



New South Wales

Manly Local Environmental Plan 1988 (Amendment No 81)

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*. (11/01787)

TOM GELLIBRAND
As delegate for the Minister for Planning

2011 No 181

Clause 1 Manly Local Environmental Plan 1988 (Amendment No 81)

Manly Local Environmental Plan 1988 (Amendment No 81)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Manly Local Environmental Plan 1988 (Amendment No 81)*.

2 Commencement

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

3 Land to which Plan applies

- (1) To the extent that this Plan zones land, it applies to:
 - (a) certain unzoned parcels of land along Burnt Bridge Creek and in the vicinity of Kitchener and Condamine Streets and Kenneth Road, Balgowlah, as shown coloured dark green and identified as “6 (a)” on Sheets 1 and 2, and coloured purple and identified as “4” on Sheet 3, of the map marked “Manly Local Environmental Plan 1988 (Amendment No 81)” (*the amending map*) deposited in the office of Manly Council, and
 - (b) Lots 1–4, DP 1070494, being the closed and unzoned laneways between 18 and 20 Peronne Avenue and 21 and 23 Gordon Street, Clontarf, as shown coloured light scarlet and identified as “2” on Sheet 4 of the amending map.
- (2) To the extent that this Plan adds certain properties as items of the environmental heritage, it applies to the following land:
 - (a) electricity substation 15151, Condamine Street, Balgowlah (part of Lot 7001, DP 1124091),
 - (b) electricity substation 16124, Dungowan Lane, off Ashburner Street, Manly (Lot 2, DP 235803),
 - (c) pumping station SP0036, Golf Parade, Manly (Lot 3, DP 5756),
 - (d) electricity substation 16453, Krui Street, Fairlight (Lot 1278, DP 752038),

(e) The Kiosk, Shelly Beach, Manly (Lot 36A, DP 390597 and part of Lot 7013, DP 1023211),

(f) a house, known as “Edinboro”, 297 Sydney Road, Balgowlah (Lot 4, DP 666702),

as shown coloured orange and edged heavy black on Sheets 7, 8, 10, 9, 6 and 5, respectively, of the amending map.

(3) To the extent that this Plan inserts matter relating to third party advertising signs as exempt development, it applies to all land to which *Manly Local Environmental Plan 1988* applies.

2011 No 181

Manly Local Environmental Plan 1988 (Amendment No 81)

Schedule 1 Amendment of Manly Local Environmental Plan 1988

Schedule 1 Amendment of Manly Local Environmental Plan 1988

[1] Clause 7 Interpretation

Insert in appropriate order in the definition of *item of the environmental heritage* in clause 7 (1):

Manly Local Environmental Plan 1988 (Amendment No 81)—
Sheets 5–10

[2] Clause 7 (1), definition of “the map”

Insert in appropriate order:

Manly Local Environmental Plan 1988 (Amendment No 81)—
Sheets 1–4

[3] Schedule 4 Items of the environmental heritage

Insert the following item before the item relating to 155 Condamine Street, Balgowlah, under the headings *Architectural and Archaeological Items* and **(A) Alphabetical Entry by Street**:

Electricity substation 15151 Condamine Street, Balgowlah (part of Lot 7001,
DP 1124091)

[4] Schedule 4, Architectural and Archaeological Items, (A) Alphabetical Entry by Street

Insert the following item after the item relating to 38 Denison Street, Manly:

Electricity substation 16124 Dungowan Lane, off Ashburner Street, Manly
(Lot 2, DP 235803)

[5] Schedule 4, Architectural and Archaeological Items, (A) Alphabetical Entry by Street

Insert the following item before the item relating to 1, 3, 5 and 11 Griffiths Street, Balgowlah:

Pumping station SP0036 Golf Parade, Manly (Lot 3, DP 5756)

[6] Schedule 4, Architectural and Archaeological Items, (A) Alphabetical Entry by Street

Insert the following item after the item relating to 13 King Avenue, Balgowlah:

Electricity substation 16453 Krui Street, Fairlight (Lot 1278, DP 752038)

[7] Schedule 4, Architectural and Archaeological Items, (A) Alphabetical Entry by Street

Insert the following item before the item relating to 303, 305 and 307 Sydney Road, Balgowlah:

House (“Edinboro”) 297 Sydney Road, Balgowlah (Lot 4, DP 666702)

[8] Schedule 4, Architectural and Archaeological Items, (B) Alphabetical Entry by Park, Reserve, etc

Insert the following item before the item relating to the Quarantine Station, Sydney Harbour National Park, North Head, Manly:

The Kiosk Shelly Beach, Manly (Lot 36A, DP 390597 and part of Lot 7013, DP 1023211)

[9] Schedule 8 Exempt development

Insert after item 23 under the heading “**Additional standards for specific types of development**” in Columns 1, 2 and 3, respectively:

23A	Signs—third party advertising	<p>generally</p> <p><input type="checkbox"/> Only one per premises;</p> <p><input type="checkbox"/> Within business and industrial zones only;</p> <p><input type="checkbox"/> Must not be located on an item of the environmental heritage;</p> <p><input type="checkbox"/> Message must relate to a good, commodity or service dealt with or provided at the place or premises;</p> <p><input type="checkbox"/> No greater than 1.2m in length and 0.6m in height;</p> <p><input type="checkbox"/> Not illuminated;</p> <p><input type="checkbox"/> Does not encroach on a footway or road (within the meaning of the <i>Roads Act 1993</i>);</p>
-----	-------------------------------	--