



New South Wales

Port Macquarie-Hastings Local Environmental Plan 2011 (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 76

Clause 1

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 9)

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 9)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Port Macquarie-Hastings Local Environmental Plan 2011 (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 all the land to which *Port Macquarie-Hastings Local Environmental Plan 2011* applies.

4 Maps

Each map adopted by *Port Macquarie-Hastings Local Environmental Plan 2011* that is specified in Column 1 of the following Table is declared by this Plan to be amended or replaced, as the case requires, by the map specified opposite in Column 2 of the Table as approved by the Minister on the making of this Plan:

Column 1	Column 2
Name of map being amended or replaced	Name of amending or replacement map
Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_010B_020_2011 0202)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_010B_020_2011 1207)
Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013G_020_2011 0202)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013G_020_2011 1207)

Column 1	Column 2
Name of map being amended or replaced	Name of amending or replacement map
Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_014A_020_2011 1005)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_014A_020_2011 1208)
Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_010B_020_20110 614)	Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_010B_020_20110 620)
Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_011A_020_2011 0614)	Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_011A_020_2011 1010)
Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013G_020_2011 0616)	Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013G_020_2011 1011)
Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_014A_020_2011 1005)	Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_014A_020_2011 1110)
Port Macquarie-Hastings Local Environmental Plan 2011 Additional Permitted Uses Map (6380_COM_APU_011B_020_2011 0202)	Port Macquarie-Hastings Local Environmental Plan 2011 Additional Permitted Uses Map (6380_COM_APU_011B_020_2011 1215)
Port Macquarie-Hastings Local Environmental Plan 2011 Flood Planning Map (6380_COM_FLD_010B_020_2011 0131)	Port Macquarie-Hastings Local Environmental Plan 2011 Flood Planning Map (6380_COM_FLD_010B_020_2011 1208)

2012 No 76

Clause 4

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 9)

Column 1	Column 2
Name of map being amended or replaced	Name of amending or replacement map
Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_010B_020_20110517)	Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_010B_020_20111208)
Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_013_080_20110608)	Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_013_080_20111101)
Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_013F_020_20110517)	Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_013F_020_20110111)
Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_013FA_010_20110518)	Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_013FA_010_20111208)
Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_013G_020_20110517)	Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_013G_020_20120207)
Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_014A_020_20111005)	Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_014A_020_20111110)
Port Macquarie-Hastings Local Environmental Plan 2011 Heritage Map (6380_COM_HER_011B_020_20110523)	Port Macquarie-Hastings Local Environmental Plan 2011 Heritage Map (6380_COM_HER_011B_020_20110627)

Column 1	Column 2
Name of map being amended or replaced	Name of amending or replacement map
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_010B_020_2011 0519)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_010B_020_2011 1208)

2012 No 76

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 9)

Schedule 1 Amendment of Port Macquarie-Hastings Local Environmental Plan 2011

Schedule 1 Amendment of Port Macquarie-Hastings Local Environmental Plan 2011

- [1] **Land Use Table, Zone R3 Medium Density Residential, item 4**
Omit “Shop top housing;”.
Insert in alphabetical order “Dual occupancies;”.
- [2] **Land Use Table, Zone R4 High Density Residential, item 4**
Insert in alphabetical order “Dual occupancies;” and “Multi dwelling housing;”.
- [3] **Land Use Table, Zone R5 Large Lot Residential, item 3**
Insert in alphabetical order “Business identification signs;”.
- [4] **Land Use Table, Zone B7 Business Park, item 4**
Omit “Freight transport facilities;” and “Transport depots;”.
- [5] **Land Use Table, Zone IN2 Light Industrial, item 4**
Omit “Funeral homes;”, “Office premises;” and “Retail premises;”.
Insert in alphabetical order “Commercial premises;”.
- [6] **Clause 4.2A Erection of dwelling houses and dual occupancies in certain rural and environmental protection zones**
Insert “development for the purposes of dwelling houses or dual occupancies (attached) on” before “land” in clause 4.2A (2).
- [7] **Clause 4.2A (3)**
Omit “the erection of a dwelling house on land to which this clause applies, and on”.
Insert instead “development to which this clause applies, on land on”.
- [8] **Clause 4.2A (3) and (5) (a)**
Insert “or dual occupancy (attached)” after “dwelling house” wherever occurring.
- [9] **Clause 4.2A (5)**
Omit “the erection of a dwelling house on land”.
Insert instead “development”.

[10] Clause 7.7 Airspace operations

Omit “Limitation or the Operations Surface” from clause 7.7 wherever occurring.

Insert instead “Limitation or Operations Surface”.

[11] Schedule 1 Additional permitted uses

Omit “part of Lot 1, DP 564615” from clause 1 (1).

Insert instead “Lot 1, DP 1161722”.

[12] Schedule 1, clause 2 (1)

Omit “DP 798068”. Insert instead “DP 798086”.

[13] Schedule 2 Exempt development

Omit “specified on the Obstacle Limitation Surface Map” from subclause (1) of the matter relating to Wind energy generating works.

Insert instead “permitted for the Limitation or Operations Surface in clause 7.7”.

[14] Schedule 5 Environmental heritage

Omit “DP 7454407” from the matter relating to item I162 in Part 1.

Insert instead “DP 754407”.

[15] Schedule 5, Part 1, item I163

Insert “Local” under the heading “Significance”.

[16] Schedule 5, Part 1, item I161

Omit “DP 564615”. Insert instead “DP 1161722”.

[17] Schedule 5, Part 1, item I004

Omit “DP 785852”. Insert instead “DP 758852”.

[18] Schedule 5, Part 3, item A028

Omit the item containing the matter relating to Lot 14, DP 7815360 and Lot 2, DP 868132.