkscrew Willow

Insert instead:

<i>Salix</i> spp	Willows (includes all <i>Salix</i> species except <i>Salix babylonica</i> , <i>Salix reichardtii</i> and <i>Salix calodendron</i>)
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[4] Schedule 6 Heritage items

Omit “**Grasmere Crescent**” under the heading “**Cronulla**”.

Insert instead “**Grosvenor Crescent**”.

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Schedule 1 Amendment of Sutherland Shire Local Environmental Plan 2006

[5] Schedule 6

Omit “Broadway” from the matter relating to Gunnamatta Road, Cronulla.
Insert instead “boardwalk”.

[6] Schedule 6

Omit “Miami’s” from the matter relating to John Street, Cronulla.
Insert instead “Mimi’s”.

[7] Schedule 6

Omit “Libra” from the matter relating to Kingsway, Cronulla.
Insert instead “Wilbar”.

[8] Schedule 6

Omit “Barony” from the matter relating to Lucas Street, Cronulla.
Insert instead “Boronia”.

[9] Schedule 6

Omit “AL175” under the heading “**Royal National Park**”.
Insert instead “L175”.

[10] Schedule 6

Insert in alphabetical order under the heading “**Sylvania Waters**”:

Belgrave Esplanade

Within road reservation, between Belgrave Esplanade, Box Road
and Gwawley Parade, Gwawley Bay oyster claires—**A001**