



New South Wales

# **Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)**

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning and Infrastructure, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.

SAM HADDAD

As delegate for the Minister for Planning and Infrastructure

## 2012 No 151

Clause 1 Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)

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### **Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)**

under the

Environmental Planning and Assessment Act 1979

#### **1 Name of Plan**

This Plan is *Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)*.

#### **2 Commencement**

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

#### **3 Land to which Plan applies**

This Plan applies to the land to which *Sutherland Shire Local Environmental Plan 2006* applies and, in particular, to the following land:

- (a) Part Lot 410, DP 1114233, 98 Woodlands Road, Taren Point, as shown coloured red and edged heavy red on Sheet 1 of the map marked “Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)” deposited in the office of Sutherland Shire Council (*the map*),
- (b) Part Lot 11 and Lot 13, DP 831158, 631 and 633R Old Illawarra Road, Menai, as shown coloured red and edged heavy red on Sheet 2 of the map,
- (c) Lots 22–24, DP 831158, Old Illawarra Road, Menai, as shown coloured red and edged heavy red on Sheet 3 of the map,
- (d) Part Lot 2, DP 608507, 1 Mawarra Avenue, Miranda, as shown edged heavy red on Sheet 4 of the map,
- (e) Lot 1, DP 1003405, Lot 3, DP 231022 and Lot 11, DP 662946, 39R President Avenue and 340R and 348R The Kingsway, Caringbah, as shown edged heavy red on Sheet 5 of the map,
- (f) Lot 2, DP 536734, 22 Churchill Avenue, Kirrawee, as shown edged heavy red on Sheet 6 of the map.

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## Schedule 1      Amendment of Sutherland Shire Local Environmental Plan 2006

**[1] Clause 14 Exceptions to Zoning Table—specified development on specified land**

Omit “5–21 Waratah Street, Kirrawee” from Column 1 of the Table to clause 14 (1).

Insert instead “5–17 Waratah Street, Kirrawee”.

**[2] Clause 36 Landscaped area**

Insert “of” after “purpose” in clause 36 (5) (a).

**[3] Clause 36 (5) (f)**

Insert “dwelling house,” after “other than a”.

**[4] Clause 36 (5) (j)**

Insert after clause 36 (5) (i):

- (j) development for the purpose of a dwelling house on any land in Zone 6—Multiple Dwelling B—45 per cent,

**[5] Schedule 4 Classification and reclassification of public land**

Insert in alphabetical order by locality in Part 1 in Columns 1 and 2, respectively:

**Caringbah**

39R President Avenue	Lot 1, DP 1003405, as shown edged heavy red on Sheet 5 of the map marked “Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)”
340R The Kingsway	Lot 3, DP 231022, as shown edged heavy red on Sheet 5 of the map marked “Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)”
348R The Kingsway	Lot 11, DP 662946, as shown edged heavy red on Sheet 5 of the map marked “Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)”

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Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)

Schedule 1 Amendment of Sutherland Shire Local Environmental Plan 2006

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### [6] Schedule 4, Part 2

Insert in alphabetical order by locality in Columns 1, 2 and 3, respectively:

#### **Kirrawee**

22 Churchill Avenue	Lot 2, DP 536734, as shown edged heavy red on Sheet 6 of the map marked "Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)"	Nil
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#### **Miranda**

1 Mawarra Avenue	Part Lot 2, DP 608507, as shown edged heavy red on Sheet 4 of the map marked "Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)"	Nil
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### [7] Schedule 6 Heritage items

Omit the matter relating to **Loftus Street** (including the heading) under the heading **Bundeena (Royal National Park)**.

### [8] Schedule 6, Caringbah South

Insert in numerical order by street number in the matter relating to **Willarong Road**:

No 533, cottage and boatshed—**B352**

### [9] Schedule 6, Cronulla

Omit "No 6, house and garden trees—**B036, L070**" from the matter relating to **Excelsior Road**.

Insert instead "No 6, garden trees—**L070**".

### [10] Schedule 6, Dolans Bay

Omit "**B280**" from the matter relating to **Port Hacking Road**.

Insert instead "**B345**".

### [11] Schedule 6, Sutherland

Omit "Street trees, consisting of *Eucalyptus microcorys* (Tallow Wood), *Eucalyptus pilularis* (Blackbutt), *Eucalyptus saligna* (Sydney Blue Gum), northern side of Old Princes Highway, fronting 42 Auburn Street" from the matter relating to **T26** under the heading **Other**.

Insert instead "Tree cluster, consisting of *Eucalyptus microcorys* (Tallowwood), *Eucalyptus pilularis* (Blackbutt), *Eucalyptus saligna* (Sydney

Blue Gum), along southern edge of 101 Acacia Road and within adjacent road reservation on northern side of Old Princes Highway”.

**[12] Schedule 6, Yowie Bay**

Omit “No 139” from the matter relating to **B328** under the heading **Attunga Road**.

Insert instead “No 135”.

**[13] Dictionary**

Insert in appropriate order in the definition of *Heritage Map*:

Sutherland Local Environmental Plan 2006 (Amendment No 9)—Heritage Items

**[14] Dictionary, definition of “home occupation”**

Omit “the the” from paragraph (b). Insert instead “the”.

**[15] Dictionary, definition of “internal lot”**

Insert “by car” before “or to which”.

**[16] Dictionary, definition of “residential development”**

Omit “an extended family unit,” from paragraph (a).

**[17] Dictionary, definition of “the map”**

Insert in appropriate order:

Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)—Sheets 1–3