



New South Wales

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 16)

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*.

NEIL McGAFFIN

As delegate for the Minister for Planning and Infrastructure

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 16)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 16)*.

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 *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 1207)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_010B_020_2013 0419)
Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_011B_020_2012 0717)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_011B_020_2013 0418)

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_013C_020_2011 0523)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013C_020_2013 0418)
Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013D_020_2012 0822)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013D_020_2013 0418)
Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013FA_010_201 10517)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013FA_010_201 20814)
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_010B_020_20130 418)
Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013C_020_20110 620)	Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013C_020_20120 814)
Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013D_020_2011 0620)	Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013D_020_2012 0814)
Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map	Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_010B_020_20120 814)

2013 No 359Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment
Clause 4 No 16)

Column 1	Column 2
Name of map being amended or replaced	Name of amending or replacement map
Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_011B_020_20120717)	Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_011B_020_20120814)
Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_013C_020_20120111)	Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_013C_020_20120814)
Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_013D_020_20120111)	Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_013D_020_20120814)
Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_013E_020_20120111)	Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_013E_020_20120814)
Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_010B_020_2011208)	Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_010B_020_20130419)
Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_013FA_010_2011208)	Port Macquarie-Hastings Local Environmental Plan 2011 Floor Space Ratio Map (6380_COM_FSR_013FA_010_20130419)
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_013G_020_20130419)

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

[1] Land Use Table

Insert “Airstrips;”, “Home-based child care;” and “Home industries;” in alphabetical order in item 3 of the matter relating to Zone RU1 Primary Production and Zone RU2 Rural Landscape.

[2] Land Use Table

Insert “Roadside stalls;” in alphabetical order in item 3 of the matter relating to Zone RU2 Rural Landscape.

[3] Land Use Table

Omit “Helipads;” from item 3 of the matter relating to Zone RU5 Village.

[4] Land Use Table

Insert “Helipads;” in alphabetical order in item 3 of the matter relating to Zone RU6 Transition.

[5] Land Use Table

Insert “Airstrips;” in alphabetical order in item 4 of the matter relating to Zone R1 General Residential, Zone R3 Medium Density Residential, Zone R4 High Density Residential, Zone R5 Large Lot Residential, Zone B1 Neighbourhood Centre, Zone B2 Local Centre, Zone B3 Commercial Core, Zone B4 Mixed Use, Zone B5 Business Development, Zone B7 Business Park, Zone IN1 General Industrial, Zone IN2 Light Industrial and Zone IN3 Heavy Industrial.

[6] Land Use Table

Insert “Helipads;” in alphabetical order in item 4 of the matter relating to Zone R3 Medium Density Residential, Zone R4 High Density Residential, Zone R5 Large Lot Residential, Zone B1 Neighbourhood Centre, Zone B2 Local Centre, Zone B3 Commercial Core, Zone B4 Mixed Use, Zone B5 Business Development and Zone IN2 Light Industrial.

[7] Land Use Table

Omit “Vehicle repair stations;” from item 4 of the matter relating to Zone B5 Business Development.

[8] Land Use Table

Omit “Helipads;” from item 4 of the matter relating to Zone IN4 Working Waterfront.

2013 No 359

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 16)

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

[9] Land Use Table

Insert "Horticulture;" in alphabetical order in item 3 of the matter relating to Zone E4 Environmental Living.

[10] Clause 5.6 Architectural roof features

Insert after clause 5.6 (1) (c):

- (d) to minimise any adverse impact of architectural roof features on the natural landscape, important public view corridors and views from surrounding land.

[11] Schedule 2 Exempt development

Insert after the matter relating to Charity bins:

Dams (Zones RU1, RU2 and RU6)

- (1) Maximum embankment fill batter grades—1:2.5 (vertical:horizontal).
- (2) Minimum distance from property boundary at closest point—10m.
- (3) Minimum fill embankment crest width—3m.
- (4) Minimum height difference between the embankment crest level and the spillway level—1m.
- (5) Maximum fill embankment height, as measured from ground level (existing) immediately down slope of the embankment to the top of the embankment crest level—3m.
- (6) Must not be in any area identified on the Acid Sulfate Soils Map.
- (7) Maximum capacity of water storage—3ML.
- (8) Must not be constructed in a watercourse.
- (9) Must not be within 40m of any part of an on-site effluent disposal system.