



New South Wales

Leichhardt Local Environmental Plan 2013

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning and Infrastructure, pursuant to section 33A of the *Environmental Planning and Assessment Act 1979*, adopt the mandatory provisions of the *Standard Instrument (Local Environmental Plans) Order 2006* and prescribe matters required or permitted by that Order so as to make a local environmental plan as follows.

SAM HADDAD

As delegate for the Minister for Planning and Infrastructure

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Leichhardt Local Environmental Plan 2013

under the

Environmental Planning and Assessment Act 1979

Part 1 Preliminary

1.1 Name of Plan

This Plan is *Leichhardt Local Environmental Plan 2013*.

1.1AA Commencement

This Plan commences 6 weeks after the day on which it is published on the NSW legislation website.

1.2 Aims of Plan

- (1) This Plan aims to make local environmental planning provisions for land in Leichhardt in accordance with the relevant standard environmental planning instrument under section 33A of the Act.
- (2) The particular aims of this Plan are as follows:
 - (a) to ensure that development applies the principles of ecologically sustainable development,
 - (b) to minimise negative impacts of urban development on the natural, social, economic, physical and historical environment,
 - (c) to identify, protect and conserve environmental and cultural heritage, public spaces and community buildings,
 - (d) to maintain and enhance the amenity derived from the built and natural environment by promoting a high standard of urban design in the public and private domain,
 - (e) to maintain and enhance Leichhardt's urban environment,
 - (f) to ensure that land use zones are appropriately located to maximise access to sustainable transport, community services, employment and economic opportunities, public open space, recreation facilities and the waterfront,
 - (g) to promote accessible and diverse housing types, including the provision and retention of affordable housing,

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Part 1 Preliminary

- (h) to provide for development that reduces car dependency, increases use of public transport and encourages walking and cycling,
- (i) to ensure an adequate supply of land to facilitate:
 - (i) employment and economic opportunities, and
 - (ii) the provision of goods and services that meet the needs of the local and subregional population.
- (j) to protect and enhance the views and vistas of Sydney Harbour, Parramatta River, Parramatta Road and the Leichhardt and Balmain civic precincts from roads and public vantage points.

1.3 Land to which Plan applies

- (1) This Plan applies to the land identified on the Land Application Map.
- (1A) Despite subclause (1), this Plan does not apply to the land identified as “Deferred matter” on the Land Application Map.

1.4 Definitions

The Dictionary at the end of this Plan defines words and expressions for the purposes of this Plan.

1.5 Notes

Notes in this Plan are provided for guidance and do not form part of this Plan.

1.6 Consent authority

The consent authority for the purposes of this Plan is (subject to the Act) the Council.

1.7 Maps

- (1) A reference in this Plan to a named map adopted by this Plan is a reference to a map by that name:
 - (a) approved by the Minister when the map is adopted, and
 - (b) as amended or replaced from time to time by maps declared by environmental planning instruments to amend or replace that map, and approved by the Minister when the instruments are made.
- (2) Any 2 or more named maps may be combined into a single map. In that case, a reference in this Plan to any such named map is a reference to the relevant part or aspect of the single map.

(3) Any such maps are to be kept and made available for public access in accordance with arrangements approved by the Minister.

(4) For the purposes of this Plan, a map may be in, and may be kept and made available in, electronic or paper form, or both.

Note. The maps adopted by this Plan are to be made available on the official NSW legislation website in connection with this Plan. Requirements relating to the maps are set out in the documents entitled *Standard technical requirements for LEP maps* and *Standard requirements for LEP GIS data* which are available on the website of the Department of Planning and Infrastructure.

1.8 Repeal of planning instruments applying to land

(1) All local environmental plans and deemed environmental planning instruments applying only to the land to which this Plan applies are repealed.

Note. The following local environmental plans are repealed under this provision:

Interim Development Order No 27—Municipality of Leichhardt

(2) All local environmental plans and deemed environmental planning instruments applying to the land to which this Plan applies and to other land cease to apply to the land to which this Plan applies.

Note. However, *Leichhardt Local Environmental Plan 2000* continues to apply to the land identified as “Deferred matter” under clause 1.3 (1A).

1.8A Savings provision relating to development applications

If a development application has been made before the commencement of this Plan in relation to land to which this Plan applies and the application has not been finally determined before that commencement, the application must be determined as if this Plan had not commenced.

Note. However, under Division 4B of Part 3 of the Act, a development application may be made for consent to carry out development that may only be carried out if the environmental planning instrument applying to the relevant development is appropriately amended or if a new instrument, including an appropriate principal environmental planning instrument, is made, and the consent authority may consider the application. The Division requires public notice of the development application and the draft environmental planning instrument allowing the development at the same time, or as closely together as is practicable.

1.9 Application of SEPPs

(1) This Plan is subject to the provisions of any State environmental planning policy that prevails over this Plan as provided by section 36 of the Act.

(2) The following State environmental planning policies (or provisions) do not apply to the land to which this Plan applies:

State Environmental Planning Policy No 1—Development Standards

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State Environmental Planning Policy No 4—Development Without Consent and Miscellaneous Exempt and Complying Development
(clause 6 and Parts 3 and 4)

State Environmental Planning Policy No 60—Exempt and Complying Development

1.9A Suspension of covenants, agreements and instruments

- (1) For the purpose of enabling development on land in any zone to be carried out in accordance with this Plan or with a consent granted under the Act, any agreement, covenant or other similar instrument that restricts the carrying out of that development does not apply to the extent necessary to serve that purpose.
- (2) This clause does not apply:
 - (a) to a covenant imposed by the Council or that the Council requires to be imposed, or
 - (b) to any prescribed instrument within the meaning of section 183A of the *Crown Lands Act 1989*, or
 - (c) to any conservation agreement within the meaning of the *National Parks and Wildlife Act 1974*, or
 - (d) to any Trust agreement within the meaning of the *Nature Conservation Trust Act 2001*, or
 - (e) to any property vegetation plan within the meaning of the *Native Vegetation Act 2003*, or
 - (f) to any biobanking agreement within the meaning of Part 7A of the *Threatened Species Conservation Act 1995*, or
 - (g) to any planning agreement within the meaning of Division 6 of Part 4 of the Act.
- (3) This clause does not affect the rights or interests of any public authority under any registered instrument.
- (4) Under section 28 of the Act, the Governor, before the making of this clause, approved of subclauses (1)–(3).

Part 2 Permitted or prohibited development

2.1 Land use zones

The land use zones under this Plan are as follows:

Residential Zones

R1 General Residential

Business Zones

B1 Neighbourhood Centre

B2 Local Centre

B7 Business Park

Industrial Zones

IN2 Light Industrial

Special Purpose Zones

SP1 Special Activities

SP2 Infrastructure

Recreation Zones

RE1 Public Recreation

RE2 Private Recreation

2.2 Zoning of land to which Plan applies

For the purposes of this Plan, land is within the zones shown on the Land Zoning Map.

2.3 Zone objectives and Land Use Table

- (1) The Land Use Table at the end of this Part specifies for each zone:
 - (a) the objectives for development, and
 - (b) development that may be carried out without development consent, and
 - (c) development that may be carried out only with development consent, and
 - (d) development that is prohibited.
- (2) The consent authority must have regard to the objectives for development in a zone when determining a development application in respect of land within the zone.

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Part 2 Permitted or prohibited development

- (3) In the Land Use Table at the end of this Part:
- (a) a reference to a type of building or other thing is a reference to development for the purposes of that type of building or other thing, and
 - (b) a reference to a type of building or other thing does not include (despite any definition in this Plan) a reference to a type of building or other thing referred to separately in the Land Use Table in relation to the same zone.
- (4) This clause is subject to the other provisions of this Plan.

Notes.

- 1 Schedule 1 sets out additional permitted uses for particular land.
- 2 Schedule 2 sets out exempt development (which is generally exempt from both Parts 4 and 5 of the Act). Development in the land use table that may be carried out without consent is nevertheless subject to the environmental assessment and approval requirements of Part 5 of the Act or, if applicable, Part 3A of the Act.
- 3 Schedule 3 sets out complying development (for which a complying development certificate may be issued as an alternative to obtaining development consent).
- 4 Clause 2.6 requires consent for subdivision of land.
- 5 Part 5 contains other provisions which require consent for particular development.

2.4 Unzoned land

- (1) Development may be carried out on unzoned land only with development consent.
- (2) Before granting development consent, the consent authority:
- (a) must consider whether the development will impact on adjoining zoned land and, if so, consider the objectives for development in the zones of the adjoining land, and
 - (b) must be satisfied that the development is appropriate and is compatible with permissible land uses in any such adjoining land.

2.5 Additional permitted uses for particular land

- (1) Development on particular land that is described or referred to in Schedule 1 may be carried out:
- (a) with development consent, or
 - (b) if the Schedule so provides—without development consent, in accordance with the conditions (if any) specified in that Schedule in relation to that development.
- (2) This clause has effect despite anything to the contrary in the Land Use Table or other provision of this Plan.

2.6 Subdivision—consent requirements

- (1) Land to which this Plan applies may be subdivided, but only with development consent.

Notes.

- 1 If a subdivision is specified as **exempt development** in an applicable environmental planning instrument, such as this Plan or *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*, the Act enables it to be carried out without development consent.
 - 2 Part 6 of *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008* provides that the strata subdivision of a building in certain circumstances is **complying development**.
- (2) Development consent must not be granted for the subdivision of land on which a secondary dwelling is situated if the subdivision would result in the principal dwelling and the secondary dwelling being situated on separate lots, unless the resulting lots are not less than the minimum size shown on the Lot Size Map in relation to that land.

Note. The definition of **secondary dwelling** in the Dictionary requires the dwelling to be on the same lot of land as the principal dwelling.

2.7 Demolition requires development consent

The demolition of a building or work may be carried out only with development consent.

Note. If the demolition of a building or work is identified in an applicable environmental planning instrument, such as this Plan or *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*, as exempt development, the Act enables it to be carried out without development consent.

2.8 Temporary use of land

- (1) The objective of this clause is to provide for the temporary use of land if the use does not compromise future development of the land, or have detrimental economic, social, amenity or environmental effects on the land.
- (2) Despite any other provision of this Plan, development consent may be granted for development on land in any zone for a temporary use for a maximum period of 106 days (whether or not consecutive days) in any period of 12 months.
- (3) Development consent must not be granted unless the consent authority is satisfied that:
 - (a) the temporary use will not prejudice the subsequent carrying out of development on the land in accordance with this Plan and any other applicable environmental planning instrument, and
 - (b) the temporary use will not adversely impact on any adjoining land or the amenity of the neighbourhood, and

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Clause 2.8 Leichhardt Local Environmental Plan 2013

Part 2 Land Use Table

- (c) the temporary use and location of any structures related to the use will not adversely impact on environmental attributes or features of the land, or increase the risk of natural hazards that may affect the land, and
 - (d) at the end of the temporary use period the land will, as far as is practicable, be restored to the condition in which it was before the commencement of the use.
- (4) Despite subclause (2), the temporary use of a dwelling as a sales office for a new release area or a new housing estate may exceed the maximum number of days specified in that subclause.
- (5) Subclause (3) (d) does not apply to the temporary use of a dwelling as a sales office mentioned in subclause (4).

Land Use Table

Note. A type of development referred to in the Land Use Table is a reference to that type of development only to the extent it is not regulated by an applicable State environmental planning policy. The following State environmental planning policies in particular may be relevant to development on land to which this Plan applies:

State Environmental Planning Policy (Affordable Rental Housing) 2009 (including provision for secondary dwellings)

State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004

State Environmental Planning Policy (Infrastructure) 2007—relating to infrastructure facilities such as those that comprise, or are for, air transport, correction, education, electricity generating works and solar energy systems, health services, ports, railways, roads, waste management and water supply systems

State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007

State Environmental Planning Policy (Rural Lands) 2008

State Environmental Planning Policy No 33—Hazardous and Offensive Development

State Environmental Planning Policy No 50—Canal Estate Development

State Environmental Planning Policy No 62—Sustainable Aquaculture

State Environmental Planning Policy No 64—Advertising and Signage

Zone R1 General Residential

1 Objectives of zone

- To provide for the housing needs of the community.
- To provide for a variety of housing types and densities.
- To enable other land uses that provide facilities or services to meet the day to day needs of residents.
- To improve opportunities to work from home.

- To provide housing that is complementary to, and compatible with, the character, style, orientation and pattern of surrounding buildings, streetscapes, works and landscaped areas.

2 Permitted without consent

Home occupations

3 Permitted with consent

Attached dwellings; Bed and breakfast accommodation; Boarding houses; Child care centres; Community facilities; Dwelling houses; Group homes; Hostels; Light industries; Multi dwelling housing; Neighbourhood shops; Places of public worship; Residential flat buildings; Respite day care centres; Restaurants or cafes; Roads; Semi-detached dwellings; Seniors housing; Shop top housing; Shops; Take away food and drink premises; Any other development not specified in item 2 or 4

4 Prohibited

Advertising structures; Agriculture; Air transport facilities; Airstrips; Amusement centres; Animal boarding or training establishments; Biosolids treatment facilities; Boat building and repair facilities; Boat launching ramps; Camping grounds; Car parks; Caravan parks; Cemeteries; Charter and tourism boating facilities; Correctional centres; Crematoria; Depots; Eco-tourist facilities; Emergency services facilities; Entertainment facilities; Environmental facilities; Exhibition villages; Extractive industries; Farm buildings; Forestry; Freight transport facilities; Function centres; Funeral homes; Heavy industrial storage establishments; Helipads; High technology industries; Highway service centres; Home occupations (sex services); Industrial retail outlets; Industrial training facilities; Industries; Jetties; Marinas; Mooring pens; Moorings; Mortuaries; Open cut mining; Passenger transport facilities; Port facilities; Recreation facilities (indoor); Recreation facilities (major); Recreation facilities (outdoor); Registered clubs; Research stations; Restricted premises; Retail premises; Rural industries; Rural workers' dwellings; Service stations; Sewage treatment plants; Sex services premises; Storage premises; Tourist and visitor accommodation; Transport depots; Truck depots; Vehicle body repair workshops; Vehicle repair stations; Veterinary hospitals; Warehouse or distribution centres; Waste or resource management facilities; Water recreation structures; Water supply systems; Wharf or boating facilities; Wholesale supplies

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Clause 2.8 Leichhardt Local Environmental Plan 2013

Part 2 Land Use Table

Zone B1 Neighbourhood Centre

1 Objectives of zone

- To provide a range of small-scale retail, business and community uses that serve the needs of people who live or work in the surrounding neighbourhood.
- To provide for small-scale business and community uses that do not have an adverse impact on the surrounding area due to excessive noise, odour, vibration, parking or traffic generation.

2 Permitted without consent

Home occupations

3 Permitted with consent

Boarding houses; Business premises; Child care centres; Community facilities; Medical centres; Neighbourhood shops; Respite day care centres; Roads; Shop top housing; Any other development not specified in item 2 or 4

4 Prohibited

Agriculture; Air transport facilities; Airstrips; Amusement centres; Animal boarding or training establishments; Attached dwellings; Backpackers' accommodation; Biosolids treatment facilities; Bulky goods premises; Camping grounds; Caravan parks; Cemeteries; Correctional centres; Crematoria; Depots; Dual occupancies; Dwelling houses; Eco-tourist facilities; Entertainment facilities; Extractive industries; Farm buildings; Forestry; Freight transport facilities; Function centres; General industries; Group homes (transitional); Heavy industrial storage establishments; Heavy industries; Helipads; Highway service centres; Home occupations (sex services); Hospitals; Hostels; Hotel or motel accommodation; Industrial retail outlets; Industrial training facilities; Landscaping material supplies; Marinas; Open cut mining; Mooring pens; Mortuaries; Multi dwelling housing; Passenger transport facilities; Port facilities; Public administration buildings; Recreation facilities (indoor); Recreation facilities (major); Recreation facilities (outdoor); Registered clubs; Residential flat buildings; Restricted premises; Rural industries; Rural workers' dwellings; Semi-detached dwellings; Sewage treatment plants; Sex services premises; Storage premises; Timber yards; Transport depots; Truck depots; Vehicle body repair workshops; Vehicle repair stations; Vehicle sales or hire premises; Warehouse or distribution centres; Waste or resource management facilities; Water treatment facilities; Wharf or boating facilities; Wholesale supplies

Zone B2 Local Centre

1 Objectives of zone

- To provide a range of retail, business, entertainment and community uses that serve the needs of people who live in, work in and visit the local area.
- To encourage employment opportunities in accessible locations.
- To maximise public transport patronage and encourage walking and cycling.
- To provide for small-scale business and community uses that do not have an adverse impact on the surrounding area due to excessive noise, odour, vibration, parking or traffic generation.

2 Permitted without consent

Home occupations

3 Permitted with consent

Boarding houses; Child care centres; Commercial premises; Community facilities; Educational establishments; Entertainment facilities; Function centres; Information and education facilities; Medical centres; Passenger transport facilities; Recreation facilities (indoor); Registered clubs; Respite day care centres; Restricted premises; Roads; Service stations; Shop top housing; Tourist and visitor accommodation; Any other development not specified in item 2 or 4

4 Prohibited

Agriculture; Air transport facilities; Airstrips; Animal boarding or training establishments; Attached dwellings; Biosolids treatment facilities; Camping grounds; Caravan parks; Cemeteries; Correctional centres; Crematoria; Depots; Dual occupancies; Dwelling houses; Eco-tourist facilities; Extractive industries; Farm buildings; Forestry; Freight transport facilities; General industries; Heavy industrial storage establishments; Heavy industries; Helipads; Highway service centres; Industrial training facilities; Marinas; Mooring pens; Multi dwelling housing; Open cut mining; Port facilities; Recreation facilities (major); Residential flat buildings; Rural industries; Rural workers' dwellings; Semi-detached dwellings; Sewage treatment plants; Storage premises; Transport depots; Truck depots; Vehicle body repair workshops; Vehicle repair stations; Warehouse or distribution centres; Waste disposal facilities; Waste or resource transfer stations; Water treatment facilities; Wharf or boating facilities; Wholesale supplies

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Part 2 Land Use Table

Zone B7 Business Park

1 Objectives of zone

- To provide a range of office and light industrial uses.
- To encourage employment opportunities.
- To enable other land uses that provide facilities or services to meet the day to day needs of workers in the area.
- To provide for limited residential development in conjunction with permissible active ground floor uses.
- To provide for certain business and office premises and light industries in the arts, technology, production and design sectors.

2 Permitted without consent

Home occupations

3 Permitted with consent

Child care centres; Light industries; Neighbourhood shops; Office premises; Passenger transport facilities; Respite day care centres; Roads; Warehouse or distribution centres; Any other development not specified in item 2 or 4

4 Prohibited

Agriculture; Air transport facilities; Airstrips; Amusement centres; Animal boarding or training establishments; Attached dwellings; Biosolids treatment facilities; Boarding houses; Boat building and repair facilities; Boat launching ramps; Boat sheds; Bulky goods premises; Business premises; Camping grounds; Car parks; Caravan parks; Cellar door premises; Cemeteries; Charter and tourism boating facilities; Correctional centres; Crematoria; Depots; Dual occupancies; Eco-tourist facilities; Entertainment facilities; Environmental facilities; Exhibition homes; Exhibition villages; Extractive industries; Farm buildings; Food and drink premises; Forestry; Freight transport facilities; Function centres; Garden centres; General industries; Group homes; Hardware and building supplies; Heavy industrial storage establishments; Heavy industries; Helipads; Highway service centres; Home occupations (sex services); Hostels; Industrial retail outlets; Industrial training facilities; Information and education facilities; Kiosks; Landscaping material supplies; Marinas; Markets; Mooring pens; Moorings; Mortuaries; Multi dwelling housing; Open cut mining; Plant nurseries; Port facilities; Public administration buildings; Recreation facilities (major); Recreation facilities (outdoor); Registered clubs; Research stations; Residential flat buildings; Restricted premises; Roadside stalls; Rural industries; Rural supplies; Rural

workers' dwellings; Secondary dwellings; Semi-detached dwellings; Seniors housing; Service stations; Shop top housing; Sewage treatment plants; Sex services premises; Storage premises; Timber yards; Tourist and visitor accommodation; Transport depots; Truck depots; Vehicle body repair workshops; Vehicle repair stations; Vehicle sales or hire premises; Waste or resource management facilities; Water recreation structures; Water supply systems; Wharf or boating facilities; Wholesale supplies

Zone IN2 Light Industrial

1 Objectives of zone

- To provide a wide range of light industrial, warehouse and related land uses.
- To encourage employment opportunities and to support the viability of centres.
- To minimise any adverse effect of industry on other land uses.
- To enable other land uses that provide facilities or services to meet the day to day needs of workers in the area.
- To support and protect industrial land for industrial uses.
- To retain existing employment uses and foster a range of new industrial uses to meet the needs of the community.
- To ensure the provision of appropriate infrastructure that supports Leichhardt's employment opportunities.
- To retain and encourage waterfront industrial and maritime activities.
- To provide for certain business and office premises and light industries in the arts, technology, production and design sectors.

2 Permitted without consent

Nil

3 Permitted with consent

Depots; Industrial training facilities; Light industries; Neighbourhood shops; Roads; Warehouse or distribution centres; Any other development not specified in item 2 or 4

4 Prohibited

Agricultural produce industries; Air transport facilities; Airstrips; Aquaculture; Biosolids treatment facilities; Boat sheds; Camping grounds; Caravan parks; Cellar door premises; Cemeteries; Child care centres; Correctional centres; Crematoria; Eco-tourist facilities;

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Educational establishments; Entertainment facilities; Environmental facilities; Exhibition homes; Exhibition villages; Extensive agriculture; Farm buildings; Forestry; Home businesses; Intensive livestock agriculture; Hazardous storage establishments; Health services facilities; Helipads; Highway service centres; Home occupations (sex services); Industries; Information and education facilities; Livestock processing industries; Marinas; Markets; Mooring pens; Moorings; Offensive storage establishments; Open cut mining; Public administration buildings; Pubs; Registered clubs; Residential accommodation; Respite day care centres; Restaurants or cafes; Roadside stalls; Rural supplies; Shops; Stock and sale yards; Storage premises; Tourist and visitor accommodation; Waste disposal facilities

Zone SP1 Special Activities

1 Objectives of zone

- To provide for special land uses that are not provided for in other zones.
- To provide for sites with special natural characteristics that are not provided for in other zones.
- To facilitate development that is in keeping with the special characteristics of the site or its existing or intended special use, and that minimises any adverse impacts on surrounding land.

2 Permitted without consent

Nil

3 Permitted with consent

The purpose shown on the Land Zoning Map, including any development that is ordinarily incidental or ancillary to development for that purpose

4 Prohibited

Any development not specified in item 2 or 3

Zone SP2 Infrastructure

1 Objectives of zone

- To provide for infrastructure and related uses.
- To prevent development that is not compatible with or that may detract from the provision of infrastructure.
- To ensure the adequate provision of public, community and social infrastructure.

2 Permitted without consent

Nil

3 Permitted with consent

Child care centres; Community facilities; Entertainment facilities; Flood mitigation works; Information and education facilities; Passenger transport facilities; Recreation areas; Recreation facilities (indoor); Respite day care centres; Roads; The purpose shown on the Land Zoning Map, including any development that is ordinarily incidental or ancillary to development for that purpose

4 Prohibited

Any development not specified in item 2 or 3

Zone RE1 Public Recreation**1 Objectives of zone**

- To enable land to be used for public open space or recreational purposes.
- To provide a range of recreational settings and activities and compatible land uses.
- To protect and enhance the natural environment for recreational purposes.
- To maximise the quantity and quality of open space areas to meet the existing and future needs of the community.
- To ensure the equitable distribution of, and access to, open space and recreation facilities.
- To provide links between open space areas.

2 Permitted without consent

Environmental protection works

3 Permitted with consent

Boat launching ramps; Boat sheds; Child care centres; Community facilities; Emergency services facilities; Environmental facilities; Flood mitigation works; Information and education facilities; Jetties; Kiosks; Marinas; Markets; Moorings; Recreation areas; Recreation facilities (indoor); Recreation facilities (outdoor); Recreation facilities (major); Respite day care centres; Roads; Water recreation structures; Water recycling facilities; Water supply systems; Wharf or boating facilities

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Part 2 Land Use Table

4 Prohibited

Any development not specified in item 2 or 3

Zone RE2 Private Recreation

1 Objectives of zone

- To enable land to be used for private open space or recreational purposes.
- To provide a range of recreational settings and activities and compatible land uses.
- To protect and enhance the natural environment for recreational purposes.

2 Permitted without consent

Environmental protection works

3 Permitted with consent

Boat launching ramps; Boat sheds; Community facilities; Environmental facilities; Flood mitigation works; Information and education facilities; Jetties; Kiosks; Marinas; Markets; Moorings; Recreation areas; Recreation facilities (indoor); Recreation facilities (outdoor); Registered clubs; Roads; Signage; Wharf or boating facilities

4 Prohibited

Any development not specified in item 2 or 3

Part 3 Exempt and complying development

3.1 Exempt development

Note. Under section 76 of the Act, exempt development may be carried out without the need for development consent under Part 4 of the Act or for assessment under Part 5 of the Act.

The section states that exempt development:

- (a) must be of minimal environmental impact, and
 - (b) cannot be carried out in critical habitat of an endangered species, population or ecological community (identified under the *Threatened Species Conservation Act 1995* or the *Fisheries Management Act 1994*), and
 - (c) cannot be carried out in a wilderness area (identified under the *Wilderness Act 1987*).
- (1) The objective of this clause is to identify development of minimal environmental impact as exempt development.
 - (2) Development specified in Schedule 2 that meets the standards for the development contained in that Schedule and that complies with the requirements of this Part is exempt development.
 - (3) To be exempt development, the development:
 - (a) must meet the relevant deemed-to-satisfy provisions of the *Building Code of Australia* or, if there are no such relevant provisions, must be structurally adequate, and
 - (b) must not, if it relates to an existing building, cause the building to contravene the *Building Code of Australia*, and
 - (c) must not be designated development, and
 - (d) must not be carried out on land that comprises, or on which there is, an item that is listed on the State Heritage Register under the *Heritage Act 1977* or that is subject to an interim heritage order under the *Heritage Act 1977*.
 - (4) Development that relates to an existing building that is classified under the *Building Code of Australia* as class 1b or class 2–9 is exempt development only if:
 - (a) the building has a current fire safety certificate or fire safety statement, or
 - (b) no fire safety measures are currently implemented, required or proposed for the building.
 - (5) To be exempt development, the development must:
 - (a) be installed in accordance with the manufacturer's specifications, if applicable, and

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- (b) not involve the removal or pruning of a tree or other vegetation that requires a permit or development consent for removal or pruning, unless that removal or pruning is undertaken in accordance with a permit or development consent.

Note. A permit for the removal or pruning of a tree or other vegetation may be granted under this Plan. A development consent for the removal of native vegetation may be granted where relevant under the *Native Vegetation Act 2003*.

- (6) A heading to an item in Schedule 2 is part of that Schedule.

3.2 Complying development

Note. Under section 76A of the Act, development consent for the carrying out of complying development may be obtained by the issue of a complying development certificate.

The section states that development cannot be complying development if:

- (a) it is on land that is critical habitat of an endangered species, population or ecological community (identified under the *Threatened Species Conservation Act 1995* or the *Fisheries Management Act 1994*), or
 - (b) it is on land within a wilderness area (identified under the *Wilderness Act 1987*), or
 - (c) the development is designated development, or
 - (d) the development is on land that comprises, or on which there is, an item of environmental heritage (that is listed on the State Heritage Register or in Schedule 5 to this Plan or that is subject to an interim heritage order under the *Heritage Act 1977*), or
 - (e) the development requires concurrence (except a concurrence of the Director-General of the Department of Environment, Climate Change and Water in respect of development that is likely to significantly affect a threatened species, population, or ecological community, or its habitat (identified under the *Threatened Species Conservation Act 1995*)), or
 - (f) the development is on land identified as an environmentally sensitive area.
- (1) The objective of this clause is to identify development as complying development.
 - (2) Development specified in Part 1 of Schedule 3 that is carried out in compliance with:
 - (a) the development standards specified in relation to that development, and
 - (b) the requirements of this Part,is complying development.

Note. See also clause 5.8 (3) which provides that the conversion of fire alarms is complying development in certain circumstances.

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- (3) To be complying development, the development must:
 - (a) be permissible, with development consent, in the zone in which it is carried out, and
 - (b) meet the relevant deemed-to-satisfy provisions of the *Building Code of Australia*, and
 - (c) have an approval, if required by the *Local Government Act 1993*, from the Council for an on-site effluent disposal system if the development is undertaken on unsewered land.
 - (4) A complying development certificate for development specified in Part 1 of Schedule 3 is subject to the conditions (if any) set out or referred to in Part 2 of that Schedule.
 - (5) A heading to an item in Schedule 3 is part of that Schedule.

3.3 Environmentally sensitive areas excluded

- (1) Exempt or complying development must not be carried out on any environmentally sensitive area for exempt or complying development.
- (2) For the purposes of this clause:
environmentally sensitive area for exempt or complying development means any of the following:
 - (a) the coastal waters of the State,
 - (b) a coastal lake,
 - (c) land to which *State Environmental Planning Policy No 14—Coastal Wetlands* or *State Environmental Planning Policy No 26—Littoral Rainforests* applies,
 - (d) land reserved as an aquatic reserve under the *Fisheries Management Act 1994* or as a marine park under the *Marine Parks Act 1997*,
 - (e) land within a wetland of international significance declared under the Ramsar Convention on Wetlands or within a World heritage area declared under the World Heritage Convention,
 - (f) land within 100 metres of land to which paragraph (c), (d) or (e) applies,
 - (g) land identified in this or any other environmental planning instrument as being of high Aboriginal cultural significance or high biodiversity significance,
 - (h) land reserved under the *National Parks and Wildlife Act 1974* or land acquired under Part 11 of that Act,

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- (i) land reserved or dedicated under the *Crown Lands Act 1989* for the preservation of flora, fauna, geological formations or for other environmental protection purposes,
- (j) land identified as being critical habitat under the *Threatened Species Conservation Act 1995* or Part 7A of the *Fisheries Management Act 1994*.

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4.1 Minimum subdivision lot size

- (1) The objectives of this clause are as follows:
 - (a) to ensure that lot sizes are able to accommodate development that is consistent with relevant development controls,
 - (b) to ensure that lot sizes are capable of supporting a range of development types.
- (2) This clause applies to a subdivision of any land shown on the Lot Size Map that requires development consent and that is carried out after the commencement of this Plan.
- (3) The size of any lot resulting from a subdivision of land to which this clause applies is not to be less than the minimum size shown on the Lot Size Map in relation to that land.
- (4) This clause does not apply in relation to the subdivision of individual lots in a strata plan or community title scheme.

4.1AA Minimum subdivision lot size for community title schemes

[Not adopted]

4.2 Rural subdivision

[Not applicable]

4.3 Height of buildings

[Not adopted]

4.3A Landscaped areas for residential accommodation in Zone R1

- (1) The objectives of this clause are as follows:
 - (a) to provide landscaped areas that are suitable for substantial tree planting and for the use and enjoyment of residents,
 - (b) to maintain and encourage a landscaped corridor between adjoining properties,
 - (c) to ensure that development promotes the desired future character of the neighbourhood,
 - (d) to encourage ecologically sustainable development by maximising the retention and absorption of surface drainage water on site and by minimising obstruction to the underground flow of water,
 - (e) to control site density,

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- (f) to limit building footprints to ensure that adequate provision is made for landscaped areas and private open space.
- (2) This clause applies to development for the purpose of residential accommodation on land in Zone R1 General Residential.
- (3) Development consent must not be granted to development to which this clause applies unless:
 - (a) the development includes landscaped area that is at least 1 metre wide and comprises at least 10% of the site area, and
 - (b) the site coverage does not exceed 60% of the site area.

4.4 Floor space ratio

- (1) The objectives of this clause are as follows:
 - (a) to ensure that residential accommodation:
 - (i) is compatible with the desired future character of the area in relation to building bulk, form and scale, and
 - (ii) provides a suitable balance between landscaped areas and the built form, and
 - (iii) minimises the impact of the bulk and scale of buildings,
 - (b) to ensure that non-residential development is compatible with the desired future character of the area in relation to building bulk, form and scale.
- (2) The maximum floor space ratio for a building on any land is not to exceed the floor space ratio shown for the land on the Floor Space Ratio Map.

4.4A Exception to maximum floor space ratio for active street frontages

- (1) The objective of this clause is to provide floor space incentives for mixed use development that incorporates active street frontages at ground floor level in Zone B1 Neighbourhood Centre or Zone B2 Local Centre.
- (2) This clause applies to land identified as “Area 1” on the Floor Space Ratio Map.
- (3) Despite clause 4.4, the maximum floor space ratio for a building on land to which this clause applies is 1.5:1 if the consent authority is satisfied that:
 - (a) the building will have an active street frontage, and
 - (b) the building comprises mixed use development, including residential accommodation, and

-
- (c) the building is compatible with the desired future character of the area in relation to its bulk, form, uses and scale.
 - (4) Despite subclause (3), an active street frontage is not required for any part of a building that is used for any of the following:
 - (a) entrances and lobbies (including as part of mixed use development),
 - (b) access for fire services,
 - (c) vehicular access.
 - (5) In this clause, a building has an *active street frontage* if all floor space on the ground floor of the building facing the street is used for a purpose other than residential accommodation.

4.5 Calculation of floor space ratio and site area

(1) Objectives

The objectives of this clause are as follows:

- (a) to define *floor space ratio*,
- (b) to set out rules for the calculation of the site area of development for the purpose of applying permitted floor space ratios, including rules to:
 - (i) prevent the inclusion in the site area of an area that has no significant development being carried out on it, and
 - (ii) prevent the inclusion in the site area of an area that has already been included as part of a site area to maximise floor space area in another building, and
 - (iii) require community land and public places to be dealt with separately.

(2) Definition of “floor space ratio”

The *floor space ratio* of buildings on a site is the ratio of the gross floor area of all buildings within the site to the site area.

(3) Site area

In determining the site area of proposed development for the purpose of applying a floor space ratio, the *site area* is taken to be:

- (a) if the proposed development is to be carried out on only one lot, the area of that lot, or
- (b) if the proposed development is to be carried out on 2 or more lots, the area of any lot on which the development is proposed to be carried out that has at least one common boundary with another lot on which the development is being carried out.

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In addition, subclauses (4)–(7) apply to the calculation of site area for the purposes of applying a floor space ratio to proposed development.

(4) **Exclusions from site area**

The following land must be excluded from the site area:

- (a) land on which the proposed development is prohibited, whether under this Plan or any other law,
- (b) community land or a public place (except as provided by subclause (7)).

(5) **Strata subdivisions**

The area of a lot that is wholly or partly on top of another or others in a strata subdivision is to be included in the calculation of the site area only to the extent that it does not overlap with another lot already included in the site area calculation.

(6) **Only significant development to be included**

The site area for proposed development must not include a lot additional to a lot or lots on which the development is being carried out unless the proposed development includes significant development on that additional lot.

(7) **Certain public land to be separately considered**

For the purpose of applying a floor space ratio to any proposed development on, above or below community land or a public place, the site area must only include an area that is on, above or below that community land or public place, and is occupied or physically affected by the proposed development, and may not include any other area on which the proposed development is to be carried out.

(8) **Existing buildings**

The gross floor area of any existing or proposed buildings within the vertical projection (above or below ground) of the boundaries of a site is to be included in the calculation of the total floor space for the purposes of applying a floor space ratio, whether or not the proposed development relates to all of the buildings.

(9) **Covenants to prevent “double dipping”**

When development consent is granted to development on a site comprised of 2 or more lots, a condition of the consent may require a covenant to be registered that prevents the creation of floor area on a lot (the restricted lot) if the consent authority is satisfied that an equivalent quantity of floor area will be created on another lot only because the site included the restricted lot.

(10) **Covenants affect consolidated sites**

If:

- (a) a covenant of the kind referred to in subclause (9) applies to any land (*affected land*), and
- (b) proposed development relates to the affected land and other land that together comprise the site of the proposed development, the maximum amount of floor area allowed on the other land by the floor space ratio fixed for the site by this Plan is reduced by the quantity of floor space area the covenant prevents being created on the affected land.

(11) **Definition**

In this clause, *public place* has the same meaning as it has in the *Local Government Act 1993*.

4.6 Exceptions to development standards

- (1) The objectives of this clause are as follows:
 - (a) to provide an appropriate degree of flexibility in applying certain development standards to particular development,
 - (b) to achieve better outcomes for and from development by allowing flexibility in particular circumstances.
- (2) Development consent may, subject to this clause, be granted for development even though the development would contravene a development standard imposed by this or any other environmental planning instrument. However, this clause does not apply to a development standard that is expressly excluded from the operation of this clause.
- (3) Development consent must not be granted for development that contravenes a development standard unless the consent authority has considered a written request from the applicant that seeks to justify the contravention of the development standard by demonstrating:
 - (a) that compliance with the development standard is unreasonable or unnecessary in the circumstances of the case, and
 - (b) that there are sufficient environmental planning grounds to justify contravening the development standard.

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- (4) Development consent must not be granted for development that contravenes a development standard unless:
- (a) the consent authority is satisfied that:
 - (i) the applicant's written request has adequately addressed the matters required to be demonstrated by subclause (3), and
 - (ii) the proposed development will be in the public interest because it is consistent with the objectives of the particular standard and the objectives for development within the zone in which the development is proposed to be carried out, and
 - (b) the concurrence of the Director-General has been obtained.
- (5) In deciding whether to grant concurrence, the Director-General must consider:
- (a) whether contravention of the development standard raises any matter of significance for State or regional environmental planning, and
 - (b) the public benefit of maintaining the development standard, and
 - (c) any other matters required to be taken into consideration by the Director-General before granting concurrence.
- (6) Development consent must not be granted under this clause for a subdivision of land in Zone RU1 Primary Production, Zone RU2 Rural Landscape, Zone RU3 Forestry, Zone RU4 Primary Production Small Lots, Zone RU6 Transition, Zone R5 Large Lot Residential, Zone E2 Environmental Conservation, Zone E3 Environmental Management or Zone E4 Environmental Living if:
- (a) the subdivision will result in 2 or more lots of less than the minimum area specified for such lots by a development standard, or
 - (b) the subdivision will result in at least one lot that is less than 90% of the minimum area specified for such a lot by a development standard.
- Note.** When this Plan was made it did not include any of these zones.
- (7) After determining a development application made pursuant to this clause, the consent authority must keep a record of its assessment of the factors required to be addressed in the applicant's written request referred to in subclause (3).
- (8) This clause does not allow development consent to be granted for development that would contravene any of the following:
- (a) a development standard for complying development,

-
- (b) a development standard that arises, under the regulations under the Act, in connection with a commitment set out in a BASIX certificate for a building to which *State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004* applies or for the land on which such a building is situated,
 - (c) clause 5.4.

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5.1 Relevant acquisition authority

- (1) The objective of this clause is to identify, for the purposes of section 27 of the Act, the authority of the State that will be the relevant authority to acquire land reserved for certain public purposes if the land is required to be acquired under Division 3 of Part 2 of the *Land Acquisition (Just Terms Compensation) Act 1991* (**the owner-initiated acquisition provisions**).

Note. If the landholder will suffer hardship if there is any delay in the land being acquired by the relevant authority, section 23 of the *Land Acquisition (Just Terms Compensation) Act 1991* requires the authority to acquire the land.

- (2) The authority of the State that will be the relevant authority to acquire land, if the land is required to be acquired under the owner-initiated acquisition provisions, is the authority of the State specified below in relation to the land shown on the Land Reservation Acquisition Map (or, if an authority of the State is not specified in relation to land required to be so acquired, the authority designated or determined under those provisions).

| Type of land shown on Map | Authority of the State |
|---|--|
| Zone RE1 Public Recreation and marked "Local open space" | Council |
| Zone RE1 Public Recreation and marked "Regional open space" | The corporation constituted under section 8 of the Act |
| Zone SP2 Infrastructure and marked "Classified road" | Roads and Maritime Services |
| Zone E1 National Parks and Nature Reserves and marked "National Park" | Minister administering the <i>National Parks and Wildlife Act 1974</i> |

Note. When this Plan was made it did not include all of these zones.

- (3) Development on land acquired by an authority of the State under the owner-initiated acquisition provisions may, before it is used for the purpose for which it is reserved, be carried out, with development consent, for any purpose.

5.2 Classification and reclassification of public land

- (1) The objective of this clause is to enable the Council to classify or reclassify public land as “operational land” or “community land” in accordance with Part 2 of Chapter 6 of the *Local Government Act 1993*.
Note. Under the *Local Government Act 1993*, “public land” is generally land vested in or under the control of a council (other than roads, Crown reserves and commons). The classification or reclassification of public land may also be made by a resolution of the Council under section 31, 32 or 33 of the *Local Government Act 1993*. Section 30 of that Act enables this Plan to discharge trusts on which public reserves are held if the land is reclassified under this Plan as operational land.
- (2) The public land described in Part 1 or Part 2 of Schedule 4 is classified, or reclassified, as operational land for the purposes of the *Local Government Act 1993*.
- (3) The public land described in Part 3 of Schedule 4 is classified, or reclassified, as community land for the purposes of the *Local Government Act 1993*.
- (4) The public land described in Part 1 of Schedule 4:
 - (a) does not cease to be a public reserve to the extent (if any) that it is a public reserve, and
 - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants that affected the land before its classification, or reclassification, as operational land.
- (5) The public land described in Part 2 of Schedule 4, to the extent (if any) that it is a public reserve, ceases to be a public reserve when the description of the land is inserted into that Part and is discharged from all trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land, except:
 - (a) those (if any) specified for the land in Column 3 of Part 2 of Schedule 4, and
 - (b) any reservations that except land out of the Crown grant relating to the land, and
 - (c) reservations of minerals (within the meaning of the *Crown Lands Act 1989*).

Note. In accordance with section 30 (2) of the *Local Government Act 1993*, the approval of the Governor to subclause (5) applying to the public land concerned is required before the description of the land is inserted in Part 2 of Schedule 4.

5.3 Development near zone boundaries

- (1) The objective of this clause is to provide flexibility where the investigation of a site and its surroundings reveals that a use allowed on

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the other side of a zone boundary would enable a more logical and appropriate development of the site and be compatible with the planning objectives and land uses for the adjoining zone.

- (2) This clause applies to so much of any land that is within the relevant distance of a boundary between any 2 zones. The relevant distance is 10 metres.
- (3) This clause does not apply to:
 - (a) land in Zone RE1 Public Recreation, Zone E1 National Parks and Nature Reserves, Zone E2 Environmental Conservation, Zone E3 Environmental Management or Zone W1 Natural Waterways, or
 - (b) land within the coastal zone, or
 - (c) land proposed to be developed for the purpose of sex services or restricted premises.

Note. When this Plan was made it did not include all of these zones.
- (4) Despite the provisions of this Plan relating to the purposes for which development may be carried out, development consent may be granted to development of land to which this clause applies for any purpose that may be carried out in the adjoining zone, but only if the consent authority is satisfied that:
 - (a) the development is not inconsistent with the objectives for development in both zones, and
 - (b) the carrying out of the development is desirable due to compatible land use planning, infrastructure capacity and other planning principles relating to the efficient and timely development of land.
- (5) This clause does not prescribe a development standard that may be varied under this Plan.

5.4 Controls relating to miscellaneous permissible uses

(1) Bed and breakfast accommodation

If development for the purposes of bed and breakfast accommodation is permitted under this Plan, the accommodation that is provided to guests must consist of no more than 3 bedrooms.

Note. Any such development that provides for a certain number of guests or rooms may involve a change in the class of building under the *Building Code of Australia*.

(2) **Home businesses**

If development for the purposes of a home business is permitted under this Plan, the carrying on of the business must not involve the use of more than 30 square metres of floor area.

(3) **Home industries**

If development for the purposes of a home industry is permitted under this Plan, the carrying on of the home industry must not involve the use of more than 30 square metres of floor area.

(4) **Industrial retail outlets**

If development for the purposes of an industrial retail outlet is permitted under this Plan, the retail floor area must not exceed:

- (a) 20% of the gross floor area of the industry or rural industry located on the same land as the retail outlet, or
 - (b) 100 square metres,
- whichever is the lesser.

(5) **Farm stay accommodation**

If development for the purposes of farm stay accommodation is permitted under this Plan, the accommodation that is provided to guests must consist of no more than 3 bedrooms.

(6) **Kiosks**

If development for the purposes of a kiosk is permitted under this Plan, the gross floor area must not exceed 20 square metres.

(7) **Neighbourhood shops**

If development for the purposes of a neighbourhood shop is permitted under this Plan, the retail floor area must not exceed 80 square metres.

(8) **Roadside stalls**

If development for the purposes of a roadside stall is permitted under this Plan, the gross floor area must not exceed 8 square metres.

(9) **Secondary dwellings**

If development for the purposes of a secondary dwelling is permitted under this Plan, the total floor area of the dwelling (excluding any area used for parking) must not exceed whichever of the following is the greater:

- (a) 60 square metres,
- (b) 30% of the total floor area of the principal dwelling.

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5.5 Development within the coastal zone

[Not applicable]

5.6 Architectural roof features

[Not adopted]

5.7 Development below mean high water mark

- (1) The objective of this clause is to ensure appropriate environmental assessment for development carried out on land covered by tidal waters.
- (2) Development consent is required to carry out development on any land below the mean high water mark of any body of water subject to tidal influence (including the bed of any such water).

5.8 Conversion of fire alarms

- (1) This clause applies to a fire alarm system that can be monitored by Fire and Rescue NSW or by a private service provider.
- (2) The following development may be carried out, but only with development consent:
 - (a) converting a fire alarm system from connection with the alarm monitoring system of Fire and Rescue NSW to connection with the alarm monitoring system of a private service provider,
 - (b) converting a fire alarm system from connection with the alarm monitoring system of a private service provider to connection with the alarm monitoring system of another private service provider,
 - (c) converting a fire alarm system from connection with the alarm monitoring system of a private service provider to connection with a different alarm monitoring system of the same private service provider.
- (3) Development to which subclause (2) applies is complying development if it consists only of:
 - (a) internal alterations to a building, or
 - (b) internal alterations to a building together with the mounting of an antenna, and any support structure, on an external wall or roof of a building so as to occupy a space of not more than 450mm × 100mm × 100mm.
- (4) A complying development certificate for any such complying development is subject to a condition that any building work may only be carried out between 7.00 am and 6.00 pm on Monday to Friday and

between 7.00 am and 5.00 pm on Saturday, and must not be carried out on a Sunday or a public holiday.

- (5) In this clause:
private service provider means a person or body that has entered into an agreement that is in force with Fire and Rescue NSW to monitor fire alarm systems.

5.9 Preservation of trees or vegetation

- (1) The objective of this clause is to preserve the amenity of the area, including biodiversity values, through the preservation of trees and other vegetation.
- (2) This clause applies to species or kinds of trees or other vegetation that are prescribed for the purposes of this clause by a development control plan made by the Council.
Note. A development control plan may prescribe the trees or other vegetation to which this clause applies by reference to species, size, location or other manner.
- (3) A person must not ringbark, cut down, top, lop, remove, injure or wilfully destroy any tree or other vegetation to which any such development control plan applies without the authority conferred by:
- (a) development consent, or
 - (b) a permit granted by the Council.
- (4) The refusal by the Council to grant a permit to a person who has duly applied for the grant of the permit is taken for the purposes of the Act to be a refusal by the Council to grant consent for the carrying out of the activity for which a permit was sought.
- (5) This clause does not apply to a tree or other vegetation that the Council is satisfied is dying or dead and is not required as the habitat of native fauna.
- (6) This clause does not apply to a tree or other vegetation that the Council is satisfied is a risk to human life or property.
- (7) A permit under this clause cannot allow any ringbarking, cutting down, topping, lopping, removal, injuring or destruction of a tree or other vegetation:
- (a) that is or forms part of a heritage item or that is within a heritage conservation area, or

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(b) that is or forms part of an Aboriginal object or that is within an Aboriginal place of heritage significance,

unless the Council is satisfied that the proposed activity:

(c) is of a minor nature or is for the maintenance of the heritage item, Aboriginal object, Aboriginal place of heritage significance or heritage conservation area, and

(d) would not adversely affect the heritage significance of the heritage item, Aboriginal object, Aboriginal place of heritage significance or heritage conservation area.

Note. As a consequence of this subclause, the activities concerned will require development consent. The heritage provisions of clause 5.10 will be applicable to any such consent.

(8) This clause does not apply to or in respect of:

(a) the clearing of native vegetation:

(i) that is authorised by a development consent or property vegetation plan under the *Native Vegetation Act 2003*, or

(ii) that is otherwise permitted under Division 2 or 3 of Part 3 of that Act, or

(b) the clearing of vegetation on State protected land (within the meaning of clause 4 of Schedule 3 to the *Native Vegetation Act 2003*) that is authorised by a development consent under the provisions of the *Native Vegetation Conservation Act 1997* as continued in force by that clause, or

(c) trees or other vegetation within a State forest, or land reserved from sale as a timber or forest reserve under the *Forestry Act 1916*, or

(d) action required or authorised to be done by or under the *Electricity Supply Act 1995*, the *Roads Act 1993* or the *Surveying and Spatial Information Act 2002*, or

(e) plants declared to be noxious weeds under the *Noxious Weeds Act 1993*.

Note. Permissibility may be a matter that is determined by or under any of these Acts.

(9) [Not adopted]

5.9AA Trees or vegetation not prescribed by development control plan

(1) This clause applies to any tree or other vegetation that is not of a species or kind prescribed for the purposes of clause 5.9 by a development control plan made by the Council.

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- (2) The ringbarking, cutting down, topping, lopping, removal, injuring or destruction of any tree or other vegetation to which this clause applies is permitted without development consent.

5.10 Heritage conservation

Note. Heritage items (if any) are listed and described in Schedule 5. Heritage conservation areas (if any) are shown on the Heritage Map as well as being described in Schedule 5.

(1) **Objectives**

The objectives of this clause are as follows:

- (a) to conserve the environmental heritage of Leichhardt,
- (b) to conserve the heritage significance of heritage items and heritage conservation areas, including associated fabric, settings and views,
- (c) to conserve archaeological sites,
- (d) to conserve Aboriginal objects and Aboriginal places of heritage significance.

(2) **Requirement for consent**

Development consent is required for any of the following:

- (a) demolishing or moving any of the following or altering the exterior of any of the following (including, in the case of a building, making changes to its detail, fabric, finish or appearance):
 - (i) a heritage item,
 - (ii) an Aboriginal object,
 - (iii) a building, work, relic or tree within a heritage conservation area,
- (b) altering a heritage item that is a building by making structural changes to its interior or by making changes to anything inside the item that is specified in Schedule 5 in relation to the item,
- (c) disturbing or excavating an archaeological site while knowing, or having reasonable cause to suspect, that the disturbance or excavation will or is likely to result in a relic being discovered, exposed, moved, damaged or destroyed,
- (d) disturbing or excavating an Aboriginal place of heritage significance,
- (e) erecting a building on land:
 - (i) on which a heritage item is located or that is within a heritage conservation area, or

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- (ii) on which an Aboriginal object is located or that is within an Aboriginal place of heritage significance,
- (f) subdividing land:
 - (i) on which a heritage item is located or that is within a heritage conservation area, or
 - (ii) on which an Aboriginal object is located or that is within an Aboriginal place of heritage significance.

(3) **When consent not required**

However, development consent under this clause is not required if:

- (a) the applicant has notified the consent authority of the proposed development and the consent authority has advised the applicant in writing before any work is carried out that it is satisfied that the proposed development:
 - (i) is of a minor nature or is for the maintenance of the heritage item, Aboriginal object, Aboriginal place of heritage significance or archaeological site or a building, work, relic, tree or place within the heritage conservation area, and
 - (ii) would not adversely affect the heritage significance of the heritage item, Aboriginal object, Aboriginal place, archaeological site or heritage conservation area, or
 - (b) the development is in a cemetery or burial ground and the proposed development:
 - (i) is the creation of a new grave or monument, or excavation or disturbance of land for the purpose of conserving or repairing monuments or grave markers, and
 - (ii) would not cause disturbance to human remains, relics, Aboriginal objects in the form of grave goods, or to an Aboriginal place of heritage significance, or
 - (c) the development is limited to the removal of a tree or other vegetation that the Council is satisfied is a risk to human life or property, or
 - (d) the development is exempt development.
- (4) **Effect of proposed development on heritage significance**

The consent authority must, before granting consent under this clause in respect of a heritage item or heritage conservation area, consider the effect of the proposed development on the heritage significance of the item or area concerned. This subclause applies regardless of whether a

heritage management document is prepared under subclause (5) or a heritage conservation management plan is submitted under subclause (6).

(5) Heritage assessment

The consent authority may, before granting consent to any development:

- (a) on land on which a heritage item is located, or
- (b) on land that is within a heritage conservation area, or
- (c) on land that is within the vicinity of land referred to in paragraph (a) or (b),

require a heritage management document to be prepared that assesses the extent to which the carrying out of the proposed development would affect the heritage significance of the heritage item or heritage conservation area concerned.

(6) Heritage conservation management plans

The consent authority may require, after considering the heritage significance of a heritage item and the extent of change proposed to it, the submission of a heritage conservation management plan before granting consent under this clause.

(7) Archaeological sites

The consent authority must, before granting consent under this clause to the carrying out of development on an archaeological site (other than land listed on the State Heritage Register or to which an interim heritage order under the *Heritage Act 1977* applies):

- (a) notify the Heritage Council of its intention to grant consent, and
- (b) take into consideration any response received from the Heritage Council within 28 days after the notice is sent.

(8) Aboriginal places of heritage significance

The consent authority must, before granting consent under this clause to the carrying out of development in an Aboriginal place of heritage significance:

- (a) consider the effect of the proposed development on the heritage significance of the place and any Aboriginal object known or reasonably likely to be located at the place by means of an adequate investigation and assessment (which may involve consideration of a heritage impact statement), and
- (b) notify the local Aboriginal communities, in writing or in such other manner as may be appropriate, about the application and

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take into consideration any response received within 28 days after the notice is sent.

(9) **Demolition of nominated State heritage items**

The consent authority must, before granting consent under this clause for the demolition of a nominated State heritage item:

- (a) notify the Heritage Council about the application, and
- (b) take into consideration any response received from the Heritage Council within 28 days after the notice is sent.

(10) **Conservation incentives**

The consent authority may grant consent to development for any purpose of a building that is a heritage item or of the land on which such a building is erected, or for any purpose on an Aboriginal place of heritage significance, even though development for that purpose would otherwise not be allowed by this Plan, if the consent authority is satisfied that:

- (a) the conservation of the heritage item or Aboriginal place of heritage significance is facilitated by the granting of consent, and
- (b) the proposed development is in accordance with a heritage management document that has been approved by the consent authority, and
- (c) the consent to the proposed development would require that all necessary conservation work identified in the heritage management document is carried out, and
- (d) the proposed development would not adversely affect the heritage significance of the heritage item, including its setting, or the heritage significance of the Aboriginal place of heritage significance, and
- (e) the proposed development would not have any significant adverse effect on the amenity of the surrounding area.

5.11 Bush fire hazard reduction

Bush fire hazard reduction work authorised by the *Rural Fires Act 1997* may be carried out on any land without development consent.

Note. The *Rural Fires Act 1997* also makes provision relating to the carrying out of development on bush fire prone land.

5.12 Infrastructure development and use of existing buildings of the Crown

- (1) This Plan does not restrict or prohibit, or enable the restriction or prohibition of, the carrying out of any development, by or on behalf of a public authority, that is permitted to be carried out with or without

development consent, or that is exempt development, under *State Environmental Planning Policy (Infrastructure) 2007*.

- (2) This Plan does not restrict or prohibit, or enable the restriction or prohibition of, the use of existing buildings of the Crown by the Crown.

5.13 Eco-tourist facilities

[Not adopted]

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6.1 Acid sulfate soils

- (1) The objective of this clause is to ensure that development does not disturb, expose or drain acid sulfate soils and cause environmental damage.
- (2) Development consent is required for the carrying out of works described in the table to this subclause on land shown on the Acid Sulfate Soils Map as being of the class specified for those works.

| Class of land | Works |
|----------------------|---|
| 1 | Any works. |
| 2 | Works below the natural ground surface. Works by which the watertable is likely to be lowered. |
| 3 | Works more than 1 metre below the natural ground surface. Works by which the watertable is likely to be lowered more than 1 metre below the natural ground surface. |
| 4 | Works more than 2 metres below the natural ground surface. Works by which the watertable is likely to be lowered more than 2 metres below the natural ground surface. |
| 5 | Works within 500 metres of adjacent Class 1, 2, 3 or 4 land that is below 5 metres Australian Height Datum and by which the watertable is likely to be lowered below 1 metre Australian Height Datum on adjacent Class 1, 2, 3 or 4 land. |

- (3) Development consent must not be granted under this clause for the carrying out of works unless an acid sulfate soils management plan has been prepared for the proposed works in accordance with the Acid Sulfate Soils Manual and has been provided to the consent authority.
- (4) Despite subclause (2), development consent is not required under this clause for the carrying out of works if:
 - (a) a preliminary assessment of the proposed works prepared in accordance with the Acid Sulfate Soils Manual indicates that an acid sulfate soils management plan is not required for the works, and
 - (b) the preliminary assessment has been provided to the consent authority and the consent authority has confirmed the assessment by notice in writing to the person proposing to carry out the works.

-
- (5) Despite subclause (2), development consent is not required under this clause for the carrying out of any of the following works by a public authority (including ancillary work such as excavation, construction of access ways or the supply of power):
- (a) emergency work, being the repair or replacement of the works of the public authority, required to be carried out urgently because the works have been damaged, have ceased to function or pose a risk to the environment or to public health and safety,
 - (b) routine maintenance work, being the periodic inspection, cleaning, repair or replacement of the works of the public authority (other than work that involves the disturbance of more than 1 tonne of soil),
 - (c) minor work, being work that costs less than \$20,000 (other than drainage work).
- (6) Despite subclause (2), development consent is not required under this clause to carry out any works if:
- (a) the works involve the disturbance of less than 1 tonne of soil, and
 - (b) the works are not likely to lower the watertable.

6.2 Earthworks

- (1) The objective of this clause is to ensure that earthworks for which development consent is required will not have a detrimental impact on environmental functions and processes, neighbouring uses, cultural or heritage items or features of the surrounding land.
- (2) Development consent is required for earthworks unless:
- (a) the earthworks are exempt development under this Plan or another applicable environmental planning instrument, or
 - (b) the earthworks are ancillary to development that is permitted without consent under this Plan or to development for which development consent has been given.
- (3) Before granting development consent for earthworks (or for development involving ancillary earthworks), the consent authority must consider the following matters:
- (a) the likely disruption of, or any detrimental effect on, drainage patterns and soil stability in the locality of the development,
 - (b) the effect of the development on the likely future use or redevelopment of the land,
 - (c) the quality of the fill or the soil to be excavated, or both,
 - (d) the effect of the development on the existing and likely amenity of adjoining properties,

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- (e) the source of any fill material and the destination of any excavated material,
- (f) the likelihood of disturbing relics,
- (g) the proximity to, and potential for adverse impacts on, any waterway, drinking water catchment or environmentally sensitive area,
- (h) any appropriate measures proposed to avoid, minimise or mitigate the impacts of the development.

Note. The *National Parks and Wildlife Act 1974*, particularly section 86, deals with harming Aboriginal objects.

6.3 Flood planning

- (1) The objectives of this clause are as follows:
 - (a) to minimise the flood risk to life and property associated with the use of land,
 - (b) to allow development on land that is compatible with the land's flood hazard, taking into account projected changes as a result of climate change,
 - (c) to avoid significant adverse impacts on flood behaviour and the environment.
- (2) This clause applies to:
 - (a) land at or below the projected sea level rise, and
 - (b) other land at or below the flood planning level.
- (3) Development consent must not be granted to development on land to which this clause applies unless the consent authority is satisfied that the development:
 - (a) is compatible with the flood hazard of the land, and
 - (b) will not significantly adversely affect flood behaviour resulting in detrimental increases in the potential flood affectation of other development or properties, and
 - (c) incorporates appropriate measures to manage risk to life from flood, and
 - (d) will not significantly adversely affect the environment or cause avoidable erosion, siltation, destruction of riparian vegetation or a reduction in the stability of river banks or watercourses, and
 - (e) is not likely to result in unsustainable social and economic costs to the community as a consequence of flooding.
- (4) A word or expression used in this clause has the same meaning as it has in the *Floodplain Development Manual* (ISBN 0 7347 5476 0)

published by the NSW Government in April 2005, unless it is otherwise defined in this clause.

- (5) In this clause:

flood planning level means the level of a 1:100 ARI (average recurrent interval) flood event plus 0.5 metre freeboard.

projected sea level rise means the 2050 and 2100 sea level rise planning benchmarks as specified in the *NSW Coastal Planning Guideline: Adapting to Sea Level Rise* (ISBN 978-1-74263-035-9) published by the NSW Government in August 2010.

6.4 Stormwater management

- (1) The objective of this clause is to minimise the impacts of urban stormwater on land to which this clause applies and on adjoining properties, native bushland and receiving waters.
- (2) This clause applies to all land in residential, business and industrial zones.
- (3) Development consent must not be granted to development on land to which this clause applies unless the consent authority is satisfied that the development:
 - (a) is designed to maximise the use of water permeable surfaces on the land having regard to the soil characteristics affecting on-site infiltration of water, and
 - (b) includes, if practicable, on-site stormwater retention for use as an alternative supply to mains water, groundwater or river water, and
 - (c) avoids any significant adverse impacts of stormwater runoff on adjoining properties, native bushland and receiving waters, or if that impact cannot be reasonably avoided, minimises and mitigates the impact.

6.5 Limited development on foreshore area

- (1) The objective of this clause is to ensure that development in the foreshore area will not adversely impact on natural foreshore processes or affect the significance and amenity of the area.
- (2) Development consent must not be granted for development on land in the foreshore area except for the following purposes:
 - (a) the alteration or rebuilding of an existing building wholly or partly in the foreshore area,
 - (b) boat sheds, sea retaining walls, wharves, slipways, jetties, waterway access stairs, swimming pools, fences, cycleways,

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walking trails, picnic facilities or other recreation facilities (outdoors).

- (3) Development consent must not be granted under subclause (2) unless the consent authority is satisfied that:
- (a) the development will contribute to achieving the objectives for the zone in which the land is located, and
 - (b) the appearance of any proposed structure, from both the waterway and adjacent foreshore areas, will be compatible with the surrounding area, and
 - (c) the development will not cause environmental harm such as:
 - (i) pollution or siltation of the waterway, or
 - (ii) an adverse effect on surrounding uses, marine habitat, wetland areas, fauna and flora habitats, or
 - (iii) an adverse effect on drainage patterns, and
 - (d) opportunities to provide continuous public access along the foreshore and to the waterway will not be compromised, and
 - (e) any historic, scientific, cultural, social, archaeological, architectural, natural or aesthetic significance of the land on which the development is to be carried out and of surrounding land will be maintained, and
 - (f) in the case of development for the alteration or rebuilding of an existing building wholly or partly in the foreshore area, the alteration or rebuilding will not have an adverse impact on the amenity or aesthetic appearance of the foreshore, and
 - (g) sea level rise or change of flooding patterns as a result of climate change has been considered.

- (4) In this clause and clause 6.6:

foreshore area means the land between the foreshore building line and the mean high water mark of the nearest natural waterbody shown on the Foreshore Building Line Map.

foreshore building line means the line shown as the foreshore building line on the Foreshore Building Line Map.

6.6 Development on the foreshore must ensure access

In deciding whether to grant consent for development in the foreshore area, the consent authority must consider whether and to what extent the development would encourage the following:

- (a) continuous public access to and along the foreshore through or adjacent to the proposed development,
- (b) public access to link with existing or proposed open space,

- (c) public access to be secured by appropriate covenants, agreements or other instruments registered on the title to land,
- (d) public access to be located above mean high water mark,
- (e) the reinforcing of the foreshore character and respect for existing environmental conditions.

6.7 Airspace operations

- (1) The objectives of this clause are as follows:
 - (a) to provide for the effective and ongoing operation of the Sydney (Kingsford Smith) Airport by ensuring that its operation is not compromised by proposed development that penetrates the Limitation or Operations Surface for that airport,
 - (b) to protect the community from undue risk from that operation.
- (2) If a development application is received and the consent authority is satisfied that the proposed development will penetrate the Limitation or Operations Surface, the consent authority must not grant development consent unless it has consulted with the relevant Commonwealth body about the application.
- (3) The consent authority may grant development consent for the development if the relevant Commonwealth body advises that:
 - (a) the development will penetrate the Limitation or Operations Surface but it has no objection to its construction, or
 - (b) the development will not penetrate the Limitation or Operations Surface.
- (4) The consent authority must not grant development consent for the development if the relevant Commonwealth body advises that the development will penetrate the Limitation or Operations Surface and should not be constructed.
- (5) In this clause:

Limitation or Operations Surface means the Obstacle Limitation Surface or the Procedures for Air Navigation Services Operations Surface as shown on the Obstacle Limitation Surface Map or the Procedures for Air Navigation Services Operations Surface Map for the Sydney (Kingsford Smith) Airport.

relevant Commonwealth body means the body, under Commonwealth legislation, that is responsible for development approvals for development that penetrates the Limitation or Operations Surface for the Sydney (Kingsford Smith) Airport.

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6.8 Development in areas subject to aircraft noise

- (1) The objectives of this clause are as follows:
 - (a) to prevent certain noise sensitive developments from being located near the Sydney (Kingsford Smith) Airport and its flight paths,
 - (b) to assist in minimising the impact of aircraft noise from that airport and its flight paths by requiring appropriate noise attenuation measures in noise sensitive buildings,
 - (c) to ensure that land use and development in the vicinity of that airport do not hinder or have any other adverse impacts on the ongoing, safe and efficient operation of that airport.
- (2) This clause applies to development that:
 - (a) is on land that:
 - (i) is near the Sydney (Kingsford Smith) Airport, and
 - (ii) is in an ANEF contour of 20 or greater, and
 - (b) the consent authority considers is likely to be adversely affected by aircraft noise.
- (3) Before determining a development application for development to which this clause applies, the consent authority:
 - (a) must consider whether the development will result in an increase in the number of dwellings or people affected by aircraft noise, and
 - (b) must consider the location of the development in relation to the criteria set out in Table 2.1 (Building Site Acceptability Based on ANEF Zones) in AS 2021—2000, and
 - (c) must be satisfied the development will meet the indoor design sound levels shown in Table 3.3 (Indoor Design Sound Levels for Determination of Aircraft Noise Reduction) in AS 2021—2000.
- (4) In this clause:

ANEF contour means a noise exposure contour shown as an ANEF contour on the Noise Exposure Forecast Contour Map for the Sydney (Kingsford Smith) Airport prepared by the Department of the Commonwealth responsible for airports.

AS 2021—2000 means AS 2021—2000, *Acoustics—Aircraft noise intrusion—Building siting and construction*.

6.9 Business and office premises in Zone IN2

- (1) The objective of this clause is to promote certain types of business and office premises in Zone IN2 Light Industrial.

- (2) This clause applies to land in Zone IN2 Light Industrial.
- (3) Development consent must not be granted to development for the purpose of business premises or office premises on land to which this clause applies unless the consent authority is satisfied that the development will be used for a creative purpose such as media, advertising, fine arts and craft, design, film and television, music, publishing, performing arts, cultural heritage institutions or other related purposes.

6.10 Use of existing buildings in Zone R1

- (1) The objective of this clause is to provide for the adaptive reuse of existing buildings for purposes other than residential accommodation.
- (2) This clause applies to land in Zone R1 General Residential.
- (3) Development consent must not be granted to development for the purposes of business premises, office premises, restaurants or cafes, shops or take away food and drink premises on land to which this clause applies unless:
 - (a) the development is a building that was constructed (wholly or partly) for a purpose other than residential accommodation and was erected before the commencement of this Plan, and
 - (b) the consent authority is satisfied that:
 - (i) the development will not adversely affect the amenity of the surrounding area, and
 - (ii) the development will retain the form and fabric of any architectural features of the existing building, and
 - (iii) the building is suitable for adaptive reuse, and
 - (iv) any modification of the footprint and facade of the building will be minimal, and
 - (v) the gross floor area of any part of the building used for the purpose of a restaurant or cafe or take away food and drink premises will be less than 80 square metres.

6.11 Adaptive reuse of existing buildings in Zone R1

- (1) The objectives of this clause are as follows:
 - (a) to provide for the adaptive reuse of existing buildings for residential accommodation,
 - (b) to retain buildings that contribute to the streetscape and character of Leichhardt,
 - (c) to provide satisfactory amenity for future residents of the area,

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- (d) to ensure that development does not adversely affect the quality or amenity of existing buildings in the area.
- (2) This clause applies to land in Zone R1 General Residential.
- (3) Development consent must not be granted to the change of use to residential accommodation of a building on land to which this clause applies that was constructed before the commencement of this clause unless the consent authority is satisfied that:
 - (a) the development will not adversely affect the streetscape, character or amenity of the surrounding area, and
 - (b) the development will retain the form, fabric and features of any architectural or historic feature of the existing building, and
 - (c) any increase in the floor space ratio will be generally contained within the envelope of the existing building.

6.12 Residential accommodation in Zone B7

- (1) The objective of this clause is to provide for ancillary residential accommodation for small-scale live-work enterprises, to assist in the revitalisation of employment areas and to provide a transition between adjoining land use zones.
- (2) This clause applies to land in Zone B7 Business Park.
- (3) Development consent must not be granted to development for the purpose of a dwelling on land to which this clause applies unless the consent authority is satisfied that:
 - (a) the dwelling is part of a mixed use development that includes office premises or light industries on the ground floor, and
 - (b) the dwelling and ground floor premises will be occupied by the same person or persons.

6.13 Diverse housing

- (1) The objective of this clause is to ensure the provision of a mix of dwelling types in residential flat buildings and mixed use development that includes shop top housing.
- (2) This clause applies to development for the purpose of a residential flat building or a mixed use development that includes shop top housing but only if the development includes at least 4 dwellings.
- (3) Development consent must not be granted to development to which this clause applies unless:
 - (a) at least 25% of the total number of dwellings (to the nearest whole number of dwellings) forming part of the development will

include self-contained studio dwellings or one-bedroom dwellings, or both, and

- (b) no more than 30% of the total number of dwellings (to the nearest whole number of dwellings) forming part of the development will include dwellings with at least 3 bedrooms.

6.14 Development control plans for certain development

- (1) The objective of this clause is to ensure that certain development occurs in a logical and cost-effective manner only after a development control plan that includes specific controls has been prepared.
- (2) This clause applies to the following development on a site with an area not less than 3,000 square metres, or with a water frontage of at least 20 metres:
 - (a) the erection of a building,
 - (b) development that will increase the gross floor area of an existing building by more than 5%,
 - (c) development involving alterations to at least 75% of the facade of an existing building that fronts a street,
 - (d) development involving more than 75% of the site coverage of existing buildings on the land.
- (3) Development consent must not be granted to development to which this clause applies unless a development control plan that provides for detailed development controls has been prepared for the land.
- (4) Without limiting subclause (3), the development control plan referred to in subclause (3) must provide for all of the following:
 - (a) the compatibility of the proposed development with the desired future character of the area,
 - (b) whether the form and external appearance of the proposed development will improve the quality and amenity of the public domain,
 - (c) whether the proposed development has an adverse impact on view corridors,
 - (d) the site's suitability for the proposed development,
 - (e) the existing and proposed mix of land uses,
 - (f) cultural, heritage and archaeological issues,
 - (g) streetscape constraints,
 - (h) the height, bulk, scale, massing and modulation of buildings,
 - (i) the heights of buildings with street frontages,

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- (j) environmental constraints, including contamination and acid sulfate soils,
 - (k) environmental impacts such as overshadowing, wind and reflectivity,
 - (l) whether the proposed development incorporates the principles of ecologically sustainable development,
 - (m) overall transport hierarchy showing the major circulation routes and connections to achieve a simple and safe movement system for private vehicles, with particular regard to public transport, pedestrians and cyclists,
 - (n) the proposed development's relationship and integration with existing and proposed public transport facilities,
 - (o) the overall landscaping of the site,
 - (p) stormwater management.
- (5) A development control plan is not required to be prepared if the consent authority is satisfied that such a plan would be unreasonable or unnecessary in the circumstances or that the development:
- (a) is a subdivision for the purpose of a realignment of boundaries that does not create additional lots, or
 - (b) is a subdivision of land and any of the lots proposed to be created are to be reserved or dedicated for public open space, public roads or any other public place or environment protection purpose, or
 - (c) is a subdivision of land in a zone in which the erection of structures is prohibited, or
 - (d) involves only alterations or additions to an existing building that:
 - (i) do not significantly increase the height or gross floor area of the building, and
 - (ii) do not have significant adverse impacts on adjoining buildings or the public domain, and
 - (iii) do not significantly alter any aspect of the building when viewed from public places, or
 - (e) is of a minor nature only, if the consent authority is of the opinion that the carrying out of the proposed development would be consistent with the objectives of the zone in which the land is situated.

6.15 Development on certain land at Rozelle

- (1) This clause applies to 118, 120 and 124 Terry Street, Rozelle, being Lot 1, DP 540118, Lot 2, DP 234045 and Lot 3, Section D, DP 119 (the *Terry Street site*).
- (2) Despite any other provision of this Plan, development consent may be granted to a single development application for development on land to which this clause applies that is both of the following:
 - (a) a proposal to develop the Terry Street site in its entirety,
 - (b) a proposal for development with a maximum floor space ratio of 1.5:1 for the purposes of bed and breakfast accommodation, business premises, hardware and building supplies, light industries, office premises, plant nurseries, residential accommodation, restaurants or cafes, roadside stalls and shops.
- (3) Development consent must not be granted under subclause (2) unless the consent authority is satisfied that:
 - (a) a high standard of architectural and urban design appropriate to the building type and location will be achieved, with articulated height and massing providing an appropriate transition to the existing streetscape, and
 - (b) the total gross floor area of the part of the development that is used for the purposes of business premises, hardware and building supplies, office premises, plant nurseries, restaurants or cafes and shops will not exceed 1,300 square metres, and
 - (c) the development will not exceed:
 - (i) if a building has a street frontage on Terry Street—3 storeys in height, or
 - (ii) in any other case—6 storeys in height, and
 - (d) the development will minimise overshadowing of neighbouring properties on Crystal Street, and
 - (e) the development will not significantly increase the amount of traffic on Terry Street, Wellington Street, Merton Street, Nelson Street or Victoria Road, Rozelle, and
 - (f) those parts of the development that are used for a purpose other than bed and breakfast accommodation or residential accommodation will not have a significant adverse impact on local commercial centres, and
 - (g) the development will provide and facilitate pedestrian and cycle access through the Terry Street site to Merton and Margaret Streets, and

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- (h) the development will incorporate environmentally sustainable design principles, and
- (i) the development will include the necessary design and acoustic measures to ensure that light industries within the development, as well as any existing industrial uses on land surrounding the development, do not have a significant adverse impact on the amenity of future residents of the development, and
- (j) premises used for the purpose of light industries will only be located in buildings that have a street frontage on Crystal Street.

6.16 Location of sex services premises

- (1) The objective of this clause is to minimise land use conflicts and adverse amenity impacts by providing a reasonable level of separation between sex services premises, specified land uses and places regularly frequented by children.
- (2) In deciding whether to grant development consent to development for the purposes of sex services premises, the consent authority must consider the following:
 - (a) whether the premises will be located on land that adjoins, is directly opposite or is separated only by a local road from land:
 - (i) in Zone R1 General Residential or Zone RE1 Public Recreation, or
 - (ii) used for the purposes of a child care centre, a community facility, a school or a place of public worship,
 - (b) the impact of the proposed development and its hours of operation on any place likely to be regularly frequented by children:
 - (i) that adjoins the proposed development, or
 - (ii) that can be viewed from the proposed development, or
 - (iii) from which a person can view the proposed development.

Schedule 1 Additional permitted uses

(Clause 2.5)

1 Use of certain land at Buchanan and Reynolds Streets, Balmain

- (1) This clause applies to land identified as “A” on the Additional Permitted Uses Map, being Lots 85–93 and 126–145, SP 65243.
- (2) Development for the purposes of commercial premises and restaurants or cafes is permitted with development consent.

2 Use of certain land at Gladstone Park, Darvall Street, Balmain

- (1) This clause applies to land identified as “F” on the Additional Permitted Uses Map, being part of Lot 1, DP 724348.
- (2) Development for the purpose of a registered club is permitted with development consent.

3 Use of certain land at Elliot Street, Balmain

- (1) This clause applies to land identified as “B” on the Additional Permitted Uses Map, being Lot 1, DP 852863, Lot 26, DP 850832 and part of Lot E, DP 36161.
- (2) Development for the purpose of restaurants or cafes is permitted with development consent.

4 Use of certain land at Rosebery Place, Balmain

- (1) This clause applies to land identified as “C” on the Additional Permitted Uses Map, being Lots 1–3, SP 60159, Lots 5–9, SP 62009 and Lots 1–20, SP 60158.
- (2) Development for the purposes of commercial premises and restaurants or cafes is permitted with development consent.

5 Use of certain land at 91 Canal Road, Leichhardt and 1 Canal Road, Lilyfield

- (1) This clause applies to land identified as “G” on the Additional Permitted Uses Map, being Lot 103, DP 826775 and Lot 1, DP 1070825.
- (2) Development for any of the following purposes is permitted with development consent:
 - (a) building identification signs,
 - (b) business identification signs,
 - (c) entertainment facilities,
 - (d) industrial retail outlets,

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- (e) information and education facilities,
 - (f) light industries,
 - (g) markets,
 - (h) restaurants or cafes,
 - (i) take away food and drink premises.
- (3) Development for the purpose of office premises is permitted with development consent if:
- (a) the gross floor area of the site used for that purpose does not exceed 20%, and
 - (b) the maximum gross floor area of any single premises used for office premises does not exceed 300m².

6 Use of certain land at 237 Marion Street, Leichhardt

- (1) This clause applies to land identified as “D” on the Additional Permitted Uses Map, being Lot 121, DP 1106716.
- (2) Development for the purpose of seniors housing is permitted with development consent.

7 Use of certain land at Terry Street, Rozelle

- (1) This clause applies to land identified as “E” on the Additional Permitted Uses Map, being Lots 84 and 85, SP 72790 and Lot 1, SP 58291.
- (2) Development for the purposes of commercial premises and restaurants or cafes is permitted with development consent.

Schedule 2 Exempt development

(Clause 3.1)

Note 1. *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008* specifies exempt development under that Policy. The Policy has State-wide application. This Schedule contains additional exempt development not specified in that Policy.

Note 2. Exempt development may be carried out without the need for development consent under the Act. Such development is not exempt from any approval, licence, permit or authority that is required under any other Act and adjoining owners' property rights and the common law still apply.

Aerials and antennae constructed or installed on or in a heritage item or draft heritage item

- (1) Must be used for the purpose of receiving television or radio signals, or for use in connection with community band radio (or any combination of these uses).
- (2) Must be located at least 900mm from each lot boundary.
- (3) Must be located behind any primary street frontage.
- (4) Must be designed, fabricated and installed in accordance with any applicable Australian Standard.
- (5) Must be securely fixed.
- (6) Maximum 1 per heritage item or draft heritage item.
- (7) Must not extend higher than 1.8m above the highest point of the roof of any commercial premises, dwelling, light industry or warehouse or distribution centre on the lot.
- (8) Must not be a free standing structure.
- (9) Must be located wholly within the property boundary.
- (10) Must not result in damage to, or removal of, any part of the historic fabric of the building.

Demolition of detached toilets, laundries or the like

- (1) Must not be carried out on, in or in relation to a heritage item or draft heritage item.
- (2) Maximum area of building to be demolished—10m².
- (3) Must not be carried out forward of the roof ridge line of the dwelling.
- (4) Any essential service must be disconnected from the structure being demolished or removed in accordance with the requirements of the relevant authority.

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Schedule 2 Exempt development

- (5) If the demolition involves the demolition of a common wall, the following must be obtained:
 - (a) the consent of the owner of the affected wall,
 - (b) a certificate from a structural engineer certifying that the demolition will not affect the structural adequacy of the remaining wall.

Drainage works (minor)

- (1) Must involve drainage from a single lot only.
- (2) Must be undertaken wholly within the subject property and within a drainage easement benefiting the subject property and must not traverse more than a single property benefited by the works and not more than 1 associated drainage easement.

Letterboxes on or in a heritage item or draft heritage item

- (1) Must not be higher than 1.2m above ground level (existing).
- (2) Must be visible from the road.
- (3) Must have appropriate numbering that is visible from the road.
- (4) Maximum width—0.6m.
- (5) Maximum depth—0.6m.
- (6) Must be structurally stable with adequate footings.
- (7) Must be designed, fabricated and installed in accordance with any applicable Australian Standard.
- (8) Must be designed to complement the architectural style of the building in relation to style and materials.
- (9) Must not involve any damage to, or removal of, historical fabric or trees or vegetation subject to protection.
- (10) 1 letterbox per site.

Lighting (external)

- (1) Must not be for the lighting of tennis courts or sports fields.
- (2) Must not cause glare to adjoining properties or streets.
- (3) Must be for domestic purposes.
- (4) Must comply with AS 4282—1997, *Control of the Obtrusive Effects of Outdoor Lighting*.

Minor routine maintenance of heritage items or on land in heritage conservation areas

- (1) Must comprise one or more of the following works:
 - (a) repainting existing painted surfaces,
 - (b) the repair of a window, glazing areas or a door,
 - (c) the repair or replacement of non-structural wall cladding,
 - (d) the repair of a balustrade or fence,
 - (e) the replacement of a timber paling fence located behind the building fence,
 - (f) the repair of existing roof sheeting or replacement of broken or damaged tiles, or
 - (g) the repair of existing landscape structures and retaining walls by either repointing (reinstating mortar) or the introduction of matching materials, which comprise less than 5% of the external surface,
 - (h) the installation of insulation material in the ceiling, floor or wall of a building where it can be easily removed and does not involve disturbance of, damage to or removal of existing fabric,
 - (i) the replacement of services such as cabling, plumbing, wiring or fire services that use existing service routes, cavities or voids, or replace existing surface-mounted services but do not involve damage to, or the removal of, significant fabric,
 - (j) if the land is in a heritage conservation area—the installation of lightweight perforated security screens or grills on a door or window, or a security door that does not include roller shutters.
- (2) Must not comprise the making of, or an alteration to the size of, any opening in a wall or roof, such as a doorway, window or skylight.
- (3) Must not affect the means of egress from the building in an emergency.
- (4) Must not affect any fire resisting components of the building.
- (5) If repointing in sandstone, must use soft mortar (being lime rich or composite mortar).
- (6) Materials and colours must, where possible, be the same or similar to existing materials and colours and consistent with the style and age of the building.
- (7) Replacement glass must meet any applicable Australian Standards.

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Schedule 2 Exempt development

Outdoor dining areas in Zone B1 or Zone B2

- (1) Must be associated with a restaurant or cafe being carried out with lawful consent.
- (2) Must not be associated with a pub or take away food and drink premises.
- (3) Must be located adjacent to the associated premises.
- (4) Must not provide seating for more than 6 patrons.
- (5) Must not result in the premises exceeding its approved seating capacity.
- (6) Must not be used before 7.30am or after 10.00pm.
- (7) Must be set back to accommodate a straight, unobstructed path that is at least 1.5m wide for pedestrians.
- (8) Must not include the installation of any structures other than tables, chairs, umbrellas, heaters and barriers, which must be maintained and in good working order.
- (9) Tables, chairs and umbrellas must not incorporate advertising.
- (10) Maximum height of barriers—1m.
- (11) If located on the footway of a public road, must be consistent with an approval granted under section 125 of the *Roads Act 1993*.
- (12) If located on community land, use must be consistent with an approval under Division 2 of Part 2 of Chapter 6 of the *Local Government Act 1993*.

Public art on footpaths (including sculptures, murals and pavement installations)

- (1) Must be installed by or on behalf of Council.
- (2) Must be structurally sound.
- (3) Must not contain advertising material.
- (4) Must be designed, fabricated and installed in accordance with any applicable Australian Standard.
- (5) Must allow a minimum 1.5m wide pathway for pedestrians.
- (6) Must be consistent with any approval required under the *Roads Act 1993*.

Repair of structural foundations (external) on land in a heritage conservation area

- (1) Must not be associated with a dwelling house.
- (2) Must not result in a change to the height of the structure being repaired.

- (3) Must be carried out by a qualified builder.

Roller doors attached to freestanding structures

- (1) Must not be carried out on or in, or in relation to, a heritage item.
- (2) If the roller door is to provide vehicular access to the site, must have approval for vehicular access.
- (3) Maximum width—3m.
- (4) Maximum height—2.6m above ground level (existing).
- (5) Roller door roll must be covered or enclosed when elevated.
- (6) Materials must be consistent with any existing fence, if possible.
- (7) Must be installed in accordance with any applicable Australian Standard.
- (8) Must be located off a rear lane.

Note. Clause 4.3A specifies specific controls for landscaped areas in Zone R1 General Residential.

Signage—general requirements

Must comply with the following requirements:

- (a) must be erected in accordance with any applicable Australian Standard,
- (b) must not cover mechanical ventilation inlets or outlets or obscure other signs,
- (c) if erected over a public road, must be at least 600mm from kerb or roadway edge,
- (d) must not be flashing.

Signage—business identification signs for home businesses and home occupations

- (1) Must comply with the general requirements for signage.
- (2) Maximum area—0.75m².
- (3) 1 sign per premises.
- (4) Must be attached to the ground floor facade of a dwelling.
- (5) Must not be illuminated, unless the sign is an illuminated gate light box identifying premises as place of practice of health professional.
- (6) Must not relate to home occupations (sex services), restricted premises or sex services premises.

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Schedule 2 Exempt development

Signage—business identification signs in Zone R1

- (1) Must comply with the general requirements for signage.
- (2) Must not be constructed or installed on or in, or in relation to, a heritage item or a draft heritage item.
- (3) Maximum area— 0.75m^2 .
- (4) 1 sign per premises.
- (5) Must not be illuminated.
- (6) Must not protrude above an awning.
- (7) If over a public road—must be erected at a height of no less than 2.6m above ground/pavement level.

Signage—business identification signs in zones other than Zone R1

- (1) Must comply with the general requirements for signage.
- (2) Must not be constructed or installed on or in, or in relation to, a heritage item or a draft heritage item.
- (3) Maximum area of signage per premises— 5.75m^2 .
- (4) Must not protrude above an awning.
- (5) Must be erected at ground floor level.

(6) **Fascia signs**

Signs attached to the fascia or return end of an awning must comply with the following requirements:

- (a) 1 sign per premises or occupancy.
- (b) Must be flush-mounted.
- (c) Must not project above or below the existing fascia or return end of the existing awning.
- (d) Must not be illuminated.
- (e) Must be securely fixed.

(7) **Flush wall signs**

Signs flush-mounted to walls must comply with the following requirements:

- (a) 1 sign per premises or occupancy.
- (b) Maximum size— 0.75m^2 .
- (c) Must not project above or beyond wall to which it is attached.
- (d) Must not cover any window or architectural feature.

(e) Must not be illuminated.

(8) **Painted wall signs**

Signs painted on walls must comply with the following requirements:

- (a) 1 sign per wall.
- (b) Maximum size—0.75m².
- (c) Must not be illuminated.

(9) **Suspended under awning signs**

Signs attached to the underside of an awning must comply with the following requirements:

- (a) 1 sign per premises or occupancy.
- (b) Must be erected at right angles to building.
- (c) Must be securely fixed by metal supports not exceeding 0.05m in width or diameter.
- (d) Maximum length—2.5m.
- (e) Maximum height—0.5m.
- (f) If erected over a public road—must be suspended at least 2.6m above ground level.
- (g) Must not project beyond the edge of the awning.
- (h) Must be at least 3m between centre of sign and centre of any other under awning sign.

(10) **Top hamper signs**

Signs attached to the transom of a doorway or display window of a building must comply with the following requirements:

- (a) 1 sign per premises or occupancy.
- (b) Maximum area—2.5m².
- (c) Must not extend below the head of the doorway or window to which it is attached.
- (d) Must be flush-mounted.
- (e) Must not project beyond building.
- (f) Must be securely fixed.

(11) **Window signs**

Signs attached to, or displayed on, shop windows must comply with the following requirements:

- (a) 1 sign per premises or occupancy.
 - (b) Must not cover more than 20% of window area.
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Schedule 2 Exempt development

Signage—community notice and directional signs

- (1) Must comply with the general requirements for signage.
- (2) Maximum size—6m².
- (3) Must not be illuminated.

Signage—real estate signs (advertising premises or land for sale or lease)

- (1) Must comply with the general requirements for signage.
- (2) 1 sign per premises.
- (3) Maximum size:
 - (a) if located in Zone R1 General Residential—1.5m², or
 - (b) if located in any other zone—3.5m².
- (4) Must not be internally illuminated, but may be floodlit.
- (5) Must be removed no later than 10 days after sale or lease of premises.
- (6) Must be flush-mounted to wall or fence of premises to which it relates.

Schedule 3 Complying development

(Clause 3.2)

Note. *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008* specifies complying development and the complying development conditions for that development under that Policy. The Policy has State-wide application. This Schedule contains additional complying development not specified in that Policy.

Part 1 Types of development

Structural works (other than works to which State Environmental Planning Policy (Exempt and Complying Development Codes) 2008 applies)

- (1) Must not be carried out on or in, or in relation to, a heritage item or draft heritage item.
- (2) External works must not alter the appearance of the building.
- (3) External works must only be carried out for the purpose of replacing existing external features.
- (4) If the work involves a wall, floor or ceiling shared between 2 properties, the written approval of the affected owners must be obtained.

Part 2 Complying development certificate conditions

Note. Complying development must comply with the requirements of the Act, the regulations under the Act and this Plan.

General conditions

Any development specified in Part 1 is subject to the same conditions set out in Division 3 of Part 3 of *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008*.

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Schedule 4 Classification and reclassification of public land

Schedule 4 Classification and reclassification of public land

(Clause 5.2)

Part 1 Land classified, or reclassified, as operational land—no interests changed

| Column 1 | Column 2 |
|----------|-------------|
| Locality | Description |
| Nil | |

Part 2 Land classified, or reclassified, as operational land—interests changed

| Column 1 | Column 2 | Column 3 |
|----------|-------------|-------------------------------|
| Locality | Description | Any trusts etc not discharged |
| Nil | | |

Part 3 Land classified, or reclassified, as community land

| Column 1 | Column 2 |
|----------|-------------|
| Locality | Description |
| Nil | |

Schedule 5 Environmental heritage

(Clause 5.10)

Part 1 Heritage items

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|-----------|--|----------------------|--------------------------|--------------|---------|
| Annandale | Street trees | Annandale Street | Road reserve | Local | I9 |
| Annandale | Substation | 33 Annandale Street | Lot 18, DP 667337 | Local | I1 |
| Annandale | House, "Haledon", including interiors | 181 Annandale Street | Lot 20, DP 1013935 | Local | I2 |
| Annandale | Former shop and residence, including interiors | 216 Annandale Street | Lot 13, DP 1030554 | Local | I3 |
| Annandale | Former shop and residence, "Craiglea", including interiors | 291 Annandale Street | Lot 1, DP 917246 | Local | I4 |
| Annandale | Former shop and residence, "Craiglea", including interiors | 293 Annandale Street | Lot 12, DP 667545 | Local | I5 |
| Annandale | Terrace, including interiors | 302 Annandale Street | Corner Lot 12, DP 658898 | Local | I6 |
| Annandale | Semi-detached house, "Pen Dinas", including interiors | 342 Annandale Street | Lot A, DP 179915 | Local | I7 |
| Annandale | Shop and residence, including interiors | 349 Annandale Street | Corner Lot 73, DP 5547 | Local | I8 |
| Annandale | Street trees—row of Brush Box | Bayview Crescent | Road reserve | Local | I10 |
| Annandale | Iron/sandstone palisade fence | Bayview Crescent | Road reserve | Local | I11 |

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Schedule 5 Environmental heritage

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|----------------------|------------------------------------|---------------------|----------------|
| Annandale | Annandale Post Office, including interiors | 115–117 Booth Street | Lot 2, DP 404947 | Local | I12 |
| Annandale | House, including interiors | 11 Collins Street | Lot 11, DP 746846 | Local | I13 |
| Annandale | Semi-detached house, “Agincourt”, including interiors | 13–15 Collins Street | Lots 1–8, CP/SP 57719 | Local | I14 |
| Annandale | Former police station, including interiors | 21 Collins Street | Lots 30 and 31, Section 26, DP 854 | Local | I15 |
| Annandale | St Brendan’s Parish Home, including interiors | 34 Collins Street | Lots 5 and 6, DP 2973 | Local | I16 |
| Annandale | St Brendan’s Convent, including interiors | 36 Collins Street | Lot 4, DP 1762 | Local | I17 |
| Annandale | Semi-detached house, including interiors | 57 Ferris Street | Lot 1, DP 247446 | Local | I18 |
| Annandale | Semi-detached house, including interiors | 59 Ferris Street | Lot 2, DP 247446 | Local | I19 |
| Annandale | Semi-detached house, including interiors | 61 Ferris Street | Lot 3, DP 247446 | Local | I20 |
| Annandale | Semi-detached house, including interiors | 63 Ferris Street | Lot 4, DP 247446 | Local | I21 |
| Annandale | Semi-detached house, including interiors | 65 Ferris Street | Lot 15, DP 805301 | Local | I22 |
| Annandale | Semi-detached house, including interiors | 67 Ferris Street | Lot 16, DP 805301 | Local | I23 |
| Annandale | Semi-detached house, including interiors | 69 Ferris Street | Lot 17, DP 805301 | Local | I24 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|--|--|---------------------|----------------|
| Annandale | Semi-detached house, including interiors | 71 Ferris Street | Lot 18, DP 805301 | Local | I25 |
| Annandale | Substation— Sydney Water (SP:5), including interiors | 1B Hutchinson Street | Lot 1, DP 777651 | Local | I26 |
| Annandale | Hunter Baillie Memorial Church, including interiors | Johnston Street | Lot 13, Section 27, DP 638; Lot 14, Section 27, DP 638 | State | I47 |
| Annandale | St Brendan's Catholic Church, including interiors | Johnston Street | Corner Lot 3, DP 1762 | Local | I44 |
| Annandale | Street trees— Brush Box | Johnston Street | Road reserve | Local | I66 |
| Annandale | Sandstone retaining wall and Winkworth steps | Johnston Street, intersection with Rose Street | Road reserve | Local | I58 |
| Annandale | House, including interiors | 1 Johnston Street | Lot 28, DP 1023; Lot 1, DP 130284 | Local | I28 |
| Annandale | Goodman's Building, including interiors | 6 Johnston Street | Lot 4, DP 33479 | State | I30 |
| Annandale | House, including interiors | 7 Johnston Street | Lots 21 and 22, DP 1023 | Local | I29 |
| Annandale | Goodman's Building, including interiors | 8 Johnston Street | Lot 3, DP 33479 | State | I31 |
| Annandale | Goodman's Building, including interiors | 10 Johnston Street | Lot 2, DP 33479 | State | I32 |
| Annandale | Goodman's Building, including interiors | 12 Johnston Street | Lot 1, DP 33479 | State | I33 |
| Annandale | Annandale House gates | 25 Johnston Street | Lot 1, DP 791747 | Local | I35 |

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Schedule 5 Environmental heritage

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|------------------------|--|---------------------|----------------|
| Annandale | Annandale Public School, including interiors | 25 Johnston Street | Lot 1, DP 791747 | Local | I34 |
| Annandale | “Norton House”, including interiors | 33 Johnston Street | Lot 2, DP 601796 | Local | I36 |
| Annandale | House, including interiors | 35 Johnston Street | Lot 1, DP 928301 | Local | I37 |
| Annandale | House, including interiors | 36 Johnston Street | Lot 11, DP 664256 | Local | I40 |
| Annandale | Semi-detached house, including interiors | 38 Johnston Street | Lot 1, DP 796747 | Local | I41 |
| Annandale | House, including interiors | 39 Johnston Street | Lot 1, DP 918129 | Local | I38 |
| Annandale | Semi-detached house, including interiors | 40 Johnston Street | Lot 1, DP448305 | Local | I42 |
| Annandale | House, including interiors | 41 Johnston Street | Lot 1, DP 918075 | Local | I39 |
| Annandale | House, “Wallscourt”, including interiors | 46 Johnston Street | Lot 8, DP 998; Lot 7, DP 911926; Lot 1, DP 973769 | Local | I43 |
| Annandale | Former Annandale Council Chambers, including interiors | 79 Johnston Street | Lot 8, Section 1, DP 1048; Lot 9, Section 1, DP 1048 | Local | I45 |
| Annandale | Uniting Church and hall, including interiors | 81–81A Johnston Street | Lot 10, DP 667401; Lot 1, DP 908723 | Local | I46 |
| Annandale | House, including interiors | 84 Johnston Street | Lot 101, DP 1000701 | Local | I48 |
| Annandale | Flats, including interiors | 86 Johnston Street | Lots 1–7, CP/SP 60153 | Local | I49 |
| Annandale | Shop and residence “The Colonnade”, including interiors | 99 Johnston Street | Lot C, DP 442806 | Local | I50 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|-------------------------|--|---------------------|----------------|
| Annandale | Shop and residence "The Colonnade", including interiors | 101 Johnston Street | Lot B, DP 442806 | Local | I51 |
| Annandale | Shop and residence "The Colonnade", including interiors | 103 Johnston Street | Lot A, DP 442806 | Local | I52 |
| Annandale | House, including interiors | 132 Johnston Street | Lot 4, DP 907892 | Local | I53 |
| Annandale | House, including interiors | 134 Johnston Street | Lot 1, DP 304675 | Local | I54 |
| Annandale | Substation, including interiors | 182 Johnston Street | Lots 3 and 4, DP 131214 | State | I55 |
| Annandale | House, including interiors | 191 Johnston Street | Lot 2, DP 203919 | Local | I56 |
| Annandale | North Annandale Public School, including interiors | 196–212 Johnston Street | Lot 1, DP 723531; Lot 1, DP 122326; Lot 1, DP 122327; Lot 12, DP 34187; Lots 1 and 2, DP 203367; Lot 1, DP 1093196 | Local | I57 |
| Annandale | Large sandstone wall and gateways to homes | 258–272 Johnston Street | | Local | I59 |
| Annandale | House, "Kenilworth", including interiors | 260 Johnston Street | Lot 1, DP 34646; Lot 19, DP 483 | Local | I60 |
| Annandale | House, "Highroyd", including interiors | 262 Johnston Street | Lot 20, DP 483 | Local | I61 |
| Annandale | House, "Hockingdon", including interiors | 264 Johnston Street | Lot 21, DP 483 | Local | I62 |
| Annandale | House, "Greba", including interiors | 266 Johnston Street | Lot 1, DP 740187 | Local | I63 |

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Schedule 5 Environmental heritage

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|---------------------|------------------------------------|---------------------|----------------|
| Annandale | House, "Oybin", including interiors | 270 Johnston Street | Lot 501, DP 834867 | Local | I64 |
| Annandale | House, "The Abbey", including interiors | 272 Johnston Street | Corner Lot 1, DP 34644 | Local | I65 |
| Annandale | Sandstone retaining wall | 279 Johnston Street | Lot 1, DP 851142 | Local | I83 |
| Annandale | Bridge at Parramatta Road, including interiors | Johnston's Creek | Part Lot 2, DP 739883 | Local | I27 |
| Annandale | Goodman's Building, including interiors | 105 Parramatta Road | Lot 1, DP 566925; Lot 2, DP 566925 | State | I67 |
| Annandale | Goodman's Building, including interiors | 107 Parramatta Road | Lot 5A, DP 33479 | State | I68 |
| Annandale | Goodman's Building, including interiors | 111 Parramatta Road | Lot 6, DP 33479 | State | I69 |
| Annandale | Goodman's Building, including interiors | 113 Parramatta Road | Lot 7, DP 33479 | State | I70 |
| Annandale | Goodman's Building, including interiors | 115 Parramatta Road | Lot 8, DP 33479 | State | I71 |
| Annandale | Goodman's Building, including interiors | 117 Parramatta Road | Lot 9, DP 33479 | State | I72 |
| Annandale | Goodman's Building, including interiors | 119 Parramatta Road | Lot 10, DP 33479 | State | I73 |
| Annandale | Hinsby Reserve | Piper Street | Lot 57, Section 13, DP 638 | Local | I76 |
| Annandale | War memorial | Piper Street | Lot 57, Section 13, DP 638 | Local | I77 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|-----------|--|----------------------------|--|--------------|---------|
| Annandale | Whites Creek Aqueduct | Piper Street | Part Lots 1 and 2, DP 343175; Part Lot 3, Section 53, DP 1577; Part Lot 3, Section 16, DP 1577; Part Lots 1 and 2, DP 1164677; Part Lots 1 and 2, DP 1046985; Part DP 192372 | State | I74 |
| Annandale | Avenue of <i>Phoenix canariensis</i> | Railway Parade | Road reserve | Local | I79 |
| Annandale | Street trees—row of Palms | Railway Parade | Road reserve | Local | I78 |
| Annandale | Sewer Pumping Station No. 4, including interiors | Rose Street | Lot 1, DP 434247 | Local | I80 |
| Annandale | Johnston's Creek sewer aqueduct | Taylor Street (Hogan Park) | | State | I75 |
| Annandale | House, including interiors | 1 The Avenue | Lot 1, DP 780027 | Local | I81 |
| Annandale | House, including interiors | 3 The Avenue | Lot 1, DP 911437 | Local | I82 |
| Annandale | House, including interiors | 39 Trafalgar Street | Lot 1, DP 1098781 | Local | I84 |
| Annandale | House, "Edwinville", including interiors | 41 Trafalgar Street | Lot 14, DP 668070 | Local | I85 |

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Schedule 5 Environmental heritage

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|------------------------|--|---------------------|----------------|
| Annandale | Former Beales Piano Factory, including interiors | 43-47 Trafalgar Street | Lot 1, DP 270185; Lot 8, DP 270185; Lots 1-30, CP/SP 58575; Lots 1-22, CP/SP 58576; Lots 1-21, CP/SP 58708; Lots 1-12, CP/SP 58709; Lots 1-22, CP/SP 58710; Lots 1-24, CP/SP 58711 | Local | I86 |
| Annandale | House, including interiors | 49 Trafalgar Street | Lot 24, Section 3, DP 245 | Local | I87 |
| Annandale | Former shop and residence, including interiors | 55 Trafalgar Street | Lot 1, DP 900219 | Local | I88 |
| Annandale | Semi-detached house, including interiors | 233 Trafalgar Street | Lot 1, DP 900867 | Local | I89 |
| Annandale | Semi-detached house, including interiors | 235 Trafalgar Street | Lot 1, DP 921170 | Local | I90 |
| Annandale | Former house, including interiors | 245 Trafalgar Street | Lot 30, Section 14, DP 1080 | Local | I91 |
| Annandale | Former shop and residence, including interiors | 268 Trafalgar Street | Lot 1, DP 216795 | Local | I92 |
| Annandale | Former shop and residence, including interiors | 81 Young Street | Lot A, DP 342765 | Local | I93 |
| Balmain | Semi-detached house, including interiors | 3 Adolphus Street | Lot 1, DP1076407 | Local | I94 |
| Balmain | Semi-detached house, including interiors | 5 Adolphus Street | Lot 2, DP1076407 | Local | I95 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|---------------------|--|---------------------|----------------|
| Balmain | House, former church and hall, including interiors | 7 Adolphus Street | Lot 16, DP939721 | Local | I96 |
| Balmain | House, including interiors | 9 Adolphus Street | Lot 15, DP 1087641 | Local | I97 |
| Balmain | House, including interiors | 11 Adolphus Street | Lot 100, DP 1042296 | Local | I98 |
| Balmain | Semi-detached house, including interiors | 13 Adolphus Street | Lot 101, DP 1042296 | Local | I99 |
| Balmain | Semi-detached house, including interiors | 15 Adolphus Street | Lot 1, DP 711732 | Local | I100 |
| Balmain | Semi-detached house, including interiors | 17 Adolphus Street | Lot 1, DP 226058 | Local | I101 |
| Balmain | Former stone outbuilding, including interiors | 18A Adolphus Street | Part Lot 3, Section B, DP 396; Part Lot 4, Section B, DP 396 | Local | I110 |
| Balmain | Semi-detached house, including interiors | 19 Adolphus Street | Lot 2, DP 226058 | Local | I102 |
| Balmain | Semi-detached house, including interiors | 21 Adolphus Street | Lot 3, DP 226058 | Local | I103 |
| Balmain | Semi-detached house, including interiors | 23 Adolphus Street | Lot 4, DP 226058 | Local | I104 |
| Balmain | House, including interiors | 25 Adolphus Street | Lot 1, DP 710966 | Local | I105 |
| Balmain | Semi-detached house, including interiors | 27 Adolphus Street | Lot A, DP 107252 | Local | I106 |
| Balmain | Semi-detached house, including interiors | 29 Adolphus Street | Lot B, DP 107252 | Local | I107 |

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|---------------|--|--------------------|-----------------------------|---------------------|----------------|
| Balmain | Semi-detached house, including interiors | 31 Adolphus Street | Lot C, DP 107252 | Local | I108 |
| Balmain | Semi-detached house, including interiors | 33 Adolphus Street | Lot D, DP 107252 | Local | I109 |
| Balmain | Terrace, including interiors | 3 Alexander Street | Lot 103, DP 1119442 | Local | I111 |
| Balmain | Terrace, including interiors | 5 Alexander Street | Lot 102, DP 1097279 | Local | I112 |
| Balmain | House, including interiors | 27 Ann Street | Lot A, DP 438598 | Local | I113 |
| Balmain | Street trees—row of <i>Phoenix canariensis</i> | Barr Street | Road reserve | Local | I114 |
| Balmain | Anne Cashman Reserve | Beattie Street | Lot 647, DP 729093 | Local | I128 |
| Balmain | Commercial building, including interiors | 88 Beattie Street | Lot 3, DP 62614 | Local | I115 |
| Balmain | Commercial terrace, including interiors | 91 Beattie Street | Lot 5, DP 436922; FO 13 | Local | I117 |
| Balmain | Commercial terrace, including interiors | 93 Beattie Street | Lot 4, DP 436922 | Local | I118 |
| Balmain | Exchange Hotel, including interiors | 94 Beattie Street | Lot 1, DP 1088486 | Local | I116 |
| Balmain | Commercial terrace, including interiors | 95 Beattie Street | Lot 3, DP 436922 | Local | I119 |
| Balmain | Commercial terrace, including interiors | 97 Beattie Street | Lot 2, DP 436922 | Local | I120 |
| Balmain | Commercial terrace, including interiors | 99 Beattie Street | Lot 1, DP 436922 | Local | I121 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|--------------------|-----------------------------|---------------------|----------------|
| Balmain | Former Mertonville Hotel, including interiors | 141 Beattie Street | Lot B, DP 158621 | Local | I122 |
| Balmain | Timber terrace, including interiors | 147 Beattie Street | Lot 1, DP 770442 | Local | I123 |
| Balmain | Timber terrace, including interiors | 149 Beattie Street | Lot 1, DP 198451 | Local | I124 |
| Balmain | Timber terrace, including interiors | 151 Beattie Street | Lot 1, DP 715933 | Local | I125 |
| Balmain | Terrace, including interiors | 186 Beattie Street | Lot 12, DP 2320 | Local | I126 |
| Balmain | Terrace, including interiors | 188 Beattie Street | Corner Lot 11, DP 2320 | Local | I127 |
| Balmain | The Riverview Hotel, including interiors | 29 Birchgrove Road | Corner Lot 1, DP 306689 | Local | I129 |
| Balmain | House, "Lorne Villa", including interiors | 33 Birchgrove Road | Lot B, DP 323145 | Local | I130 |
| Balmain | "Lilywill", including interiors | 54 Birchgrove Road | Lot 4, DP 71747 | Local | I131 |
| Balmain | Semi-detached house, including interiors | 66 Birchgrove Road | Lot 4, DP 650473 | Local | I132 |
| Balmain | Semi-detached house, including interiors | 68 Birchgrove Road | Lot 1, DP 106241 | Local | I133 |
| Balmain | House, "St Kilda", including interiors | 75 Birchgrove Road | Lot 1, DP 945460 | Local | I134 |
| Balmain | House, including interiors | 77 Birchgrove Road | Lot 1, DP 723365 | Local | I135 |
| Balmain | Single terrace, including interiors | 79 Birchgrove Road | Lot 4, DP 574403 | Local | I136 |

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|---------------|---|--------------------|---------------------------------------|---------------------|----------------|
| Balmain | House, "Ewenton", gatepost and fig trees, including interiors | 1 Blake Street | Lot 4, DP 712619 | State | I137 |
| Balmain | Balmain Hospital complex, including interiors | 37 Booth Street | Lot 11, DP 1006912; Lot 1, DP 1012848 | Local | I139 |
| Balmain | Balmain Hospital—Main Building, including interiors | 37 Booth Street | Lot 11, DP 1006912 | State | I138 |
| Balmain | House, including interiors | 39 Booth Street | Lot 1, DP 112755 | Local | I140 |
| Balmain | House, including interiors | 41 Booth Street | Lot A, DP 377778 | Local | I141 |
| Balmain | House, including interiors | 1 Bridge Street | Lot 1, DP 799643 | Local | I142 |
| Balmain | House, including interiors | 2 Broderick Street | Lot 1, DP 1031094 | Local | I143 |
| Balmain | House, including interiors | 4 Broderick Street | Lot 2, DP 1031094 | Local | I144 |
| Balmain | Semi-detached house, including interiors | 6 Broderick Street | Lot 1, DP 555123 | Local | I145 |
| Balmain | Semi-detached house, including interiors | 8 Broderick Street | Lot 2, DP 555123 | Local | I146 |
| Balmain | Dry Dock Hotel, including interiors | 22 Cameron Street | Lot 1, DP 65627 | Local | I147 |
| Balmain | House, "The Old Place", including interiors | 1 Campbell Lane | Lot B, DP 419893 | Local | I148 |
| Balmain | Presbyterian Church, including interiors | 7A Campbell Street | Lot 115, DP 1017474 | Local | I149 |
| Balmain | Presbyterian Church and terrace house, including interiors | 9 Campbell Street | Lot 116, DP 1017474 | Local | I150 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|-----------------------|--------------------------------------|---------------------|----------------|
| Balmain | Presbyterian Manse, including interiors | 11 Campbell Street | Lot 7, DP 51868 | Local | I151 |
| Balmain | Stone houses, including interiors | 20 Campbell Street | Lot 1, DP 199800 | Local | I152 |
| Balmain | Stone houses, including interiors | 22 Campbell Street | Lot 1, DP 1041915 | Local | I153 |
| Balmain | House, including interiors | 33–37 Campbell Street | Lot 13, DP 598643 | Local | I154 |
| Balmain | Stone terrace house, including interiors | 34 Campbell Street | Corner Lot 1, DP 584728 | Local | I155 |
| Balmain | Stone terrace house, including interiors | 36 Campbell Street | Lot 11, DP 1099843 | Local | I156 |
| Balmain | House, “Kinsale”, including interiors | 68 Campbell Street | Lot 1, DP 780859; Lot 421, DP 752049 | Local | I157 |
| Balmain | House, including interiors | 70 Campbell Street | Lot 1, DP 723756; Lot 1, DP 58701 | Local | I158 |
| Balmain | House, including interiors | 72 Campbell Street | Lot 9, DP 741035; Lot 1, DP 559580 | Local | I159 |
| Balmain | Street trees— various species | Carrington Street | Road reserve | Local | I160 |
| Balmain | Semi-detached house, including interiors | 2 Charles Street | Corner Lot 2, DP 572085 | Local | I161 |
| Balmain | Semi-detached house, including interiors | 4 Charles Street | Lot 1, DP 572085 | Local | I162 |
| Balmain | House, “Moorfield”, including interiors | 6 Charles Street | Lot A, DP 317986 | Local | I163 |
| Balmain | Semi-detached weatherboard house, including interiors | 42 Clayton Street | Lot 1, DP 709844 | Local | I164 |

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|---------------|---|----------------------|------------------------------------|---------------------|----------------|
| Balmain | Semi-detached weatherboard house, including interiors | 44 Clayton Street | Lot 1, DP 538321 | Local | I165 |
| Balmain | Stone house, including interiors | 1 Colgate Avenue | Lot 1, DP 1117295 | Local | I166 |
| Balmain | Terrace house, including interiors | 5 Colgate Avenue | Lot 1, DP 228605 | Local | I167 |
| Balmain | Terrace house, including interiors | 7 Colgate Avenue | Lot 2, DP 228605 | Local | I168 |
| Balmain | Terrace house, including interiors | 9 Colgate Avenue | Lot 3, DP 228605 | Local | I169 |
| Balmain | Terrace house, including interiors | 11 Colgate Avenue | Lot 4, DP 228605 | Local | I170 |
| Balmain | Terrace house, including interiors | 13 Colgate Avenue | Lot 5, DP 228605 | Local | I171 |
| Balmain | Former Colgate Palmolive factory buildings, including interiors | 22–23 Colgate Avenue | Lots 1–109, CP/SP 61138 | Local | I172 |
| Balmain | Public reserve (part of site of former Colgate Palmolive factory) | 24 Colgate Avenue | Lot 210, DP 1006214; road reserve | Local | I173 |
| Balmain | Royal Oak Hotel, including interiors | 36 College Street | Lot 1, DP 724879; Lot B, DP 345827 | Local | I174 |
| Balmain | Terrace, including interiors | 33 Curtis Road | Lot 2, DP 228643 | Local | I175 |
| Balmain | Terrace, including interiors | 35 Curtis Road | Lot 1, DP 228643 | Local | I176 |
| Balmain | Former corner shop, including interiors | 106 Curtis Road | Lot 106, DP 622126 | Local | I177 |
| Balmain | Former shop and residence and original signs, including interiors | 113 Curtis Road | Lot B, DP 38700 | Local | I178 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|---|---|---------------------|----------------|
| Balmain | Former post office mail box | Darling Street (Balmain Post Office) | Road reserve adjacent to 366B Darling Street | Local | I204 |
| Balmain | War memorial | Darling Street (Loyalty Square) | Road reserve | Local | I206 |
| Balmain | Gladstone Park, including pump house, bandstand remains, plantings and other landscape elements | Darling Street | Part Lot 1, DP 724348 | Local | I207 |
| Balmain | Stone kerb | Corner Darling and Beattie Streets (Unity Hall Hotel) | Road reserve adjacent to 292–294 Darling Street | Local | I205 |
| Balmain | Stone building, including interiors | 139–143 Darling Street | Lot 1, DP 1009431 | Local | I179 |
| Balmain | Stone house, including interiors | 147 Darling Street | Lot A, DP 442842 | Local | I180 |
| Balmain | Terrace house, including interiors | 149 Darling Street | Lot B, DP 442842 | Local | I181 |
| Balmain | Terrace house, including interiors | 151 Darling Street | Lot C, DP 442842 | Local | I182 |
| Balmain | Former shop and residence, including interiors | 153 Darling Street | Lot 1, DP 709057 | Local | I183 |
| Balmain | Former shop and residence, including interiors | 155 Darling Street | Lot B, DP 157294 | Local | I184 |
| Balmain | Former shop and residence, including interiors | 157 Darling Street | Lot A, DP 157294 | Local | I185 |
| Balmain | Semi-detached former shop and residence, including interiors | 165 Darling Street | Lot 281, DP 601910 | Local | I186 |

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|---------------|--|------------------------|--|---------------------|----------------|
| Balmain | Semi-detached former shop and residence, including interiors | 167 Darling Street | Lot 280, DP 601910 | Local | I187 |
| Balmain | House, former shop, including interiors | 177 Darling Street | Lot B, DP 155019 | Local | I188 |
| Balmain | Balmain watch house, including interiors | 179 Darling Street | Lot 650, DP 729255 | Local | I189 |
| Balmain | Former Volunteer Hotel, including interiors | 214 Darling Street | Lot 2, DP 1102531 | Local | I190 |
| Balmain | St Andrew's Congregational Church group, including interiors | 217-223 Darling Street | Lot 1, DP 1014393 | Local | I191 |
| Balmain | The London Hotel, including interiors | 234 Darling Street | Corner Lot P, DP 88024 | Local | I192 |
| Balmain | Former Oddfellows Hall, including interiors | 236 Darling Street | Lot 1, DP 588248 | Local | I193 |
| Balmain | Commercial building, including interiors | 238 Darling Street | Lot 11, DP 1168946 | Local | I194 |
| Balmain | Westpac Bank, including interiors | 274 Darling Street | Lots 16-18, DP 2654 | Local | I195 |
| Balmain | Former Working Men's Institute, including interiors | 332 Darling Street | Lot 12, Section A, DP 77; Lot 13, Section A, DP 77 | Local | I196 |
| Balmain | Commercial building, including interiors | 363-377 Darling Street | Lot 2, DP 225095 | Local | I199 |
| Balmain | Balmain Post Office, including interiors | 366B Darling Street | Lot 2, DP 777129 | Local | I197 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------|---|--------------------|---|--------------|---------|
| Balmain | Balmain Courthouse and Police Station, including interiors | 368 Darling Street | Lots 1–4, DP 772485 | Local | I198 |
| Balmain | Balmain Town Hall, including interiors | 370 Darling Street | Lot 1, DP 797901 | Local | I200 |
| Balmain | Fire Station, including interiors | 391 Darling Street | Lot 1, DP 1042027 | Local | I201 |
| Balmain | House, including interiors | 393 Darling Street | Lot 1, DP 997020 | Local | I202 |
| Balmain | House, including interiors | 449 Darling Street | Lot 2, Section 1, DP 901; Lot 3, Section 1, DP 901 | Local | I203 |
| Balmain | Birrung Park | Donnelly Street | Lot 660, DP 729275 | Local | I208 |
| Balmain | Balmain Public School, including interiors | 1 Eaton Street | Lots 651 and 652, DP 729096; Lot 1, DP 724309 | Local | I209 |
| Balmain | Father John Therry Catholic Primary School, including interiors | 2 Eaton Street | Lot 393, DP 752049 | Local | I210 |
| Balmain | Street tree— <i>Ficus macrophylla</i> | Elliot Street | Road reserve | Local | I212 |
| Balmain | Street trees—2 <i>Ficus macrophylla</i> | Elliot Street | Road reserve | Local | I213 |
| Balmain | House, “Braeside”, including interiors | 96 Elliot Street | Lots 1, 2 and 6, DP 301; Lot 1, DP 909271; Lot 1, DP 909386 | Local | I211 |
| Balmain | Terrace, including interiors | 8 Evans Street | Lot B, DP 439157 | Local | I214 |
| Balmain | Terrace, including interiors | 10 Evans Street | Lot A, DP 439157 | Local | I215 |

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| Balmain | House, "Kinvarra", including interiors | 3 Ewenton Street | Corner Lot 1, DP 980513 | Local | I216 |
| Balmain | House, "Shannon Grove", including interiors | 10 Ewenton Street | Lot 1, Section A, DP 396 | Local | I217 |
| Balmain | House, "Bayview", including interiors | 14 Fawcett Street | Lot 1, DP 198762 | Local | I218 |
| Balmain | Fitzroy Avenue Park | 1 Fitzroy Avenue | Lot 1, DP 131599; Lots 49-55, DP 1352; Lots 1 and 2, DP 829155 | Local | I219 |
| Balmain | Terrace house, including interiors | 2 Fitzroy Avenue | Lot 1, DP 240015 | Local | I220 |
| Balmain | Terrace house, including interiors | 4 Fitzroy Avenue | Lot 2, DP 240015 | Local | I221 |
| Balmain | Terrace house, including interiors | 6 Fitzroy Avenue | Lot 3, DP 240015 | Local | I222 |
| Balmain | Terrace house, including interiors | 8 Fitzroy Avenue | Lot 4, DP 240015 | Local | I223 |
| Balmain | Terrace house, including interiors | 10 Fitzroy Avenue | Lot 5, DP 240015 | Local | I224 |
| Balmain | Terrace house, including interiors | 12 Fitzroy Avenue | Lot 6, DP 240015 | Local | I225 |
| Balmain | Semi-detached house, including interiors | 2 Gladstone Street | Lot 4, DP 567741 | Local | I226 |
| Balmain | Semi-detached house, including interiors | 4 Gladstone Street | Lot 3, DP 567741 | Local | I227 |
| Balmain | Dawn Fraser Swimming Pool, including interiors | Glassop Street | Lot 639, DP 752049; Lot 1, DP 179092, Lease lot Lease Plan PM1054XL | State | I237 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------|--|--------------------|---|--------------|---------|
| Balmain | Elkington Park | Glassop Street | Lot 1, DP 724787; Lots 1 and 2, DP 797906; Lot 1, DP 952059; Lot UNUM | Local | I238 |
| Balmain | House, including interiors | 6 Glassop Street | Lot 1, DP 194044 | Local | I228 |
| Balmain | Terrace, including interiors | 41 Glassop Street | Lot B, DP 443896 | Local | I229 |
| Balmain | Terrace, including interiors | 43 Glassop Street | Lot A, DP 443896 | Local | I230 |
| Balmain | Terrace, including interiors | 44 Glassop Street | Lot 5, DP 923768 | Local | I231 |
| Balmain | Terrace, including interiors | 46 Glassop Street | Lot 4, DP 923768, VOL 1499 Folio 89 | Local | I232 |
| Balmain | Terrace, including interiors | 48 Glassop Street | Lot 3, DP 923768, VOL 7003 Folio 55 | Local | I233 |
| Balmain | Terrace, including interiors | 50 Glassop Street | Lot 2, DP 923768 | Local | I234 |
| Balmain | Terrace, including interiors | 52 Glassop Street | Lot 1, DP 923768 | Local | I235 |
| Balmain | Terrace, including interiors | 54 Glassop Street | Corner Lot 15, DP3064 | Local | I236 |
| Balmain | Ewenton Park | Grafton Street | Lot 2, DP 712618; Lot 101, DP 706127; road reserve | Local | I240 |
| Balmain | House, "Hampton Villa", including interiors | 12B Grafton Street | Corner Lot C, DP 398936 | State | I239 |
| Balmain | Street trees—row of Brush Box | Hyam Street | Road reserve | Local | I241 |
| Balmain | Street trees—row of <i>Phoenix canariensis</i> | Isabella Street | Road reserve | Local | I242 |

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| Balmain | Victorian sandstone terraces, including interiors | 2 Jane Street | Lot 2, DP 548573 | Local | I243 |
| Balmain | St Augustine of Hippo Church, Chapel and Presbytery, including interiors | 3 Jane Street | Lot 60, DP 48; Lot 1, DP 86277 | Local | I250 |
| Balmain | Terrace, including interiors | 4 Jane Street | Lot 1, DP 545638 | Local | I244 |
| Balmain | Terrace, including interiors | 6 Jane Street | Lot 3, DP 548573 | Local | I245 |
| Balmain | Terrace, including interiors | 8 Jane Street | Lot 1, DP 233994 | Local | I246 |
| Balmain | Terrace, including interiors | 10 Jane Street | Lot 2, DP 233994 | Local | I247 |
| Balmain | Terrace and front fence, "Rosebank", including interiors | 11 Jane Street | Lot 3, DP 66415 | Local | I251 |
| Balmain | Terrace, including interiors | 12 Jane Street | Lot 3, DP 233994 | Local | I248 |
| Balmain | Terrace and front fence, "Cairngorm", including interiors | 13 Jane Street | Lot 1, DP 64178 | Local | I252 |
| Balmain | Former convent and fence, including interiors | 14A, 14B and 14C Jane Street | Lots 11–13, DP 1041574 | Local | I249 |
| Balmain | Street trees—Brush Box and <i>Ficus hillii</i> sp | Llewellyn Street | Road reserve | Local | I254 |
| Balmain | Former Masonic Hall, including interiors | 27A Llewellyn Street | Lot 30, DP 662296 | Local | I253 |
| Balmain | Stone drain | Little Stephen Street abutting 52 Palmer Street | Road reserve | Local | I255 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|------------------------|---|---------------------|----------------|
| Balmain | Rowntree Memorial | Macquarie Terrace | Road reserve | Local | I257 |
| Balmain | Street trees— Brush Box and palms | Macquarie Terrace | Road reserve | Local | I256 |
| Balmain | Former Masonic Hall, including interiors | 6 Montague Street | Lot 30, DP 662295; Lots 3 and 4, DP 905298 | Local | I258 |
| Balmain | Former Masonic Hall, including interiors | 8 Montague Street | Lot 5, DP 905298 | Local | I259 |
| Balmain | Former Central Methodist Mission, including interiors | 19 Montague Street | Lot B, DP 394886 | Local | I260 |
| Balmain | Balmain Co-op Society Limited, including interiors | 28–30A Montague Street | Corner Lots 10 and 12, DP 2821; Lot 11, DP 2821 | Local | I261 |
| Balmain | Former Ship Painters & Dockers Union Hall, including interiors | 36 Mort Street | Lot 1, DP 503471 | Local | I262 |
| Balmain | Former Star Hotel, including interiors | 91 Mort Street | Lots 1–10, CP/SP 50371 | Local | I263 |
| Balmain | House, including interiors | 93 Mort Street | Lot 9, Section 26, DP 111126 | Local | I264 |
| Balmain | House, including interiors | 95 Mort Street | Lot 1, DP 772283 | Local | I265 |
| Balmain | Former Star Hotel, including interiors | 97 Mort Street | Lot 3, DP 562948 | Local | I266 |
| Balmain | Former Forth and Clyde Hotel, including interiors | 101 Mort Street | Lot 2, DP 562209 | Local | I267 |
| Balmain | Sandstone retaining wall | 107 Mort Street | Lot 2, DP 601541 | Local | I268 |

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|---------------|--|-------------------|---------------------------------------|---------------------|----------------|
| Balmain | Sandstone retaining wall | 109 Mort Street | Lot 2, DP 16001 | Local | I269 |
| Balmain | House, including interiors | 20 Palmer Street | Lot 1, DP 194773 | Local | I270 |
| Balmain | Semi-detached house, including interiors | 36 Palmer Street | Lot 1, DP 198350 | Local | I271 |
| Balmain | Semi-detached house, including interiors | 38 Palmer Street | Lot 1, DP 986373 | Local | I272 |
| Balmain | House, including interiors | 46 Palmer Street | Corner Lot 1, DP 196151 | Local | I273 |
| Balmain | House, including interiors | 48 Palmer Street | Lot 1, DP 200271 | Local | I274 |
| Balmain | House, including interiors | 50 Palmer Street | Lot 1, DP 216915 | Local | I275 |
| Balmain | House and former shop, including interiors | 52 Palmer Street | Lot 2, DP 216915 | Local | I276 |
| Balmain | Stone wall | 54 Palmer Street | Corner Lot 6, DP 44 | Local | I277 |
| Balmain | Street walls | 56 Palmer Street | Corner Lot 5, DP 44 | Local | I278 |
| Balmain | House, including interiors | 60 Palmer Street | Corner Lot 3, DP 44 | Local | I279 |
| Balmain | House, including interiors | 62 Palmer Street | Corner Lot 2, DP 44 | Local | I280 |
| Balmain | House, including interiors | 64 Palmer Street | Corner Lot 1, DP 44; Lot 2, DP 664599 | Local | I281 |
| Balmain | Terrace, including interiors | 94 Palmer Street | Lot 2, DP 790866 | Local | I282 |
| Balmain | Terrace, including interiors | 96 Palmer Street | Lot B, DP 105931 | Local | I283 |
| Balmain | Terrace, including interiors | 98 Palmer Street | Lot C, DP 105931 | Local | I284 |
| Balmain | Terrace, including interiors | 100 Palmer Street | Lot D, DP 105931 | Local | I285 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|-------------------------|-----------------------------|---------------------|----------------|
| Balmain | Terrace, including interiors | 102 Palmer Street | Lot 1, DP 107740 | Local | I286 |
| Balmain | Terrace, including interiors | 104 Palmer Street | Lot 2, DP 107740 | Local | I287 |
| Balmain | Terrace, including interiors | 106 Palmer Street | Lot 3, DP 107740 | Local | I288 |
| Balmain | Terrace, including interiors | 108 Palmer Street | Lot 4, DP 107740 | Local | I289 |
| Balmain | Terrace, including interiors | 110 Palmer Street | Lot 5, DP 107740 | Local | I290 |
| Balmain | Former shop and residence, including interiors | 1 Queens Place | Corner Lot 1, DP 718567 | Local | I291 |
| Balmain | Terrace, including interiors | 5 Queens Place | Lot 3, DP 540767 | Local | I292 |
| Balmain | Terrace, including interiors | 7 Queens Place | Lot 2, DP 540767 | Local | I293 |
| Balmain | Terrace, including interiors | 9 Queens Place | Lot 1, DP 540767 | Local | I294 |
| Balmain | Street trees—row of Brush Box | Reynolds Street | Road reserve | Local | I303 |
| Balmain | Semi-detached house, including interiors | 69 Reynolds Street | Lot F, DP 371411 | Local | I295 |
| Balmain | Semi-detached house, including interiors | 71 Reynolds Street | Lot 1, DP 870932 | Local | I296 |
| Balmain | House, including interiors | 71A–71B Reynolds Street | Lots 1 and 2, CP/SP 60413 | Local | I297 |
| Balmain | Semi-detached house, including interiors | 73 Reynolds Street | Lot A, DP 317544 | Local | I298 |
| Balmain | Semi-detached house, including interiors | 75 Reynolds Street | Lot 4, DP 14700 | Local | I299 |
| Balmain | Semi-detached house, including interiors | 77 Reynolds Street | Lot 5, DP 14700 | Local | I300 |

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|---------------|--|-------------------------|---|---------------------|----------------|
| Balmain | Semi-detached house, including interiors | 79 Reynolds Street | Lot 5A, DP 14700 | Local | I301 |
| Balmain | Former Unilever administration building and fence, including interiors | 100–104 Reynolds Street | Lot 1, DP 801399 | Local | I302 |
| Balmain | Former Unilever vim plant, including interiors | 5 Rosebery Place | Lots 1–3, CP/SP 60159; Lots 5–9, CP/SP 62009 | Local | I304 |
| Balmain | Former Unilever oil mill, including interiors | 7 Rosebery Place | Lots 1–20, CP/SP 60158 | Local | I305 |
| Balmain | Former Unilever copra store, including interiors | 9 Rosebery Place | Lots 1–58, CP/SP 56169; Lots 60–107, CP/SP 57389; Lots 109–140, CP/SP 57817; Lot 1000, DP 1009969 | Local | I306 |
| Balmain | House, including interiors | 40 Rowntree Street | Lot 1, DP 74645 | Local | I307 |
| Balmain | Former corner shop and residence, including interiors | 45 Rowntree Street | Lots 1 and 2, CP/SP 15406 | Local | I308 |
| Balmain | House, “Providence”, including interiors | 73 Smith Street | Lots 10–12, DP 345; Lot 1, DP 536666 | Local | I313 |
| Balmain | Former house and front fence, including interiors | 75 Smith Street | Lots 6–8, DP 345; Lot 1, DP 1033587 | Local | I314 |
| Balmain | Single terrace, including interiors | 1 St Andrew Street | Lot D, DP 442842 | Local | I309 |
| Balmain | Terrace, including interiors | 14 St Andrew Street | Lot 2, DP 233714 | Local | I310 |
| Balmain | Terrace, including interiors | 3 St John Street | Lot 1, DP 742629 | Local | I311 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|--------------------------------|--|---------------------|----------------|
| Balmain | Terrace, including interiors | 5 St John Street | Lot 1, DP 741307 | Local | I312 |
| Balmain | Former Pacific Hotel, including interiors | 4 Stephen Street | Lots 1 and 2, CP/SP 56618 | Local | I315 |
| Balmain | Semi-detached house, including interiors | 31 Stephen Street | Lot 1, DP 998969 | Local | I316 |
| Balmain | Semi-detached house, including interiors | 33 Stephen Street | Lot 2, DP 231455 | Local | I317 |
| Balmain | Sandstone retaining wall and drainage culvert | Corner Thames and Mort Streets | Road reserve | Local | I325 |
| Balmain | Thames Street Wharf, including interiors | Thames Street (northern end) | Lot 637, DP 752049; R100049 | Local | I326 |
| Balmain | Christian Brothers home and provincial office, including interiors | 4 Thames Street | Lot 2, DP 1042777 | Local | I318 |
| Balmain | Former Christian Brothers High School, including interiors | 6 Thames Street | Lots 1–34, CP/SP 62448; Lot 2, DP 882455 | Local | I319 |
| Balmain | Terrace, including interiors | 7 Thames Street | Lot C, DP 439065 | Local | I320 |
| Balmain | Terrace, including interiors | 9 Thames Street | Lot B, DP 439065 | Local | I321 |
| Balmain | Terrace, including interiors | 11 Thames Street | Lot A, DP 439065 | Local | I322 |
| Balmain | Former House, “Montrose”, including interiors | 13–13A Thames Street | Lot 2, DP 225785 | Local | I323 |
| Balmain | Sandstone retaining wall | 40 Thames Street | Lot 1, DP 1052410 | Local | I324 |
| Balmain | Terrace, including interiors | 1 Trouton Street | Corner Lot 24, DP 556323 | Local | I327 |

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|---------------|---|---------------------|--|---------------------|----------------|
| Balmain | Terrace, including interiors | 3 Trouton Street | Lot 23, DP 556323 | Local | I328 |
| Balmain | Terrace, including interiors | 5 Trouton Street | Lot 22, DP 556323 | Local | I329 |
| Balmain | Terrace, including interiors | 7 Trouton Street | Lot 21, DP 556323 | Local | I330 |
| Balmain | Semi-detached house with former shop, including interiors | 25 Trouton Street | Lot 1, DP 772289 | Local | I331 |
| Balmain | Semi-detached house, including interiors | 27 Trouton Street | Lot 1, DP 772324 | Local | I332 |
| Balmain | House, "The Grange", including interiors | 7 Vincent Street | Lot 1, DP 933996 | Local | I333 |
| Balmain | House, "Ardenlea", including interiors | 14 Vincent Street | Lot 12, DP 598026 | Local | I334 |
| Balmain | House, including interiors | 1 Wallace Street | Lot B, DP 387003 | Local | I335 |
| Balmain | House, "Puiri", including interiors | 2 Wallace Street | Lot 2, Section B, DP 396; Lot 1, DP 121091 | Local | I336 |
| Balmain | Former House, "Clontarf", including interiors | 4 Wallace Street | Part Lot 3, Section B, DP 396; Part Lot 4, Section B, DP 396 | Local | I337 |
| Balmain | House, including interiors | 3 Waterview Street | Lot 102, DP 874373 | Local | I338 |
| Balmain | House and stone marker, including interiors | 6 Waterview Street | Lot 1, DP 136787 | Local | I339 |
| Balmain | House, including interiors | 8 Waterview Street | Lot 231, DP 1040358 | Local | I340 |
| Balmain | Timber house, including interiors | 12 Waterview Street | Lot 14, DP 1124174 | Local | I341 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|------------------------|-----------------------------|---------------------|----------------|
| Balmain | Semi-detached house, including interiors | 16 Waterview Street | Lot 101, DP 1015541 | Local | I342 |
| Balmain | Semi-detached house, including interiors | 18 Waterview Street | Lot 102, DP 1015541 | Local | I343 |
| Balmain | Timber house, including interiors | 20–22 Waterview Street | Lot 103, DP 877625 | Local | I344 |
| Balmain | House, including interiors | 27 Waterview Street | Corner Lot 67, DP 60094 | Local | I345 |
| Balmain | House, “Balmoral”, including interiors | 46 Waterview Street | Corner Lot 16, DP 8247 | Local | I346 |
| Balmain | House, “Joldwen”, including interiors | 47 Waterview Street | Lot 1, DP 1008625 | Local | I347 |
| Balmain | House, “Regimbah”, including interiors | 49 Waterview Street | Lot 3, DP 598913 | Local | I348 |
| Balmain | House and stone retaining wall, including interiors | 70 Waterview Street | Corner Lot 2, DP 614076 | Local | I349 |
| Balmain | Yeend’s Terrace, including interiors | 1 Wells Street | Lot X, DP 438752 | Local | I351 |
| Balmain | House, “Louisville”, including interiors | 2 Wells Street | Lot 1, DP 634624 | State | I350 |
| Balmain | Yeend’s Terrace, including interiors | 3 Wells Street | Lot 1, DP 224176 | Local | I352 |
| Balmain | Yeend’s Terrace, including interiors | 5 Wells Street | Lot 2, DP 224176 | Local | I353 |
| Balmain | Yeend’s Terrace, including interiors | 7 Wells Street | Lot 3, DP 224176 | Local | I354 |
| Balmain | Yeend’s Terrace, including interiors | 9 Wells Street | Lot 4, DP 224176 | Local | I355 |
| Balmain | Yeend’s Terrace, including interiors | 11 Wells Street | Lot 5, DP 224176 | Local | I356 |

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|---------------|---|----------------------|---|---------------------|----------------|
| Balmain | Yeend's Terrace, including interiors | 13 Wells Street | Lot 6, DP 224176 | Local | I357 |
| Balmain | Yeend's Terrace, including interiors | 15 Wells Street | Lot 7, DP 224176 | Local | I358 |
| Balmain | House, "Bishopsthorpe", including interiors | 8 White Street | Lot 2, DP 566677 | Local | I359 |
| Balmain | House, "Tilba Tilba", including interiors | 18 White Street | Lot B, DP 102929 | Local | I360 |
| Balmain | Punch Park | 16-30 Wortley Street | Corner Lot 1, DP 797902 | Local | I361 |
| Balmain East | House, including interiors | 1 Brett Avenue | Lot 1, DP 224624 | Local | I362 |
| Balmain East | House, including interiors | 14 Clifton Street | Lot 1, DP 1100371; Lot 1, DP 68016; Lot 2 66363 | Local | I363 |
| Balmain East | Formerly "The Shipwright's Arms", including interiors | 10 Darling Street | Lot A, DP 366527 | Local | I364 |
| Balmain East | House, "Waterman", including interiors | 12 Darling Street | Lot 1, DP 85820 | Local | I365 |
| Balmain East | Plym Terrace, including interiors | 21 Darling Street | Lots 1 and 2, CP/SP 21778 | Local | I366 |
| Balmain East | Plym Terrace, including interiors | 23 Darling Street | Lot E, DP 439960 | Local | I367 |
| Balmain East | House, including interiors | 24 Darling Street | Lot 1, DP 196728 | Local | I372 |
| Balmain East | Plym Terrace, including interiors | 25 Darling Street | Lot D, DP 439960 | Local | I368 |
| Balmain East | Semi-detached house, including interiors | 26 Darling Street | Lot 1, DP 744111 | Local | I373 |
| Balmain East | Plym Terrace, including interiors | 27 Darling Street | Lot C, DP 439960 | Local | I369 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|-------------------|--|---------------------|----------------|
| Balmain East | Semi-detached house, including interiors | 28 Darling Street | Lot 1, DP 137353 | Local | I374 |
| Balmain East | Plym Terrace, including interiors | 29 Darling Street | Lot B, DP 439960 | Local | I370 |
| Balmain East | Terrace, including interiors | 30 Darling Street | Lot 1, DP 549465 | Local | I375 |
| Balmain East | Plym Terrace, including interiors | 31 Darling Street | Lot A, DP 439960 | Local | I371 |
| Balmain East | Terrace, including interiors | 32 Darling Street | Lot 1, DP 611670 | Local | I376 |
| Balmain East | Terrace, including interiors | 34 Darling Street | Lot 1, DP 806896 | Local | I377 |
| Balmain East | Terrace, including interiors | 40 Darling Street | Lot 1, DP 378229 | Local | I378 |
| Balmain East | Terrace, including interiors | 42 Darling Street | Lot 2, DP 378229 | Local | I379 |
| Balmain East | Terrace, including interiors | 44 Darling Street | Lot 81, DP 1045468 | Local | I380 |
| Balmain East | Terrace, including interiors | 46 Darling Street | Lot 82, DP 1045468 | Local | I381 |
| Balmain East | Terrace, including interiors | 48 Darling Street | Lot 83, DP 1045468 | Local | I382 |
| Balmain East | House, "Cahermore", including interiors | 50 Darling Street | Lot 1, DP 1082198 | Local | I383 |
| Balmain East | Former Unity Hall Hotel, including interiors | 51 Darling Street | Lots 1-4, CP/SP 13420; Lots 8-10, SP 39428 | Local | I384 |
| Balmain East | Shop and residence, including interiors | 53 Darling Street | Lot 1, DP 569806 | Local | I385 |
| Balmain East | Shop and residence, including interiors | 55 Darling Street | Lot 1, DP 770484 | Local | I386 |

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|---------------|--|----------------------|-----------------------------|---------------------|----------------|
| Balmain East | Commercial building, including interiors | 62 Darling Street | Lot 1, DP 581778 | Local | I387 |
| Balmain East | Terrace, including interiors | 63 Darling Street | Lot 7, DP 205163 | Local | I388 |
| Balmain East | Terrace, including interiors | 65 Darling Street | Lot 100, DP 1178704 | Local | I389 |
| Balmain East | Timber terrace, including interiors | 67 Darling Street | Lot 9, DP 155402 | Local | I390 |
| Balmain East | House, including interiors | 68 Darling Street | Lot B, DP 325561 | Local | I391 |
| Balmain East | Shop and residence, including interiors | 69–71 Darling Street | Lots 1 and 2, DP 155402 | Local | I392 |
| Balmain East | Terrace, including interiors | 74 Darling Street | Lot 4, DP 218871 | Local | I394 |
| Balmain East | Single storey terrace, including interiors | 75–77 Darling Street | Lots 3 and 4, DP 220489 | Local | I393 |
| Balmain East | Terrace, including interiors | 76 Darling Street | Lot 3, DP 218871 | Local | I395 |
| Balmain East | Terrace, including interiors | 78 Darling Street | Lot 2, DP 218871 | Local | I396 |
| Balmain East | Corner shop and residence, including interiors | 80 Darling Street | Lot 1, DP 218871 | Local | I397 |
| Balmain East | St Mary's Anglican Church, including interiors | 85 Darling Street | Corner Lot 100, DP 861875 | Local | I398 |
| Balmain East | Flats, "Glentworth", including interiors | 86 Darling Street | Lots 1–12, CP/SP 11684 | Local | I399 |
| Balmain East | Shop and residence, including interiors | 88 Darling Street | Lot A, DP 86116 | Local | I400 |
| Balmain East | Single terrace, including interiors | 90 Darling Street | Lot C, DP 406260 | Local | I401 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|---------------------|------------------------------------|---------------------|----------------|
| Balmain East | Single storey terrace, including interiors | 92 Darling Street | Lot B, DP 406260 | Local | I402 |
| Balmain East | Single storey terrace, including interiors | 94 Darling Street | Lot A, DP 406260 | Local | I403 |
| Balmain East | House, including interiors | 100 Darling Street | Lot 102, DP 883285 | Local | I404 |
| Balmain East | House, including interiors | 122 Darling Street | Lot 8, DP 976558 | Local | I405 |
| Balmain East | Stone paving | Datchett Street | Road reserve | Local | I413 |
| Balmain East | House, including interiors | 4 Datchett Street | Lot B, DP 86116 | Local | I406 |
| Balmain East | House, "Iver", including interiors | 12 Datchett Street | Lot 1, DP 612181 | Local | I407 |
| Balmain East | Timber terrace, including interiors | 15 Datchett Street | Lot 1, DP 511798 | Local | I408 |
| Balmain East | Timber terrace, including interiors | 17 Datchett Street | Lot 2, DP 511798 | Local | I409 |
| Balmain East | House, including interiors | 20 Datchett Street | Lot 1, DP 789627 | Local | I410 |
| Balmain East | House, including interiors | 20A Datchett Street | Lot 2, DP 789627 | Local | I411 |
| Balmain East | House, including interiors | 22 Datchett Street | Lot 1, DP 1018127 | Local | I412 |
| Balmain East | House, "Linford Lodge", including interiors | 2 Duke Place | Lot 100, DP 588964 | Local | I414 |
| Balmain East | House, including interiors | 5 Duke Place | Lot A, DP 317292; Lot 2, DP 816580 | Local | I415 |
| Balmain East | Semi-detached house, including interiors | 8 Duke Place | Corner Lot 1, DP 183331 | Local | I416 |
| Balmain East | House, including interiors | 9 Duke Place | Lot 13, DP 259699 | Local | I418 |

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|---------------|--|----------------|-----------------------------|---------------------|----------------|
| Balmain East | Semi-detached house, including interiors | 10 Duke Place | Lot 12, DP 593703 | Local | I417 |
| Balmain East | Street trees—row of <i>Ficus hillii</i> | Duke Street | Road reserve | Local | I429 |
| Balmain East | “Harold Place”, terrace, including interiors | 1 Duke Street | Lot 2, DP 806177 | Local | I420 |
| Balmain East | House, including interiors | 2 Duke Street | Lot 1, DP 996240 | Local | I419 |
| Balmain East | “Harold Place”, terrace, including interiors | 3 Duke Street | Corner Lot 1, DP 806177 | Local | I421 |
| Balmain East | Richmond Terrace, including interiors | 5 Duke Street | Lot 4, DP 505386 | Local | I422 |
| Balmain East | Richmond Terrace, including interiors | 7 Duke Street | Lot 3, DP 505386 | Local | I423 |
| Balmain East | Richmond Terrace, including interiors | 9 Duke Street | Lot D, DP 106219 | Local | I424 |
| Balmain East | Richmond Terrace, including interiors | 11 Duke Street | Lot A, DP110328 | Local | I425 |
| Balmain East | Richmond Terrace, including interiors | 13 Duke Street | Lot 2, DP 505386 | Local | I426 |
| Balmain East | Richmond Terrace, including interiors | 15 Duke Street | Lot 1, DP 505386 | Local | I427 |
| Balmain East | House, “Clarenook”, including interiors | 33 Duke Street | Lot A, DP 440198 | Local | I428 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
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| Balmain East | Illoura Reserve | Edward Street, 10–20 Weston Street and land in Weston Street | Lot 4, DP 82496; Lot 1, DP 86644; Lot 1, DP 113249; Lot 1, DP 189867; Lot 1, DP 64443; Lots 461–463, DP 752049; Lots 1–2, DP 708327; Lots 1, 2, 5 and 6, DP 213143; Lot 1, DP 213449 | Local | I436 |
| Balmain East | Harbourview Terrace, including interiors | 7 Edward Street | Lot A, DP 33913 | Local | I430 |
| Balmain East | Harbourview Terrace, including interiors | 9 Edward Street | Lot B, DP 33913 | Local | I431 |
| Balmain East | Harbourview Terrace, including interiors | 11 Edward Street | Lot C, DP 33913 | Local | I432 |
| Balmain East | Harbourview Terrace, including interiors | 11A Edward Street | Lot D, DP 33913 | Local | I433 |
| Balmain East | Harbourview Terrace, including interiors | 15 Edward Street | Lot E, DP 33913 | Local | I434 |
| Balmain East | Harbourview Terrace, including interiors | 17 Edward Street | Lot F, DP 33913 | Local | I435 |
| Balmain East | Retaining wall, steps and fence | Gallimore Avenue | Road reserve | Local | I437 |
| Balmain East | House, including interiors | 4 Gilchrist Place | Lot 115, DP 810997 | Local | I438 |
| Balmain East | Semi-detached house, including interiors | 1 James Lane | Lot A, DP 184733 | Local | I439 |

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|---------------|--|------------------------|--------------------------------|---------------------|----------------|
| Balmain East | Semi-detached house, including interiors | 3 James Lane | Lot B, DP 184733 | Local | I440 |
| Balmain East | House, including interiors | 5 James Lane | Lot C, DP 184733 | Local | I441 |
| Balmain East | Semi-detached house, including interiors | 6 Johnston Street | Lot A, DP 446770 | Local | I442 |
| Balmain East | Semi-detached house, including interiors | 8 Johnston Street | Lot B, DP 446770 | Local | I443 |
| Balmain East | House, including interiors | 11 Johnston Street | Lot 1, DP 196941 | Local | I445 |
| Balmain East | House, "Onkaparinga", including interiors | 12 Johnston Street | Corner Lots 1 and 2, DP 569805 | Local | I444 |
| Balmain East | House, "Captain Tinley", including interiors | 13 Johnston Street | Lots 1 and 2, DP 836940 | Local | I446 |
| Balmain East | House, "Penbroke Villa", including interiors | 19 Johnston Street | Lot 1, DP 507032 | Local | I447 |
| Balmain East | Terrace, including interiors | 2 Little Edward Street | Lot 4, DP 533867 | Local | I448 |
| Balmain East | Terrace, including interiors | 4 Little Edward Street | Lot 3, DP 533867 | Local | I449 |
| Balmain East | Terrace, including interiors | 6 Little Edward Street | Lot 2, DP 533867 | Local | I450 |
| Balmain East | Terrace, including interiors | 8 Little Edward Street | Lot 1, DP 533867 | Local | I451 |
| Balmain East | Terrace, including interiors | 1 Lookes Avenue | Lot 2, DP 153477 | Local | I452 |
| Balmain East | Semi-detached houses, including interiors | 2-4 Lookes Avenue | Lot 1, DP 1159913 | Local | I455 |
| Balmain East | Terrace, including interiors | 3 Lookes Avenue | Lot 3, DP 1093802 | Local | I453 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|---------------------|--|---------------------|----------------|
| Balmain East | Terrace, including interiors | 5 Lookes Avenue | Lot 5, DP 1093803 | Local | I454 |
| Balmain East | House, including interiors | 9 Lookes Avenue | Lot 1, DP 219657 | Local | I456 |
| Balmain East | Semi-detached house, including interiors | 13 Lookes Avenue | Lot 1, DP 998883 | Local | I457 |
| Balmain East | House, including interiors | 15 Lookes Avenue | Lot 15, DP 1093877 | Local | I458 |
| Balmain East | Zig-zag Reserve | Nicholson Street | Road reserve | Local | I464 |
| Balmain East | House, including interiors | 14 Nicholson Street | Lot 21, DP 706850 | Local | I459 |
| Balmain East | Sandstone outhouse, including interiors | 19 Nicholson Street | Lots 1–7, CP/SP 19536 | Local | I460 |
| Balmain East | Nicholson Street Public School, including interiors | 23 Nicholson Street | Lots 5, 6 and 10, DP 18361; Lot A, DP 190313; Lots 1 and 2, DP 794922; Lot 688, DP 821090; Lot 1, DP 1089096; Lot B, DP 190313 | Local | I461 |
| Balmain East | “Mort Bay House”, including interiors | 34 Nicholson Street | Lot 4, DP 624991 | Local | I462 |
| Balmain East | Waterview Wharf Workshops, including interiors | 37 Nicholson Street | Lot 102, DP 816495 | State | I463 |
| Balmain East | Eastcliff Terrace, including interiors | 2 Paul Street | Lot 7, DP 38721 | Local | I465 |
| Balmain East | House, including interiors | 3 Paul Street | Lot A, DP 450005 | Local | I472 |
| Balmain East | Eastcliff Terrace, including interiors | 4 Paul Street | Lot 6, DP 38721 | Local | I466 |

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| Balmain East | House, including interiors | 5 Paul Street | Lot B, DP450005 | Local | I473 |
| Balmain East | Eastcliff Terrace, including interiors | 6 Paul Street | Lot 5, DP 38721 | Local | I467 |
| Balmain East | Eastcliff Terrace, including interiors | 8 Paul Street | Lot 4, DP 38721 | Local | I468 |
| Balmain East | Eastcliff Terrace, including interiors | 10 Paul Street | Lot 10, DP 1088975 | Local | I469 |
| Balmain East | Eastcliff Terrace, including interiors | 12 Paul Street | Lot 12, DP 1088855 | Local | I470 |
| Balmain East | House, including interiors | 13 Paul Street | Lot 1, DP 711013 | Local | I474 |
| Balmain East | Eastcliff Terrace, including interiors | 14 Paul Street | Lot 3, DP 1055476; Lot 1, DP 38721 | Local | I471 |
| Balmain East | Terrace, including interiors | 15 Paul Street | Lot A, DP 378230 | Local | I475 |
| Balmain East | Terrace, including interiors | 17 Paul Street | Lot B, DP 378230 | Local | I476 |
| Balmain East | Terrace, including interiors | 19 Paul Street | Lot C, DP 378230 | Local | I477 |
| Balmain East | House, including interiors | 4 Pearson Street | Lot 1, DP 742693 | Local | I478 |
| Balmain East | House, including interiors | 11 Pearson Street | Lot 2, DP 224698 | Local | I479 |
| Balmain East | House, including interiors | 24 Pearson Street | Lot 100, DP 872400 | Local | I480 |
| Balmain East | Flats, including interiors | 24A Pearson Street | Lot 101, DP 872400 | Local | I481 |
| Balmain East | House, "Kaikoura", including interiors | 2 School Street | Lot 2, DP 870300 | Local | I485 |
| Balmain East | Simmons Point Reserve | Simmons Street | Lot 101, DP 816494; Lot 2, DP 562679; Part Lot 1, DP 217066; road reserve | Local | I486 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|--------------------|--|---------------------|----------------|
| Balmain East | House, including interiors | 13 Simmons Street | Lot 1, DP 562679 | Local | I487 |
| Balmain East | Terrace, including interiors | 14 St Marys Street | Lot A, DP 386993 | Local | I482 |
| Balmain East | Terrace, including interiors | 16 St Marys Street | Lots B and C, DP 386993 | Local | I483 |
| Balmain East | Timber house, including interiors | 18 St Marys Street | Lot 18, DP 1108121 | Local | I484 |
| Balmain East | “Wood Lee Villa”, including interiors | 7 Stack Street | Lot 11, DP 593703 | Local | I488 |
| Balmain East | Stepped walkway | Union Street | Road reserve | Local | I491 |
| Balmain East | House, including interiors | 17 Union Street | Lot 1, DP 308655 | Local | I489 |
| Balmain East | Former semi-detached houses, including interiors | 18–20 Union Street | Lot 200, DP 1085855 | Local | I490 |
| Balmain East | Fenwick and Co boat store, including interiors | 2–8 Weston Street | Lot 1, DP 722968; Lot 1, DP 89648; Lot 1, DP 83357 | State | I492 |
| Balmain East | Terrace, including interiors | 4 William Street | Lot 1, DP 555807 | Local | I493 |
| Balmain East | Terrace, including interiors | 6 William Street | Lot 2, DP 555807 | Local | I494 |
| Balmain East | House, including interiors | 10 William Street | Lot 3, DP 577513 | Local | I495 |
| Balmain East | House, including interiors | 18 William Street | Lot 2, DP 212304 | Local | I496 |
| Balmain East | Semi-detached house, including interiors | 25 William Street | Lot 25, DP 864543 | Local | I497 |
| Balmain East | Semi-detached house, including interiors | 27 William Street | Lot 1, DP 744243 | Local | I498 |

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| Balmain East | Semi-detached house, including interiors | 29 William Street | Lot 1, DP 736305 | Local | I499 |
| Balmain East | Semi-detached house, including interiors | 31 William Street | Lot 1, DP 986257 | Local | I500 |
| Birchgrove | Ballast Point Park | Ballast Point Road and Wharf Road | Lots 1–4, DP 115939; Lots 1 and 2, DP 82593; Lease Lot UNUM, DP 122934; Lot 11, DP 792332; Lot 7, DP 132691; Lot 413, DP 752049 | Local | I520 |
| Birchgrove | House, “Lerna”, including interiors | 1 Ballast Point Road | Lot 2, DP 977340; Lot 1, DP 932316; Lot B, DP 323269 | Local | I501 |
| Birchgrove | Semi-detached house, including interiors | 25 Ballast Point Road | Lot 1, DP 230577 | Local | I502 |
| Birchgrove | Semi-detached house, including interiors | 27 Ballast Point Road | Lot 2, DP 230577 | Local | I503 |
| Birchgrove | House, including interiors | 29 Ballast Point Road | Corner Lot 1, DP 69725 | Local | I504 |
| Birchgrove | Terrace, “Ellerslie”, including interiors | 35 Ballast Point Road | Lot 1, DP 913645 | Local | I505 |
| Birchgrove | Terrace, “Ellerslie”, including interiors | 37 Ballast Point Road | Lot 22, DP 876529 | Local | I506 |
| Birchgrove | Terrace, “Ellerslie”, including interiors | 39 Ballast Point Road | Lot 30, DP 812321 | Local | I507 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|-----------------------|------------------------------------|---------------------|----------------|
| Birchgrove | Terrace, "Ellerslie", including interiors | 41 Ballast Point Road | Lot 4, DP 913645 | Local | I508 |
| Birchgrove | Terrace, "Ellerslie", including interiors | 43 Ballast Point Road | Lot 5, DP 913645 | Local | I509 |
| Birchgrove | Terrace, "Ellerslie", including interiors | 45 Ballast Point Road | Lot 6, DP 913645 | Local | I510 |
| Birchgrove | Terrace, "Yeroulbin", including interiors | 46 Ballast Point Road | Lot 6, DP 446745 | Local | I512 |
| Birchgrove | Terrace, "Ellerslie", including interiors | 47 Ballast Point Road | Lot 501, DP 626204 | Local | I511 |
| Birchgrove | Terrace, "Yeroulbin", including interiors | 48 Ballast Point Road | Lot 5, DP 446145 | Local | I513 |
| Birchgrove | Terrace, "Yeroulbin", including interiors | 50 Ballast Point Road | Lot 4, DP 446745 | Local | I514 |
| Birchgrove | Terrace, "Yeroulbin", including interiors | 52 Ballast Point Road | Lot 3, DP 790032 | Local | I515 |
| Birchgrove | Terrace, "Yeroulbin", including interiors | 54 Ballast Point Road | Lot 2, DP 446745 | Local | I516 |
| Birchgrove | Terrace, "Yeroulbin", including interiors | 56 Ballast Point Road | Lot 1, DP 446745 | Local | I517 |
| Birchgrove | House, including interiors | 67 Ballast Point Road | Lot 1, DP 741486 | Local | I518 |
| Birchgrove | House, "Clifton Villa", including interiors | 73 Ballast Point Road | Lot 2, DP 212892 | Local | I519 |
| Birchgrove | Birchgrove Public School, including interiors | 76B Birchgrove Road | Lot 1, DP 123161; Lot 1, DP 123160 | Local | I521 |

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| Birchgrove | St John The Evangelist Anglican Church, including interiors | 125 Birchgrove Road | Lot 1, DP 999637 | Local | I522 |
| Birchgrove | Sir William Wallace Hotel, including interiors | 31 Cameron Street | Lot 1, DP 75122 | Local | I523 |
| Birchgrove | Terrace, including interiors | 33 Cameron Street | Lot 4, DP 34025 | Local | I525 |
| Birchgrove | Commercial terrace, including interiors | 35 Cameron Street | Lot 3, DP 34025 | Local | I526 |
| Birchgrove | Former shop and residence, including interiors | 36 Cameron Street | Lot 6, Section 6, DP 111126 | Local | I524 |
| Birchgrove | Commercial terrace, including interiors | 37 Cameron Street | Lot 2, DP 34025 | Local | I527 |
| Birchgrove | Commercial terrace, including interiors | 39 Cameron Street | Corner Lot 1, DP 34025 | Local | I528 |
| Birchgrove | Terrace house, including interiors | 5 Cove Street | Lot 1, DP 241425 | Local | I529 |
| Birchgrove | Terrace house, including interiors | 7 Cove Street | Lot 2, DP 241425 | Local | I530 |
| Birchgrove | Terrace house, including interiors | 9 Cove Street | Lot 3, DP 241425 | Local | I531 |
| Birchgrove | Terrace house, including interiors | 11 Cove Street | Lot 4, DP 241425 | Local | I532 |
| Birchgrove | Terrace house, including interiors | 13 Cove Street | Lot 5, DP 241425 | Local | I533 |
| Birchgrove | Terrace house, including interiors | 15 Cove Street | Lot 6, DP 241425 | Local | I534 |
| Birchgrove | Birchgrove Park | Grove Street | Lots 644–646, DP 729092; Lot 1, DP 86050; Lot 1, DP 543055; road reserve | Local | I535 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|-----------------|---|---------------------|----------------|
| Birchgrove | Former shop and residence, including interiors | 17 Grove Street | Corner Lot 1, DP 225577 | Local | I536 |
| Birchgrove | House, including interiors | 22 Grove Street | Lot 1, DP 215998 | Local | I537 |
| Birchgrove | Terrace, including interiors | 37 Grove Street | Corner Lot 1, DP 214426 | Local | I538 |
| Birchgrove | Terrace, including interiors | 39 Grove Street | Lot 7, DP 928932 | Local | I539 |
| Birchgrove | Terrace, including interiors | 41 Grove Street | Lot 6, DP 928932 | Local | I540 |
| Birchgrove | Terrace, including interiors | 43 Grove Street | Lot 5, DP 525487 | Local | I541 |
| Birchgrove | Terrace, including interiors | 45 Grove Street | Lot 4, DP 112143 | Local | I542 |
| Birchgrove | Terrace, including interiors | 47 Grove Street | Lot 3, DP 572627 | Local | I543 |
| Birchgrove | Terrace, including interiors | 49 Grove Street | Lot 2, DP 928932 | Local | I544 |
| Birchgrove | Terrace, including interiors | 51 Grove Street | Lot 1, DP 928932 | Local | I545 |
| Birchgrove | Terrace, including interiors | 53 Grove Street | Lot B, DP 447264 | Local | I546 |
| Birchgrove | Yurulbin Park | Louisa Road | Lots 1 and 2, Section 9, DP 192096; Lot 1, DP 1112881; road reserve | Local | I555 |
| Birchgrove | House, "Leopoldville", including interiors | 14 Louisa Road | Lot A, DP 359491 | Local | I547 |
| Birchgrove | House, "Logan Brae", including interiors | 24 Louisa Road | Lot 8, DP 74172 | Local | I548 |
| Birchgrove | House, "The Anchorage", including interiors | 44 Louisa Road | Lot 1, DP 1008787 | Local | I549 |

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|---------------|--|-------------------|------------------------------------|---------------------|----------------|
| Birchgrove | Remnants of Birchgrove House | 65 Louisa Road | Lot 1, DP 873992 | Local | I550 |
| Birchgrove | Remnants of Birchgrove House | 67 Louisa Road | Lots 1–18, SP 3493 | Local | I551 |
| Birchgrove | House, “Douglas”, including interiors | 76 Louisa Road | Lot 1, DP 450152; Lot 1, DP 996182 | Local | I552 |
| Birchgrove | House, “Geierstein”, including interiors | 85 Louisa Road | Lot 1, DP111941; Lot 2, DP 743504 | Local | I553 |
| Birchgrove | House, “Carlowrie”, including interiors | 115 Louisa Road | Lot 11, DP 841617 | Local | I554 |
| Birchgrove | House, “Raywell”, including interiors | 144 Louisa Road | Lot 1, DP 235461 | State | I830 |
| Birchgrove | Former shop and residence, including interiors | 83 Phillip Street | Corner Lot 1, DP 195709 | Local | I556 |
| Birchgrove | Semi-detached house, including interiors | 85 Phillip Street | Lot 13, DP 979488 | Local | I557 |
| Birchgrove | House, including interiors | 87 Phillip Street | Lot 1, DP 199184 | Local | I558 |
| Birchgrove | Ronald Street Reserve | Ronald Street | Road reserve | Local | I559 |
| Birchgrove | Semi-detached house, including interiors | 2 Rose Street | Lot D, DP 159496 | Local | I560 |
| Birchgrove | Semi-detached house, including interiors | 4 Rose Street | Lot C, DP 159496 | Local | I561 |
| Birchgrove | Semi-detached house, including interiors | 6 Rose Street | Lot B, DP 159496 | Local | I562 |
| Birchgrove | Semi-detached house, including interiors | 8 Rose Street | Lot A, DP 159496 | Local | I563 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|---------------------|--------------------------------------|---------------------|----------------|
| Birchgrove | Single storey shop, including interiors | 127 Rowntree Street | Lot A, DP 437881 | Local | I564 |
| Birchgrove | Single storey shop, including interiors | 129 Rowntree Street | Lot B, DP 437881 | Local | I565 |
| Birchgrove | Shop and residence, including interiors | 131 Rowntree Street | Lot C, DP 437881 | Local | I566 |
| Birchgrove | Shop and residence, including interiors | 133 Rowntree Street | Lot D, DP 437881 | Local | I567 |
| Birchgrove | Shop and residence, including interiors | 135 Rowntree Street | Lot 1, DP 112526 | Local | I568 |
| Birchgrove | Shop and residence, including interiors | 137 Rowntree Street | Corner Lot 21, Section 12, DP 111126 | Local | I569 |
| Birchgrove | Corner building, including interiors | 165 Rowntree Street | Lot 1, DP 565067 | Local | I570 |
| Birchgrove | Semi-detached house, including interiors | 177 Rowntree Street | Lot A, DP 913616 | Local | I571 |
| Birchgrove | Terrace, including interiors | 179 Rowntree Street | Lot B, DP 913616 | Local | I572 |
| Birchgrove | Terrace, including interiors | 181 Rowntree Street | Lot C, DP 913616 | Local | I573 |
| Birchgrove | Terrace, including interiors | 183 Rowntree Street | Lot D, DP 913616 | Local | I574 |
| Birchgrove | Terrace, including interiors | 185 Rowntree Street | Lot C, DP 107306 | Local | I575 |
| Birchgrove | Terrace, including interiors | 187 Rowntree Street | Lot B, DP 107306 | Local | I576 |
| Birchgrove | Terrace, including interiors | 189 Rowntree Street | Lot A, DP 107306 | Local | I577 |
| Birchgrove | Terrace, including interiors | 191 Rowntree Street | Lot 1, DP 617583 | Local | I578 |

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| Birchgrove | Terrace, including interiors | 193 Rowntree Street | Lot 2, DP 447868 | Local | I579 |
| Birchgrove | Terrace, including interiors | 195 Rowntree Street | Lot 3, DP 447868 | Local | I580 |
| Birchgrove | Terrace, including interiors | 197 Rowntree Street | Lot 2, DP 528215 | Local | I581 |
| Birchgrove | Terrace, including interiors | 199 Rowntree Street | Lot 1, DP 239583 | Local | I582 |
| Birchgrove | Terrace, including interiors | 201 Rowntree Street | Lot 2, DP 239583 | Local | I583 |
| Birchgrove | Terrace, including interiors | 203 Rowntree Street | Lot 3, DP 239583 | Local | I584 |
| Birchgrove | Terrace, including interiors | 205 Rowntree Street | Lot 4, DP 239583 | Local | I585 |
| Birchgrove | Terrace, including interiors | 207 Rowntree Street | Lot 5, DP 239583 | Local | I586 |
| Birchgrove | Terrace, including interiors | 209 Rowntree Street | Lot 6, DP 239583 | Local | I587 |
| Birchgrove | Terrace, including interiors | 211 Rowntree Street | Lot 7, DP 239583 | Local | I588 |
| Birchgrove | House, including interiors | 235 Rowntree Street | Lot 1, DP 84384 | Local | I589 |
| Birchgrove | Timber house, including interiors | 2 Spring Street | Lot 1, DP 1011084 | Local | I590 |
| Birchgrove | House, "Glenarvon", including interiors | 1 Thomas Street | Lot 7, DP 536780 | Local | I591 |
| Birchgrove | Timber house, including interiors | 6 Wharf Road | Lot 1, DP 577968 | Local | I592 |
| Birchgrove | House, including interiors | 7 Wharf Road | Lot 1, DP 579874 | Local | I593 |
| Birchgrove | Boatshed, including interiors | 7A Wharf Road | Lot 2, DP 579874 | Local | I594 |
| Birchgrove | House, including interiors | 8 Wharf Road | Corner Lot 1, DP 235159 | Local | I595 |

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| Birchgrove | Brownlee Reserve | 11 Wharf Road | Lot 1, DP 121455; Lot 631, DP 752049 | Local | I596 |
| Birchgrove | House, including interiors | 13 Wharf Road | Lot 122, DP 607531 | Local | I597 |
| Birchgrove | House, including interiors | 13A Wharf Road | Lot 121, DP 607531 | Local | I598 |
| Birchgrove | House and remnants of former Stannard's Marina, including interiors | 19 Wharf Road | Lot 2, DP 1015601 | Local | I599 |
| Birchgrove | Remnants of former Stannard's Marina, including interiors | 19A Wharf Road | Lots 1-4, CP/SP 80784 | Local | I600 |
| Birchgrove | House, including interiors | 20 Wharf Road | Lot A, DP 74813 | Local | I601 |
| Birchgrove | Semi-detached House, "Normanton", including interiors | 21 Wharf Road | Lot 2, DP 52958 | Local | I602 |
| Birchgrove | House, including interiors | 22 Wharf Road | Lot A, DP 337835 | Local | I603 |
| Birchgrove | Semi-detached flats "Maybank", including interiors | 23 Wharf Road | Lot 1, DP 524604 | Local | I604 |
| Birchgrove | House, "Wyoming", including interiors | 25 Wharf Road | Lot 1, DP 65983; Lot 405, DP 752049 | State | I605 |
| Birchgrove | House, including interiors | 31 Wharf Road | Lot 1, DP 86767; Lot 1, DP 971685 | Local | I606 |
| Birchgrove | Semi-detached house, including interiors | 33 Wharf Road | Lots 2 and 3, DP 562004 | Local | I607 |

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| Birchgrove | Semi-detached House, "Exeter Villas", including interiors | 34 Wharf Road | Lot A, DP 441954 | Local | I608 |
| Birchgrove | Semi-detached house, including interiors | 35 Wharf Road | Lot 1, DP 562004; Lot 4, DP 562004 | Local | I609 |
| Birchgrove | Semi-detached House, "Exeter Villas", including interiors | 36 Wharf Road | Lot B, DP 441954 | Local | I610 |
| Birchgrove | House, "Ravenscourt", including interiors | 39 Wharf Road | Lot 1, DP 235462 | Local | I611 |
| Birchgrove | House, "Clovernook" | 43 Wharf Road | Lot 41, DP 81534; Lot 377, DP 752049 | Local | I612 |
| Camperdown | Kerb and gutter | Chester Street | Road reserve | Local | I613 |
| Camperdown | Kerb and gutter | Guihen Street | Road reserve | Local | I614 |
| Camperdown | Former police station, including interiors | 210 Parramatta Road | Lot 43, DP 792615 | Local | I615 |
| Camperdown | Warehouse, including interiors | 52-54 Pyrmont Bridge Road | Lot 10, DP 231; Lots 7-9, DP 231; Lots 13 and 14, DP 231; Lot 6, DP 850; Lots 2 and 3, DP 231; Lot 1, DP 667231; Lot 1, DP 723236; Lot 1, DP 654175; Lot 1, DP 175371; Lots 1 and 2, DP 1080473 | Local | I616 |
| Leichhardt | Street trees—avenue of Brush Box | Albert Street | Road reserve | Local | I617 |

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| Leichhardt | Street trees—avenue of Brush Box | Allen Street | Road reserve | Local | I619 |
| Leichhardt | Congregational church and hall, including interiors | 68 Allen Street | Lot 501, DP 839052 | Local | I618 |
| Leichhardt | Department of Education | 160–180 Balmain Road | Part Lot 100, DP 1147039 | Local | I620 |
| Leichhardt | House, including interiors | 18 Beeson Street | Lot B, DP 320905; Lot 32, DP 650387 | Local | I621 |
| Leichhardt | House, including interiors | 20 Beeson Street | Lot A, DP 320905 | Local | I622 |
| Leichhardt | Street trees—row of Port Jackson Figs | Catherine Street | Road reserve | Local | I638 |
| Leichhardt | House, including interiors | 8 Catherine Street | Lot 1, DP 918365 | Local | I624 |
| Leichhardt | House, including interiors | 10 Catherine Street | Lot 1, DP 918730 | Local | I625 |
| Leichhardt | House, including interiors | 12 Catherine Street | Lot 1, DP 918705 | Local | I626 |
| Leichhardt | House, including interiors | 14 Catherine Street | Lot 12, DP 918597 | Local | I627 |
| Leichhardt | House, including interiors | 16 Catherine Street | Lot 11, DP 918597 | Local | I628 |
| Leichhardt | “Thorby Buildings”, including interiors | 129 Catherine Street | Lots B1 and B2, DP 370375 | Local | I629 |
| Leichhardt | “Thorby Buildings”, including interiors | 131 Catherine Street | Lot 2B, DP 380964; Lot 2, DP 380964 | Local | I630 |
| Leichhardt | “Thorby Buildings”, including interiors | 133 Catherine Street | Lot 3B, DP 380964; Lot 3, DP 380964 | Local | I631 |
| Leichhardt | “Thorby Buildings”, including interiors | 135 Catherine Street | Lot 4, DP 5044 | Local | I632 |

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| Leichhardt | “Thorby Buildings”, including interiors | 137 Catherine Street | Lot 5, DP 654704 | Local | I633 |
| Leichhardt | “Thorby Buildings”, including interiors | 139 Catherine Street | Lot 1, DP 1097305 | Local | I634 |
| Leichhardt | “Thorby Buildings”, including interiors | 141 Catherine Street | Corner Lot 7, DP 659417 | Local | I635 |
| Leichhardt | Office and residence, including interiors | 214 Catherine Street | Lot B, DP 403811 | Local | I636 |
| Leichhardt | Flats “Lammer Muir”, including interiors | 225 Catherine Street | Corner Lot A, DP 411994 | Local | I637 |
| Leichhardt | Child care centre “Rose Cottage”, including interiors | 1 Coleridge Street | Lot 32, DP 976348 | Local | I639 |
| Leichhardt | Former SRA Tram shed, including interiors | 25 Derbyshire Road | Lots 1,7 and 8, DP 791838, Lot 1, DP 1047155 | Local | I641 |
| Leichhardt | Mature Fig tree | 25 Derbyshire Road | Lot 1, DP 1047155 | Local | I642 |
| Leichhardt | Former SRA office and amenities building, including interiors | 27 Derbyshire Road | Part Lot 33, DP 867166 | Local | I643 |
| Leichhardt | Former SRA cable store and traffic office, including interiors | 29 Derbyshire Road | Lot 31, DP 1162341 | Local | I644 |
| Leichhardt | Former corner shop and residence, including interiors | 15 Elswick Street | Lot 1, DP 1105033 | Local | I645 |
| Leichhardt | House, “Elswick”, including interiors | 171 Elswick Street | Lot 1, DP 101112 | Local | I646 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
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| Leichhardt | Semi-detached house, including interiors | 22 Emily Street | Lot 6, DP 439730 | Local | I647 |
| Leichhardt | Semi-detached house, including interiors | 24 Emily Street | Lot 5, DP 439730 | Local | I648 |
| Leichhardt | Semi-detached house, including interiors | 26 Emily Street | Lot 4, DP 439730 | Local | I649 |
| Leichhardt | Semi-detached house, including interiors | 28 Emily Street | Lot 3, DP 439730 | Local | I650 |
| Leichhardt | Semi-detached house, including interiors | 30 Emily Street | Lot 2, DP 439730 | Local | I651 |
| Leichhardt | Semi-detached house, including interiors | 32 Emily Street | Lot 1, DP 439730 | Local | I652 |
| Leichhardt | Corner shop and residence, including interiors | 42 Emma Street | Corner Lot 2, DP 577289 | Local | I653 |
| Leichhardt | Former corner shop and residence, including interiors | 212 Flood Street | Corner Lot 2, DP 302058 | Local | I654 |
| Leichhardt | Former house, including interiors | 20–22 Foster Street | Lot 658, DP 729265 | Local | I655 |
| Leichhardt | Street trees—row of Brush Box and 1 <i>Ficus hillii</i> | Henry Street | Road reserve | Local | I656 |
| Leichhardt | Former corner shop and residence, including interiors | 90 Hill Street | Lot 2, DP 73333 | Local | I657 |
| Leichhardt | Former general store, including interiors | 2 Hubert Street | Corner Lot 35, Section 6, DP 1162 | Local | I658 |
| Leichhardt | House, “Fernleigh”, including interiors | 45 Leichhardt Street | Corner Lot 79, DP 4750 | Local | I659 |

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| Leichhardt | Semi-detached house, including interiors | 6 Lords Road | Lot 1, DP 436689 | Local | I661 |
| Leichhardt | Semi-detached house, including interiors | 8 Lords Road | Lot 2, DP 436689 | Local | I662 |
| Leichhardt | Semi-detached house, including interiors | 10 Lords Road | Lot 2, DP 523504 | Local | I663 |
| Leichhardt | Semi-detached house, including interiors | 12 Lords Road | Lot 1, DP 523504 | Local | I664 |
| Leichhardt | Leichhardt Fire Station, including interiors | 1 Marion Street | Corner Lot 1, Section 4, DP 190 | Local | I665 |
| Leichhardt | Former Presbyterian Church, including interiors | 2 Marion Street | Corner Lot 54, Section 1, DP 612 | Local | I666 |
| Leichhardt | Semi-detached house, including interiors | 6 Marion Street | Lot 1, DP 908184 | Local | I667 |
| Leichhardt | Semi-detached house, including interiors | 8 Marion Street | Lot 1, DP 132995 | Local | I668 |
| Leichhardt | Semi-detached houses, including interiors | 82 Marion Street | Lot 1, DP 915348 | Local | I669 |
| Leichhardt | Semi-detached house, including interiors | 84 Marion Street | Lot 1, DP 915347 | Local | I670 |
| Leichhardt | Semi-detached house, including interiors | 90 Marion Street | Lot 42, DP 667153 | Local | I671 |
| Leichhardt | Semi-detached house, including interiors | 92 Marion Street | Lot B, DP 106642 | Local | I672 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|-------------------------------|--|---------------------|----------------|
| Leichhardt | Former corner shop and residence, including interiors | 43 Marlborough Street | Corner Lot 173, DP 600812 | Local | I673 |
| Leichhardt | Former corner shop and residence, including interiors | 77 Moore Street | Lots 1 and 2, CP/SP 63282 | Local | I674 |
| Leichhardt | Former factory, including interiors | 111 Moore Street | Lots 1–10, CP/SP 38916 | Local | I675 |
| Leichhardt | Leichhardt Public School, including interiors | 101–105 Norton Street | Lot 1, DP 815377; Lot 24, DP 253728 | Local | I676 |
| Leichhardt | Leichhardt Town Hall, including interiors | 107 Norton Street | Lots 6–9, Section 4, DP 190 | Local | I677 |
| Leichhardt | Former Leichhardt Post Office, including interiors | 109 Norton Street (Shops 1–3) | Corner Lot 10, DP 499835 | Local | I678 |
| Leichhardt | Corner shop and residence, including interiors | 124 Norton Street | Lot 1, DP 1003078 | Local | I679 |
| Leichhardt | All Souls Church, including interiors | 124A Norton Street | Corner Lots 1 and 2, Section 1, DP 328 | Local | I680 |
| Leichhardt | All Souls Church Rectory, including interiors | 126 Norton Street | Lot 2, DP 502105 | Local | I681 |
| Leichhardt | Royal Hotel, including interiors | 156 Norton Street | Corner Lot 6, Section 2, DP 328 | Local | I682 |
| Leichhardt | Pioneers Memorial Park | 217–219 Norton Street | Lot 1, DP 121456; Lot 1, DP 121458; Lot 2, DP 802964 | Local | I683 |
| Leichhardt | Albert Palais, including interiors | 289–295 Parramatta Road | Lot 1, DP 91076 | Local | I684 |

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| Leichhardt | Bald Faced Stag Hotel, including interiors | 343–345 Parramatta Road | Lot 1, DP 551017 | Local | I685 |
| Leichhardt | The Norton Hotel, including interiors | 391–393 Parramatta Road | Lot 1, DP 455745; Lot 2, DP 3582 | Local | I686 |
| Leichhardt | The Taverner's Hill Hotel, including interiors | 463 Parramatta Road | Lots 1 and 2, Section 3, DP 612; Lot 1, DP 551353 | Local | I687 |
| Leichhardt | Leichhardt Hotel, including interiors | 1 Short Street | Lot 71, DP 869413 | Local | I688 |
| Leichhardt | Kegworth Primary School, including interiors | 60 Tebbutt Street | Lot 5, Section 5, DP 1401; Lot 6, Section 5, DP 1401; Lot 1, DP 915164; Lot 1, DP 519339; Lot A, DP 323642; Lot A, DP 323673; Lot 3, DP 1093656; Lot 2, DP 519339; Lot 1, DP 518574; Lot 7, DP 654475; Lot B, DP 323673; Lot B, DP 323642; Lot 10, DP 1080695; Lot 11, DP 1080695; Lot 4, DP 1093656 | Local | I689 |
| Leichhardt | Semi-detached house, including interiors | 59 Upward Street | Lot A, DP 447368 | Local | I690 |
| Leichhardt | Semi-detached house, including interiors | 61 Upward Street | Lot B, DP 447368 | Local | I691 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
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| Leichhardt | House, including interiors | 63 Upward Street | Lot 1, DP 970004 | Local | I692 |
| Leichhardt | House, including interiors | 65 Upward Street | Lot 6, DP 6285 | Local | I693 |
| Leichhardt | House, including interiors | 67 Upward Street | Lot 5, DP 6285 | Local | I694 |
| Leichhardt | House, including interiors | 69 Upward Street | Lot 4, DP 6285 | Local | I695 |
| Leichhardt | House, including interiors | 71 Upward Street | Lot 3, DP 6285 | Local | I696 |
| Leichhardt | House, including interiors | 77 Upward Street | Lot 24, DP 975162 | Local | I697 |
| Leichhardt | House, including interiors | 79 Upward Street | Lot 25, DP 975162 | Local | I698 |
| Leichhardt | Former Methodist Central Hall, including interiors | 1–3 Wetherill Street | Lot 11, Section 4, DP 190; Part Lot 12, Section 4, DP 190 | Local | I699 |
| Leichhardt | Semi-detached house, including interiors | 23 Wetherill Street | Lot 2, DP 915846 | Local | I700 |
| Leichhardt | Semi-detached house, including interiors | 25 Wetherill Street | Lot 1, DP 915846 | Local | I701 |
| Leichhardt | Semi-detached house, including interiors | 100 William Street | Lot 46, DP 4288 | Local | I702 |
| Leichhardt | Semi-detached house, including interiors | 102 William Street | Lot 45, DP 4288 | Local | I703 |
| Lilyfield | “Grenfell Cottage”, including interiors | 23 Ainsworth Street | Lot 2, Section C, DP 4828 | Local | I704 |
| Lilyfield | House, “Rutherford”, including interiors | 243 Balmain Road | Lot 31, DP 829609 | Local | I705 |
| Lilyfield | Terrace, including interiors | 393 Balmain Road | Lot 7, DP 447584; Vol 2425 Fol 538 | Local | I706 |

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| Lilyfield | Terrace, including interiors | 395 Balmain Road | Lot 6, DP 447584 | Local | I707 |
| Lilyfield | Terrace, including interiors | 397 Balmain Road | Lot 5, DP 447584 | Local | I708 |
| Lilyfield | Terrace, including interiors | 399 Balmain Road | Lot 4, DP 447584 | Local | I709 |
| Lilyfield | Terrace, including interiors | 401 Balmain Road | Lot 3, DP 447584 | Local | I710 |
| Lilyfield | Terrace, including interiors | 403 Balmain Road | Lot 2, DP 447584 | Local | I711 |
| Lilyfield | Terrace, including interiors | 405 Balmain Road | Lot 1, DP 447584 | Local | I712 |
| Lilyfield | Street trees—avenue of Brush Box | Campbell Avenue | Road reserve | Local | I623 |
| Lilyfield | Street trees—avenue of Brush Box and one Brachychiton | Eric Street | Eric Street road reserve | Local | I713 |
| Lilyfield | Timber Cottage, including interiors | 8 Fred Street | Lot 1, DP 882294 | Local | I714 |
| Lilyfield | Street trees—row of 3 Camphor Laurels | Fredbert Street | Road reserve | Local | I715 |
| Lilyfield | Leichhardt Park includes Leichhardt Ovals and Aquatic Centre, including interiors | Glover Street | Lot 6643, DP 1137663 | Local | I716 |
| Lilyfield | Semi-detached house, including interiors | 134 James Street | Lot 20, Section 4, DP 1162 | Local | I717 |
| Lilyfield | Semi-detached house, including interiors | 136 James Street | Lot 19, Section 4, DP 1162 | Local | I718 |
| Lilyfield | Street trees—Brush Box plantation | Leys Avenue | Road reserve | Local | I660 |

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| Lilyfield | Street trees—avenue of Brush Box and 1 <i>Brachychiton</i> | Lilyfield Road | Road reserve | Local | I719 |
| Lilyfield | 4 fig trees | Mary Street (entrance to Leichhardt Park) | Road reserve | Local | I831 |
| Lilyfield | Street trees—one <i>Ficus hillii</i> | Mary and Perry Streets | Road reserve | Local | I818 |
| Lilyfield | House, including interiors | 47 Perry Street | Corner Lot 10, DP 10482 | Local | I720 |
| Lilyfield | Street trees—avenue of Brush Box and 1 <i>Brachychiton</i> | Rayner Street | Road reserve | Local | I721 |
| Lilyfield | Former shop and residence, including interiors | 60 Ryan Street | Lot 115, Section E, DP 1474 | Local | I722 |
| Lilyfield | Former shop and residence, including interiors | 62 Ryan Street | Lot 114, Section E, DP 1474 | Local | I723 |
| Rozelle | Terrace, including interiors | 1 Belmore Street | Lot 1, DP 107588 | Local | I724 |
| Rozelle | Terrace, including interiors | 3 Belmore Street | Lot 2, DP 107588 | Local | I725 |
| Rozelle | Terrace, including interiors | 5 Belmore Street | Lot 3, DP 107588 | Local | I726 |
| Rozelle | Terrace, including interiors | 7 Belmore Street | Lot 4, DP 826973 | Local | I727 |
| Rozelle | Terrace, including interiors | 9 Belmore Street | Lot 5, DP 826973 | Local | I728 |
| Rozelle | Corner building, including interiors | 22 Belmore Street | Lot 1, DP 572891 | Local | I729 |
| Rozelle | Semi-detached house, including interiors | 15 Burt Street | Lot 4, DP 913946; Lot 5, DP 913946 | Local | I730 |

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| Rozelle | Semi-detached house, including interiors | 17 Burt Street | Lot 1, DP 919246 | Local | I731 |
| Rozelle | Smith's Hall, including interiors | 56 Burt Street | Lots 20 and 21, DP 977519 | Local | I732 |
| Rozelle | House, including interiors | 5 Coulon Street | Lot 6, DP 435645 | Local | I733 |
| Rozelle | House, including interiors | 7 Coulon Street | Lot 5, DP 435645 | Local | I734 |
| Rozelle | House, including interiors | 9 Coulon Street | Lot 4, DP 435645 | Local | I735 |
| Rozelle | House, including interiors | 11 Coulon Street | Lot 3, DP 435645 | Local | I736 |
| Rozelle | House, including interiors | 13 Coulon Street | Lot 2, DP 435645 | Local | I737 |
| Rozelle | House, including interiors | 15 Coulon Street | Lot 1, DP 435645 | Local | I738 |
| Rozelle | House, including interiors | 17 Coulon Street | Lot 13, DP 654 | Local | I739 |
| Rozelle | House, including interiors | 21 Coulon Street | Corner Lot 15, DP 654 | Local | I740 |
| Rozelle | Hannaford Senior Citizen Centre, including interiors | 608 Darling Street | Corner Lot 1, Section W, DP 119 | Local | I741 |
| Rozelle | Former bank building, including interiors | 661 Darling Street | Lot A, DP 324621 | Local | I742 |
| Rozelle | Rozelle Public School, including interiors | 663 Darling Street | Lots 20–24, Section C, DP 119; Lots 28–35, Section C, DP 119; Lot 2, DP 586529; Lot 1, DP 120187; Lot 1, DP 399545 | Local | I743 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|------------------------|------------------------------------|---------------------|----------------|
| Rozelle | St Paul's Church and neighbourhood centre, including interiors | 665A Darling Street | Lot 1, DP 119484 | Local | I744 |
| Rozelle | St Thomas' Church group, including interiors | 668 Darling Street | Lot 1, DP 740389; Lot 1, DP 445248 | Local | I745 |
| Rozelle | York buildings, including interiors | 678 Darling Street | Lot C, DP 441835 | Local | I746 |
| Rozelle | Former police station, including interiors | 707 Darling Street | Lot 3, DP 421 | Local | I747 |
| Rozelle | Single storey shops, including interiors | 731-735 Darling Street | Lot 100, DP 1146981 | Local | I748 |
| Rozelle | Single storey commercial building, including interiors | 736 Darling Street | Lot 100, DP 1113769 | Local | I749 |
| Rozelle | Former Fire Brigade/ Ambulance Training Centre, including interiors | 747 Darling Street | Lots 36 and 37, DP 977850 | Local | I750 |
| Rozelle | Maxwell House, including interiors | 757 Darling Street | Lots 5-7, DP 1099733 | Local | I751 |
| Rozelle | Easton Park | Denison Street | Lot 1, DP 723951 | Local | I752 |
| Rozelle | Corner shop and residence, including interiors | 67 Denison Street | Lot 3, DP 564958 | Local | I753 |
| Rozelle | Shop and residence, including interiors | 69 Denison Street | Lot 4, DP 564958 | Local | I754 |
| Rozelle | House, "Rotherhithe Cottage", including interiors | 73 Denison Street | Lot 27, DP 741791 | Local | I755 |

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| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|--|---------------------|-----------------------------|---------------------|----------------|
| Rozelle | Corner building, including interiors | 60 Evans Street | Corner Lot 1, DP 436211 | Local | I756 |
| Rozelle | Brick building, including interiors | 62 Evans Street | Lot 1, DP 437274 | Local | I757 |
| Rozelle | Stone building, including interiors | 75 Evans Street | Lot 12, DP 975473 | Local | I758 |
| Rozelle | Semi-detached house, including interiors | 77 Evans Street | Lot A, DP 107591 | Local | I759 |
| Rozelle | Semi-detached house, including interiors | 79 Evans Street | Lot B, DP 107591 | Local | I760 |
| Rozelle | Former corner shop and residence, including interiors | 94 Evans Street | Lot B, DP 318536 | Local | I761 |
| Rozelle | Terrace, including interiors | 101 Evans Street | Lot 1, DP 932299 | Local | I762 |
| Rozelle | Terrace, including interiors | 103 Evans Street | Lot 1, DP 726630 | Local | I763 |
| Rozelle | House, including interiors | 206 Evans Street | Lot 1, DP 61458 | Local | I764 |
| Rozelle | Cottage and former broom factory, including interiors | 84 Foucart Street | Lots 1–3, CP/SP 66555 | Local | I765 |
| Rozelle | Semi-detached house, including interiors | 120A Foucart Street | Lot 167, DP 1099356 | Local | I767 |
| Rozelle | Semi-detached house, including interiors | 122 Foucart Street | Lot 1, DP 194600 | Local | I766 |
| Rozelle | St Joseph's Catholic Church and former school, including interiors | Gordon Street | Lot 1, DP 169780 | Local | I768 |
| Rozelle | Former tramway substation, including interiors | 8–10 Hancock Street | Lots 1 and 2, CP/SP 77649 | Local | I769 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|---------------------|-----------------------------------|---------------------|----------------|
| Rozelle | Former tramway stables and substation garage, including interiors | 10A Hancock Street | Lot 2, DP 1102242 | Local | I770 |
| Rozelle | House, "Hornsey", including interiors | 42 Hornsey Street | Lot A, DP 86963 | Local | I771 |
| Rozelle | Terrace, including interiors | 5 Mackenzie Street | Lot A, DP 33897 | Local | I772 |
| Rozelle | Terrace, including interiors | 7 Mackenzie Street | Lot B, DP 33897 | Local | I773 |
| Rozelle | Terrace, including interiors | 9 Mackenzie Street | Lot C, DP 33897 | Local | I774 |
| Rozelle | Terrace, including interiors | 11 Mackenzie Street | Lot D, DP 33897 | Local | I775 |
| Rozelle | Terrace, including interiors | 13 Mackenzie Street | Lot E, DP 33897 | Local | I776 |
| Rozelle | Terrace, including interiors | 15 Mackenzie Street | Lot F, DP 33897 | Local | I777 |
| Rozelle | Terrace, including interiors | 17 Mackenzie Street | Lot 5, DP 913334 | Local | I778 |
| Rozelle | Terrace, including interiors | 19 Mackenzie Street | Lot 1, DP 980326 | Local | I779 |
| Rozelle | Former shop, including interiors | 21 Mackenzie Street | Lots 1-3, DP 1044592 | Local | I780 |
| Rozelle | Bald Rock Hotel, including interiors | 17 Mansfield Street | Lot 2, DP 41; Corner Lot 3, DP 41 | Local | I781 |
| Rozelle | Corner building, including interiors | 31 Mansfield Street | Lot 20, DP 651219 | Local | I782 |
| Rozelle | Terrace, including interiors | 76 Mansfield Street | Lots C and F, DP 108249 | Local | I783 |
| Rozelle | Terrace, including interiors | 78 Mansfield Street | Lots B and G, DP 108249 | Local | I784 |
| Rozelle | Former corner shop and residence, including interiors | 80 Mansfield Street | Lots A and H, DP 108249 | Local | I785 |

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| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|--------------------|--------------------------------------|---------------------|----------------|
| Rozelle | Former Balmain Power Station pumping station, including interiors | Margaret Street | Lot 1031, DP 1052174 | Local | I787 |
| Rozelle | Former Balmain Power Station administration building, including interiors | 2 Margaret Street | Lot 1, DP 270245 | Local | I786 |
| Rozelle | St Joseph's Presbytery, including interiors | 15 Quirk Street | Lots 22–25, DP 200; Lot 1, DP 971983 | Local | I788 |
| Rozelle | Mary Terrace, including interiors | 4 Red Lion Street | Lot A, DP 110213 | Local | I789 |
| Rozelle | Mary Terrace, including interiors | 6 Red Lion Street | Lot B, DP 110213 | Local | I790 |
| Rozelle | Mary Terrace, including interiors | 8 Red Lion Street | Lot C, DP 110213 | Local | I791 |
| Rozelle | Mary Terrace, including interiors | 10 Red Lion Street | Lot D, DP 110213 | Local | I792 |
| Rozelle | Mary Terrace, including interiors | 12 Red Lion Street | Lot E, DP 110213 | Local | I793 |
| Rozelle | Semi-detached house, including interiors | 1 Reynolds Avenue | Lot D, DP 370591 | Local | I794 |
| Rozelle | Semi-detached house, including interiors | 3 Reynolds Avenue | Lot 101, DP 1086192 | Local | I795 |
| Rozelle | Semi-detached house, including interiors | 5 Reynolds Avenue | Lot A, DP 363900 | Local | I796 |
| Rozelle | Semi-detached house, including interiors | 7 Reynolds Avenue | Lots 1 and 2, SP 64940 | Local | I797 |
| Rozelle | Terrace, including interiors | 31 Smith Street | Lot 1, DP 439970 | Local | I798 |
| Rozelle | Terrace, including interiors | 33 Smith Street | Lot 2, DP 439970 | Local | I799 |

| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------------|---|--------------------|---|---------------------|----------------|
| Rozelle | Terrace, including interiors | 35 Smith Street | Lot 3, DP 439970 | Local | I800 |
| Rozelle | Terrace, including interiors | 37 Smith Street | Lot 4, DP 439970 | Local | I801 |
| Rozelle | Terrace, including interiors | 39 Smith Street | Lot 5, DP 439970 | Local | I802 |
| Rozelle | Terrace, including interiors | 41 Smith Street | Lot 6, DP 439970 | Local | I803 |
| Rozelle | School, including interiors | 44–46 Smith Street | Lots 1 and 2, DP 782330; Lot 1, DP 782348; Lot 1, DP 228261 | Local | I804 |
| Rozelle | Former Tower of London Hotel, including interiors | 76 Victoria Road | Lot 1, DP 208909 | Local | I805 |
| Rozelle | Former Mechanics Institute, including interiors | 114 Victoria Road | Lots 2 and 3, Section 2, DP 387 | Local | I806 |
| Rozelle | York Buildings, including interiors | 128 Victoria Road | Lot F, DP 441835 | Local | I807 |
| Rozelle | York Buildings, including interiors | 130 Victoria Road | Lot E, DP 441835 | Local | I808 |
| Rozelle | York Buildings, including interiors | 132 Victoria Road | Lot D, DP 441835 | Local | I809 |
| Rozelle | Terrace, including interiors | 2 York Place | Lot 1, DP 437377 | Local | I810 |
| Rozelle | Terrace, including interiors | 4 York Place | Lot 2, DP 437377 | Local | I811 |
| Rozelle | Terrace, including interiors | 6 York Place | Lot 3, DP 437377 | Local | I812 |
| Rozelle | Terrace, including interiors | 8 York Place | Lot 4, DP 437377 | Local | I813 |
| Rozelle | Terrace, including interiors | 10 York Place | Lot 5, DP 437377 | Local | I814 |
| Rozelle | Terrace, including interiors | 12 York Place | Lot 6, DP 437377 | Local | I815 |

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| Suburb | Item Name | Address | Property Description | Significance | Item no |
|---------|------------------------------|---------------|----------------------|--------------|---------|
| Rozelle | Terrace, including interiors | 14 York Place | Lot 7, DP 437377 | Local | I816 |
| Rozelle | Terrace, including interiors | 16 York Place | Lot 8, DP 437377 | Local | I817 |

Part 2 Heritage conservation areas

| Name of heritage conservation area | Identification on Heritage Map | Significance |
|--|--|--------------|
| Albert Street Heritage Conservation Area | Shown by red hatching and labelled 'C9' | Local |
| Annandale Heritage Conservation Area | Shown by red hatching and labelled 'C1' | Local |
| Austenham Estate Conservation Area | Shown by red hatching and labelled 'C15' | Local |
| Balmain East Heritage Conservation Area | Shown by red hatching and labelled 'C3' | Local |
| Birchgrove and Ballast Point Road Heritage Conservation Area | Shown by red hatching and labelled 'C8' | Local |
| Brennan's Estate Heritage Conservation Area | Shown by red hatching and labelled 'C16' | Local |
| Campbell Estate Heritage Conservation Area | Shown by red hatching and labelled 'C17' | Local |
| Easton Park Heritage Conservation Area | Shown by red hatching and labelled 'C18' | Local |
| Excelsior Subdivision Heritage Conservation Area | Shown by red hatching and labelled 'C10' | Local |
| Hornsey Street Heritage Conservation Area | Shown by red hatching and labelled 'C19' | Local |
| Iron Cove Heritage Conservation Area | Shown by red hatching and labelled 'C6' | Local |
| Leichhardt Street/Stanley Street Heritage Conservation Area | Shown by red hatching and labelled 'C11' | Local |
| Parramatta Road Heritage Conservation Area | Shown by red hatching and labelled 'C2' | Local |

| Name of heritage conservation area | Identification on Heritage Map | Significance |
|---|--|---------------------|
| Scarvell Estate Heritage Conservation Area | Shown by red hatching and labelled 'C12' | Local |
| The Valley Heritage Conservation Area | Shown by red hatching and labelled 'C7' | Local |
| Town of Waterview Heritage Conservation Area | Shown by red hatching and labelled 'C4' | Local |
| Waterview Estate Heritage Conservation Area | Shown by red hatching and labelled 'C5' | Local |
| Wetherill Estate Heritage Conservation Area | Shown by red hatching and labelled 'C14' | Local |
| Whaleyborough Estate Heritage Conservation Area | Shown by red hatching and labelled 'C13' | Local |

Part 3 Archaeological sites

| Suburb | Item Name | Address | Property Description | Significance | Item No |
|---------------|---|--------------------------------|--|---------------------|----------------|
| Balmain | Gladstone Park Reservoir | Booth Street | Part Lot 1, DP 724348 | Local | A1 |
| Birchgrove | Aboriginal midden and rock shelter | 144 Louisa Road | Lot 1, DP 235461 | Local | A4 |
| Birchgrove | Balmain to Greenwich Electric Cable Tunnel, including interiors | 146A and 146B Louisa Road | Lot 11, DP 839246 | State | A2 |
| Birchgrove | Former Morts Dock | Cameron Street (Mort Bay Park) | Lots 4 and 14, DP 748753; Lot 23, DP 1031154 | State | A5 |
| Birchgrove | Aboriginal middens and rock shelter | Numa Street (public reserve) | Lot 1, DP 573639 | Local | A8 |
| Birchgrove | Aboriginal middens and rock shelter | 7 Numa Street | Lot 2, DP 618100 | Local | A6 |

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| Suburb | Item Name | Address | Property Description | Significance | Item No |
|---------------|--|------------------|--|---------------------|----------------|
| Birchgrove | Aboriginal middens and rock shelter | 9 Numa Street | Lot 1, DP 618100 | Local | A7 |
| Birchgrove | (Balmain) Birchgrove Colliery, including interiors | 2-8 Water Street | Lot 1, DP 270149; Lots 1-30, CP/SP 56650; Lots 1-93, CP/SP 56231; Lots 1-18, CP/SP 56649 | Local | A9 |

Dictionary

(Clause 1.4)

Aboriginal object means any deposit, object or other material evidence (not being a handicraft made for sale) relating to the Aboriginal habitation of an area of New South Wales, being habitation before or concurrent with (or both) the occupation of that area by persons of non-Aboriginal extraction, and includes Aboriginal remains.

Aboriginal place of heritage significance means an area of land, the general location of which is identified in an Aboriginal heritage study adopted by the Council after public exhibition and that may be shown on the Heritage Map, that is:

- (a) the site of one or more Aboriginal objects or a place that has the physical remains of pre-European occupation by, or is of contemporary significance to, the Aboriginal people. It may (but need not) include items and remnants of the occupation of the land by Aboriginal people, such as burial places, engraving sites, rock art, midden deposits, scarred and sacred trees and sharpening grooves, or
- (b) a natural Aboriginal sacred site or other sacred feature. It includes natural features such as creeks or mountains of long-standing cultural significance, as well as initiation, ceremonial or story places or areas of more contemporary cultural significance.

Note. The term may include (but is not limited to) places that are declared under section 84 of the *National Parks and Wildlife Act 1974* to be Aboriginal places for the purposes of that Act.

acid sulfate soils means naturally occurring sediments and soils containing iron sulfides (principally pyrite) or their precursors or oxidation products, whose exposure to oxygen leads to the generation of sulfuric acid (for example, by drainage or excavation).

Acid Sulfate Soils Manual means the manual by that name published by the Acid Sulfate Soils Management Advisory Committee and made publicly available.

Acid Sulfate Soils Map means the Leichhardt Local Environmental Plan 2013 Acid Sulfate Soils Map.

Additional Permitted Uses Map means the Leichhardt Local Environmental Plan 2013 Additional Permitted Uses Map.

advertisement has the same meaning as in the Act.

Note. The term is defined as a sign, notice, device or representation in the nature of an advertisement visible from any public place or public reserve or from any navigable water.

advertising structure has the same meaning as in the Act.

Note. The term is defined as a structure used or to be used principally for the display of an advertisement.

Advertising structures are a type of **signage**—see the definition of that term in this Dictionary.

affordable housing has the same meaning as in the Act.

Note. The term is defined as housing for very low income households, low income households or moderate income households, being such households as are prescribed by the regulations or as are provided for in an environmental planning instrument.

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agricultural produce industry means a building or place used for the handling, treating, processing or packing, for commercial purposes, of produce from agriculture (including dairy products, seeds, fruit, vegetables or other plant material), and includes wineries, flour mills, cotton seed oil plants, cotton gins, feed mills, cheese and butter factories, and juicing or canning plants, but does not include a livestock processing industry.

Note. Agricultural produce industries are a type of **rural industry**—see the definition of that term in this Dictionary.

agriculture means any of the following:

- (a) aquaculture,
- (b) extensive agriculture,
- (c) intensive livestock agriculture,
- (d) intensive plant agriculture.

Note. Part 6 of the *Plantations and Reafforestation Act 1999* provides that exempt farm forestry within the meaning of that Act is not subject to the *Environmental Planning and Assessment Act 1979*.

air transport facility means an airport or a heliport that is not part of an airport, and includes associated communication and air traffic control facilities or structures.

airport means a place that is used for the landing, taking off, parking, maintenance or repair of aeroplanes, and includes associated buildings, installations, facilities and movement areas and any heliport that is part of the airport.

Note. Airports are a type of **air transport facility**—see the definition of that term in this Dictionary.

airstrip means a single runway for the landing, taking off or parking of aeroplanes for private aviation only, but does not include an airport, heliport or helipad.

amusement centre means a building or place (not being part of a pub or registered club) used principally for playing:

- (a) billiards, pool or other like games, or
- (b) electronic or mechanical amusement devices, such as pinball machines, computer or video games and the like.

animal boarding or training establishment means a building or place used for the breeding, boarding, training, keeping or caring of animals for commercial purposes (other than for the agistment of horses), and includes any associated riding school or ancillary veterinary hospital.

aquaculture has the same meaning as in the *Fisheries Management Act 1994*.

Note. Aquaculture is a type of **agriculture**—see the definition of that term in this Dictionary.

archaeological site means a place that contains one or more relics.

attached dwelling means a building containing 3 or more dwellings, where:

- (a) each dwelling is attached to another dwelling by a common wall, and

- (b) each of the dwellings is on its own lot of land, and
- (c) none of the dwellings is located above any part of another dwelling.

Note. Attached dwellings are a type of **residential accommodation**—see the definition of that term in this Dictionary.

attic means any habitable space, but not a separate dwelling, contained wholly within a roof above the ceiling line of the storey immediately below, except for minor elements such as dormer windows and the like.

backpackers' accommodation means a building or place that:

- (a) provides temporary or short-term accommodation on a commercial basis, and
- (b) has shared facilities, such as a communal bathroom, kitchen or laundry, and
- (c) provides accommodation on a bed or dormitory-style basis (rather than by room).

Note. Backpackers' accommodation is a type of **tourist and visitor accommodation**—see the definition of that term in this Dictionary.

basement means the space of a building where the floor level of that space is predominantly below ground level (existing) and where the floor level of the storey immediately above is less than 1 metre above ground level (existing).

bed and breakfast accommodation means an existing dwelling in which temporary or short-term accommodation is provided on a commercial basis by the permanent residents of the dwelling and where:

- (a) meals are provided for guests only, and
- (b) cooking facilities for the preparation of meals are not provided within guests' rooms, and
- (c) dormitory-style accommodation is not provided.

Note. See clause 5.4 for controls relating to the number of bedrooms for bed and breakfast accommodation.

Bed and breakfast accommodation is a type of **tourist and visitor accommodation**—see the definition of that term in this Dictionary.

bee keeping means a building or place used for the keeping and breeding of bees for commercial purposes.

Note. Bee keeping is a type of **extensive agriculture**—see the definition of that term in this Dictionary.

biodiversity means biological diversity.

biological diversity has the same meaning as in the *Threatened Species Conservation Act 1995*.

Note. The term is defined as follows:

biological diversity means the diversity of life and is made up of the following 3 components:

- (a) genetic diversity—the variety of genes (or units of heredity) in any population,
- (b) species diversity—the variety of species,
- (c) ecosystem diversity—the variety of communities or ecosystems.

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biosolids treatment facility means a building or place used as a facility for the treatment of biosolids from a sewage treatment plant or from a water recycling facility.

Note. Biosolids treatment facilities are a type of ***sewerage system***—see the definition of that term in this Dictionary.

boarding house means a building that:

- (a) is wholly or partly let in lodgings, and
- (b) provides lodgers with a principal place of residence for 3 months or more, and
- (c) may have shared facilities, such as a communal living room, bathroom, kitchen or laundry, and
- (d) has rooms, some or all of which may have private kitchen and bathroom facilities, that accommodate one or more lodgers,

but does not include backpackers' accommodation, a group home, hotel or motel accommodation, seniors housing or a serviced apartment.

Note. Boarding houses are a type of ***residential accommodation***—see the definition of that term in this Dictionary.

boat building and repair facility means any facility (including a building or other structure) used primarily for the construction, maintenance or repair of boats, whether or not including the storage, sale or hire of boats, but does not include a marina or boat shed.

boat launching ramp means a structure designed primarily for the launching of trailer borne recreational vessels, and includes associated car parking facilities.

boat shed means a building or other structure used for the storage and routine maintenance of a boat or boats and that is associated with a private dwelling or non-profit organisation, and includes any skid used in connection with the building or other structure.

brothel has the same meaning as in the Act.

Note. This definition is relevant to the definitions of ***home occupation (sex services)*** and ***sex services premises*** in this Dictionary.

building has the same meaning as in the Act.

Note. The term is defined to include part of a building and any structure or part of a structure, but not including a manufactured home, a moveable dwelling or associated structure (or part of a manufactured home, moveable dwelling or associated structure).

building height (or height of building) means the vertical distance between ground level (existing) and the highest point of the building, including plant and lift overruns, but excluding communication devices, antennae, satellite dishes, masts, flagpoles, chimneys, flues and the like.

building identification sign means a sign that identifies or names a building and that may include the name of a building, the street name and number of a building, and a logo or other symbol but does not include general advertising of products, goods or services.

Note. Building identification signs are a type of ***signage***—see the definition of that term in this Dictionary.

building line or **setback** means the horizontal distance between the property boundary or other stated boundary (measured at 90 degrees from the boundary) and:

- (a) a building wall, or
- (b) the outside face of any balcony, deck or the like, or
- (c) the supporting posts of a carport or verandah roof,

whichever distance is the shortest.

bulky goods premises means a building or place the principal purpose of which is the sale, hire or display of bulky goods, being goods that are of such size or weight as to require:

- (a) a large area for handling, display or storage, and
- (b) direct vehicular access to the site of the building or place by members of the public for the purpose of loading or unloading such goods into or from their vehicles after purchase or hire,

and including goods such as floor and window supplies, furniture, household electrical goods, equestrian supplies and swimming pools, but does not include a building or place used for the sale of foodstuffs or clothing unless their sale is ancillary to the sale or hire or display of bulky goods.

Note. Bulky goods premises are a type of **retail premises**—see the definition of that term in this Dictionary.

bush fire hazard reduction work has the same meaning as in the *Rural Fires Act 1997*.

Note. The term is defined as follows:

bush fire hazard reduction work means:

- (a) the establishment or maintenance of fire breaks on land, and
- (b) the controlled application of appropriate fire regimes or other means for the reduction or modification of available fuels within a predetermined area to mitigate against the spread of a bush fire,

but does not include construction of a track, trail or road.

bush fire prone land has the same meaning as in the Act.

Note. The term is defined, in relation to an area, as land recorded for the time being as bush fire prone land on a map for the area certified as referred to in section 146 (2) of the Act.

bush fire risk management plan means a plan prepared under Division 4 of Part 3 of the *Rural Fires Act 1997* for the purpose referred to in section 54 of that Act.

business identification sign means a sign:

- (a) that indicates:
 - (i) the name of the person or business, and
 - (ii) the nature of the business carried on by the person at the premises or place at which the sign is displayed, and
- (b) that may include the address of the premises or place and a logo or other symbol that identifies the business,

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but that does not contain any advertising relating to a person who does not carry on business at the premises or place.

Note. Business identification signs are a type of **signage**—see the definition of that term in this Dictionary.

business premises means a building or place at or on which:

- (a) an occupation, profession or trade (other than an industry) is carried on for the provision of services directly to members of the public on a regular basis, or
- (b) a service is provided directly to members of the public on a regular basis,

and includes a funeral home and, without limitation, premises such as banks, post offices, hairdressers, dry cleaners, travel agencies, internet access facilities, betting agencies and the like, but does not include an entertainment facility, home business, home occupation, home occupation (sex services), medical centre, restricted premises, sex services premises or veterinary hospital.

Note. Business premises are a type of **commercial premises**—see the definition of that term in this Dictionary.

camping ground means an area of land that has access to communal amenities and on which campervans or tents, annexes or other similar portable and lightweight temporary shelters are, or are to be, installed, erected or placed for short term use, but does not include a caravan park.

canal estate development means development that incorporates wholly or in part a constructed canal, or other waterway or waterbody, that is inundated by or drains to a natural waterway or natural waterbody by surface water or groundwater movement (not being works of drainage, or for the supply or treatment of water, that are constructed by or with the authority of a person or body responsible for those functions and that are limited to the minimal reasonable size and capacity to meet a demonstrated need for the works), and that either:

- (a) includes the construction of dwellings (which may include tourist and visitor accommodation) of a kind other than, or in addition to:
 - (i) dwellings that are permitted on rural land, and
 - (ii) dwellings that are used for caretaker or staff purposes, or
- (b) requires the use of a sufficient depth of fill material to raise the level of all or part of that land on which the dwellings are (or are proposed to be) located in order to comply with requirements relating to residential development on flood prone land.

car park means a building or place primarily used for the purpose of parking motor vehicles, including any manoeuvring space and access thereto, whether operated for gain or not.

caravan park means land (including a camping ground) on which caravans (or caravans and other moveable dwellings) are, or are to be, installed or placed.

catchment action plan has the same meaning as in the *Catchment Management Authorities Act 2003*.

Note. The term is defined as a catchment action plan of an authority that has been approved by the Minister under Part 4 of the *Catchment Management Authorities Act 2003*.

cellar door premises means a building or place that is used to sell wine by retail and that is situated on land on which there is a commercial vineyard, and where most of the wine offered for sale is produced in a winery situated on that land or is produced predominantly from grapes grown in the surrounding area.

Note. Cellar door premises are a type of **retail premises**—see the definition of that term in this Dictionary.

cemetery means a building or place used primarily for the interment of deceased persons or pets or their ashes, whether or not it contains an associated building for conducting memorial services.

charter and tourism boating facility means any facility (including a building or other structure) used for charter boating or tourism boating purposes, being a facility that is used only by the operators of the facility and that has a direct structural connection between the foreshore and the waterway, but does not include a marina.

child care centre means a building or place used for the supervision and care of children that:

- (a) provides long day care, pre-school care, occasional child care or out-of-school-hours care, and
- (b) does not provide overnight accommodation for children other than those related to the owner or operator of the centre,

but does not include:

- (c) a building or place used for home-based child care, or
- (d) an out-of-home care service provided by an agency or organisation accredited by the Children's Guardian, or
- (e) a baby-sitting, playgroup or child-minding service that is organised informally by the parents of the children concerned, or
- (f) a service provided for fewer than 5 children (disregarding any children who are related to the person providing the service) at the premises at which at least one of the children resides, being a service that is not advertised, or
- (g) a regular child-minding service that is provided in connection with a recreational or commercial facility (such as a gymnasium), by or on behalf of the person conducting the facility, to care for children while the children's parents are using the facility, or
- (h) a service that is concerned primarily with the provision of:
 - (i) lessons or coaching in, or providing for participation in, a cultural, recreational, religious or sporting activity, or
 - (ii) private tutoring, or
- (i) a school, or

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- (j) a service provided at exempt premises (within the meaning of Chapter 12 of the *Children and Young Persons (Care and Protection) Act 1998*), such as hospitals, but only if the service is established, registered or licensed as part of the institution operating on those premises.

classified road has the same meaning as in the *Roads Act 1993*.

Note. The term is defined as follows:

classified road means any of the following:

- (a) a main road,
- (b) a highway,
- (c) a freeway,
- (d) a controlled access road,
- (e) a secondary road,
- (f) a tourist road,
- (g) a tollway,
- (h) a transitway,
- (i) a State work.

(See *Roads Act 1993* for meanings of these terms.)

clearing native vegetation has the same meaning as in the *Native Vegetation Act 2003*.

Note. The term is defined as follows:

clearing native vegetation means any one or more of the following:

- (a) cutting down, felling, thinning, logging or removing native vegetation,
- (b) killing, destroying, poisoning, ringbarking, uprooting or burning native vegetation.

(See Division 3 of Part 3 of the *Native Vegetation Act 2003* for the exclusion of routine agricultural management and other farming activities from constituting the clearing of native vegetation if the landholder can establish that any clearing was carried out for the purpose of those activities.)

coastal foreshore means land with frontage to a beach, estuary, coastal lake, headland, cliff or rock platform.

coastal hazard has the same meaning as in the *Coastal Protection Act 1979*.

coastal lake means a body of water specified in Schedule 1 to *State Environmental Planning Policy No 71—Coastal Protection*.

coastal protection works has the same meaning as in the *Coastal Protection Act 1979*.

coastal waters of the State—see section 58 of the *Interpretation Act 1987*.

coastal zone has the same meaning as in the *Coastal Protection Act 1979*.

Note. The term is defined as follows:

coastal zone means:

- (a) the area within the coastal waters of the State as defined in Part 10 of the *Interpretation Act 1987* (including any land within those waters), and

-
- (b) the area of land and the waters that lie between the western boundary of the coastal zone (as shown on the maps outlining the coastal zone) and the landward boundary of the coastal waters of the State, and
 - (c) the seabed (if any) and the subsoil beneath, and the airspace above, the areas referred to in paragraphs (a) and (b).

The coastal zone consists of the area between the western boundary of the coastal zone shown on the maps outlining the coastal zone and the outermost boundary of the coastal waters of the State. The coastal waters of the State extend, generally, to 3 nautical miles from the coastline of the State.

commercial premises means any of the following:

- (a) business premises,
- (b) office premises,
- (c) retail premises.

community facility means a building or place:

- (a) owned or controlled by a public authority or non-profit community organisation, and
- (b) used for the physical, social, cultural or intellectual development or welfare of the community,

but does not include an educational establishment, hospital, retail premises, place of public worship or residential accommodation.

community land has the same meaning as in the *Local Government Act 1993*.

correctional centre means:

- (a) any premises declared to be a correctional centre by a proclamation in force under section 225 of the *Crimes (Administration of Sentences) Act 1999*, including any juvenile correctional centre or periodic detention centre, and
- (b) any premises declared to be a detention centre by an order in force under section 5 (1) of the *Children (Detention Centres) Act 1987*,

but does not include any police station or court cell complex in which a person is held in custody in accordance with any Act.

Council means the Leichhardt Municipal Council.

crematorium means a building in which deceased persons or pets are cremated, whether or not it contains an associated building for conducting memorial services.

Crown reserve means:

- (a) a reserve within the meaning of Part 5 of the *Crown Lands Act 1989*, or
- (b) a common within the meaning of the *Commons Management Act 1989*, or
- (c) lands within the meaning of the *Trustees of Schools of Arts Enabling Act 1902*,

but does not include land that forms any part of a reserve under Part 5 of the *Crown Lands Act 1989* provided for accommodation.

curtilage, in relation to a heritage item or conservation area, means the area of land (including land covered by water) surrounding a heritage item, a heritage

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conservation area, or building, work or place within a heritage conservation area, that contributes to its heritage significance.

dairy (pasture-based) means a dairy that is conducted on a commercial basis where the only restriction facilities present are milking sheds and holding yards and where cattle are constrained for no more than 10 hours in any 24 hour period (excluding during any period of drought or similar emergency relief).

Note. Dairies (pasture-based) are a type of **extensive agriculture**—see the definition of that term in this Dictionary.

dairy (restricted) means a dairy that is conducted on a commercial basis where restriction facilities (in addition to milking sheds and holding yards) are present and where cattle have access to grazing for less than 10 hours in any 24 hour period (excluding during any period of drought or similar emergency relief). It may comprise the whole or part of a restriction facility.

Note. Dairies (restricted) are a type of **intensive livestock agriculture**—see the definition of that term in this Dictionary.

demolish, in relation to a heritage item or an Aboriginal object, or a building, work, relic or tree within a heritage conservation area, means wholly or partly destroy, dismantle or deface the heritage item, Aboriginal object or building, work, relic or tree.

depot means a building or place used for the storage (but not sale or hire) of plant, machinery or other goods (that support the operations of an existing undertaking) when not required for use, but does not include a farm building.

draft heritage item means a building, work, archeological site, tree, place or Aboriginal object identified as a heritage item in this Plan that has been subject to community consultation, other than an item that was consulted on before 1 March 2006, but was not included in a local environmental plan before 27 February 2009.

drainage means any activity that intentionally alters the hydrological regime of any locality by facilitating the removal of surface or ground water. It may include the construction, deepening, extending, opening, installation or laying of any canal, drain or pipe, either on the land or in such a manner as to encourage drainage of adjoining land.

dual occupancy means a dual occupancy (attached) or a dual occupancy (detached).

Note. Dual occupancies are a type of **residential accommodation**—see the definition of that term in this Dictionary.

dual occupancy (attached) means 2 dwellings on one lot of land that are attached to each other, but does not include a secondary dwelling.

Note. Dual occupancies (attached) are a type of **dual occupancy**—see the definition of that term in this Dictionary.

dual occupancy (detached) means 2 detached dwellings on one lot of land, but does not include a secondary dwelling.

Note. Dual occupancies (detached) are a type of **dual occupancy**—see the definition of that term in this Dictionary.

dwelling means a room or suite of rooms occupied or used or so constructed or adapted as to be capable of being occupied or used as a separate domicile.

dwelling house means a building containing only one dwelling.

Note. Dwelling houses are a type of **residential accommodation**—see the definition of that term in this Dictionary.

earthworks means excavation or filling.

ecologically sustainable development has the same meaning as in the Act.

eco-tourist facility means a building or place that:

- (a) provides temporary or short-term accommodation to visitors on a commercial basis, and
- (b) is located in or adjacent to an area with special ecological or cultural features, and
- (c) is sensitively designed and located so as to minimise bulk, scale and overall physical footprint and any ecological or visual impact.

It may include facilities that are used to provide information or education to visitors and to exhibit or display items.

Note. See clause 5.13 for requirements in relation to the granting of development consent for eco-tourist facilities.

Eco-tourist facilities are not a type of **tourist and visitor accommodation**—see the definition of that term in this Dictionary.

educational establishment means a building or place used for education (including teaching), being:

- (a) a school, or
- (b) a tertiary institution, including a university or a TAFE establishment, that provides formal education and is constituted by or under an Act.

electricity generating works means a building or place used for the purpose of making or generating electricity.

emergency services facility means a building or place (including a helipad) used in connection with the provision of emergency services by an emergency services organisation.

emergency services organisation means any of the following:

- (a) Ambulance Service of New South Wales,
- (b) Fire and Rescue NSW,
- (c) NSW Rural Fire Service,
- (d) NSW Police Force,
- (e) State Emergency Service,
- (f) New South Wales Volunteer Rescue Association Incorporated,

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(g) New South Wales Mines Rescue Brigade established under the *Coal Industry Act 2001*,

(h) an accredited rescue unit within the meaning of the *State Emergency and Rescue Management Act 1989*.

entertainment facility means a theatre, cinema, music hall, concert hall, dance hall and the like, but does not include a pub or registered club.

environmental facility means a building or place that provides for the recreational use or scientific study of natural systems, and includes walking tracks, seating, shelters, board walks, observation decks, bird hides or the like, and associated display structures.

environmental protection works means works associated with the rehabilitation of land towards its natural state or any work to protect land from environmental degradation, and includes bush regeneration works, wetland protection works, erosion protection works, dune restoration works and the like, but does not include coastal protection works.

estuary has the same meaning as in the *Water Management Act 2000*.

Note. The term is defined as follows:

estuary means:

- (a) any part of a river whose level is periodically or intermittently affected by coastal tides, or
- (b) any lake or other partially enclosed body of water that is periodically or intermittently open to the sea, or
- (c) anything declared by the regulations (under the *Water Management Act 2000*) to be an estuary,

but does not include anything declared by the regulations (under the *Water Management Act 2000*) not to be an estuary.

excavation means the removal of soil or rock, whether moved to another part of the same site or to another site, but does not include garden landscaping that does not significantly alter the shape, natural form or drainage of the land.

exhibition home means a dwelling built for the purposes of the public exhibition and marketing of new dwellings, whether or not it is intended to be sold as a private dwelling after its use for those purposes is completed, and includes any associated sales or home finance office or place used for displays.

exhibition village means 2 or more exhibition homes and associated buildings and places used for house and land sales, site offices, advisory services, car parking, food and drink sales and other associated purposes.

extensive agriculture means any of the following:

- (a) the production of crops or fodder (including irrigated pasture and fodder crops) for commercial purposes,
- (b) the grazing of livestock for commercial purposes,

-
- (c) bee keeping,
 - (d) a dairy (pasture-based).

Note. Extensive agriculture is a type of **agriculture**—see the definition of that term in this Dictionary.

extractive industry means the winning or removal of extractive materials (otherwise than from a mine) by methods such as excavating, dredging, tunnelling or quarrying, including the storing, stockpiling or processing of extractive materials by methods such as recycling, washing, crushing, sawing or separating, but does not include turf farming.

Note. Extractive industries are not a type of **industry**—see the definition of that term in this Dictionary.

extractive material means sand, soil, gravel, rock or similar substances that are not minerals within the meaning of the *Mining Act 1992*.

farm building means a structure the use of which is ancillary to an agricultural use of the landholding on which it is situated and includes a hay shed, stock holding yard, machinery shed, shearing shed, silo, storage tank, outbuilding or the like, but does not include a dwelling.

farm stay accommodation means a building or place that provides temporary or short-term accommodation to paying guests on a working farm as a secondary business to primary production.

Note. See clause 5.4 for controls relating to the number of bedrooms.

Farm stay accommodation is a type of **tourist and visitor accommodation**—see the definition of that term in this Dictionary.

feedlot means a confined or restricted area that is operated on a commercial basis to rear and fatten cattle, sheep or other animals, fed (wholly or substantially) on prepared and manufactured feed, for the purpose of meat production or fibre products, but does not include a poultry farm, dairy or piggery.

Note. Feedlots are a type of **intensive livestock agriculture**—see the definition of that term in this Dictionary.

fill means the depositing of soil, rock or other similar extractive material obtained from the same or another site, but does not include:

- (a) the depositing of topsoil or feature rock imported to the site that is intended for use in garden landscaping, turf or garden bed establishment or top dressing of lawns and that does not significantly alter the shape, natural form or drainage of the land, or
- (b) the use of land as a waste disposal facility.

filming means recording images (whether on film or video tape or electronically or by other means) for exhibition or broadcast (such as by cinema, television or the internet or by other means), but does not include:

- (a) still photography, or

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- (b) recording images of a wedding ceremony or other private celebration or event principally for the purpose of making a record for the participants in the ceremony, celebration or event, or
- (c) recording images as a visitor or tourist for non-commercial purposes, or
- (d) recording for the immediate purposes of a television program that provides information by way of current affairs or daily news.

fish has the same meaning as in the *Fisheries Management Act 1994*.

Note. The term is defined as follows:

Definition of “fish”

- (1) **Fish** means marine, estuarine or freshwater fish or other aquatic animal life at any stage of their life history (whether alive or dead).
- (2) **Fish** includes:
 - (a) oysters and other aquatic molluscs, and
 - (b) crustaceans, and
 - (c) echinoderms, and
 - (d) beachworms and other aquatic polychaetes.
- (3) **Fish** also includes any part of a fish.
- (4) However, **fish** does not include whales, mammals, reptiles, birds, amphibians or other things excluded from the definition by the regulations under the *Fisheries Management Act 1994*.

flood mitigation work means work designed and constructed for the express purpose of mitigating flood impacts. It involves changing the characteristics of flood behaviour to alter the level, location, volume, speed or timing of flood waters to mitigate flood impacts. Types of works may include excavation, construction or enlargement of any fill, wall, or levee that will alter riverine flood behaviour, local overland flooding, or tidal action so as to mitigate flood impacts.

floor space ratio—see clause 4.5.

Floor Space Ratio Map means the Leichhardt Local Environmental Plan 2013 Floor Space Ratio Map.

food and drink premises means premises that are used for the preparation and retail sale of food or drink (or both) for immediate consumption on or off the premises, and includes any of the following:

- (a) a restaurant or cafe,
- (b) take away food and drink premises,
- (c) a pub,
- (d) a small bar.

Note. Food and drink premises are a type of **retail premises**—see the definition of that term in this Dictionary.

Foreshore Building Line Map means the Leichhardt Local Environmental Plan 2013 Foreshore Building Line Map.

forestry has the same meaning as **forestry operations** has for the purposes of Part 5A of the *Forestry Act 2012*.

Note. The term is defined as follows:

forestry operations means:

- (a) logging operations, namely, the cutting and removal of timber from land for the purpose of timber production, or
- (b) the harvesting of forest products, or
- (c) on-going forest management operations, namely, activities relating to the management of land for timber production such as thinning and other silvicultural activities such as bee-keeping, grazing and bush fire hazard reduction, or
- (d) ancillary road construction, namely, the provision of roads and fire trails, and the maintenance of existing railways, to enable or assist in the above operations.

freight transport facility means a facility used principally for the bulk handling of goods for transport by road, rail, air or sea, including any facility for the loading and unloading of vehicles, aircraft, vessels or containers used to transport those goods and for the parking, holding, servicing or repair of those vehicles, aircraft or vessels or for the engines or carriages involved.

function centre means a building or place used for the holding of events, functions, conferences and the like, and includes convention centres, exhibition centres and reception centres, but does not include an entertainment facility.

funeral home means premises that are used to arrange, conduct and cater for funerals and memorial services, whether or not the premises include facilities for the short-term storage, dressing and viewing of bodies of deceased persons.

Note. Funeral homes are a type of **business premises**—see the definition of that term in this Dictionary.

garden centre means a building or place the principal purpose of which is the retail sale of plants and landscaping and gardening supplies and equipment. It may, if ancillary to the principal purpose for which the building or place is used, include a restaurant or cafe and the sale of any the following:

- (a) outdoor furniture and furnishings, barbecues, shading and awnings, pools, spas and associated supplies, and items associated with the construction and maintenance of outdoor areas,
- (b) pets and pet supplies,
- (c) fresh produce.

Note. Garden centres are a type of **retail premises**—see the definition of that term in this Dictionary.

general industry means a building or place (other than a heavy industry or light industry) that is used to carry out an industrial activity.

Note. General industries are a type of **industry**—see the definition of that term in this Dictionary.

gross floor area means the sum of the floor area of each floor of a building measured from the internal face of external walls, or from the internal face of walls separating

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the building from any other building, measured at a height of 1.4 metres above the floor, and includes:

- (a) the area of a mezzanine, and
- (b) habitable rooms in a basement or an attic, and
- (c) any shop, auditorium, cinema, and the like, in a basement or attic,

but excludes:

- (d) any area for common vertical circulation, such as lifts and stairs, and
- (e) any basement:
 - (i) storage, and
 - (ii) vehicular access, loading areas, garbage and services, and
- (f) plant rooms, lift towers and other areas used exclusively for mechanical services or ducting, and
- (g) car parking to meet any requirements of the consent authority (including access to that car parking), and
- (h) any space used for the loading or unloading of goods (including access to it), and
- (i) terraces and balconies with outer walls less than 1.4 metres high, and
- (j) voids above a floor at the level of a storey or storey above.

ground level (existing) means the existing level of a site at any point.

ground level (finished) means, for any point on a site, the ground surface after completion of any earthworks (excluding any excavation for a basement, footings or the like) for which consent has been granted or that is exempt development.

ground level (mean) means, for any site on which a building is situated or proposed, one half of the sum of the highest and lowest levels at ground level (finished) of the outer surface of the external walls of the building.

group home means a permanent group home or a transitional group home.

Note. Group homes are a type of **residential accommodation**—see the definition of that term in this Dictionary.

group home (permanent) or permanent group home means a dwelling:

- (a) that is occupied by persons as a single household with or without paid supervision or care and whether or not those persons are related or payment for board and lodging is required, and
- (b) that is used to provide permanent household accommodation for people with a disability or people who are socially disadvantaged,

but does not include development to which *State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004* applies.

Note. Permanent group homes are a type of **group home**—see the definition of that term in this Dictionary.

group home (transitional) or transitional group home means a dwelling:

- (a) that is occupied by persons as a single household with or without paid supervision or care and whether or not those persons are related or payment for board and lodging is required, and
- (b) that is used to provide temporary accommodation for the relief or rehabilitation of people with a disability or for drug or alcohol rehabilitation purposes, or that is used to provide half-way accommodation for persons formerly living in institutions or temporary accommodation comprising refuges for men, women or young people,

but does not include development to which *State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004* applies.

Note. Transitional group homes are a type of **group home**—see the definition of that term in this Dictionary.

hardware and building supplies means a building or place the principal purpose of which is the sale or hire of goods or materials, such as household fixtures, timber, tools, paint, wallpaper, plumbing supplies and the like, that are used in the construction and maintenance of buildings and adjacent outdoor areas.

Note. Hardware and building supplies are a type of **retail premises**—see the definition of that term in this Dictionary.

hazardous industry means a building or place used to carry out an industrial activity that would, when carried out and when all measures proposed to reduce or minimise its impact on the locality have been employed (including, for example, measures to isolate the activity from existing or likely future development on other land in the locality), pose a significant risk in the locality:

- (a) to human health, life or property, or
- (b) to the biophysical environment.

Note. Hazardous industries are a type of **heavy industry**—see the definition of that term in this Dictionary.

hazardous storage establishment means a building or place that is used for the storage of goods, materials or products and that would, when in operation and when all measures proposed to reduce or minimise its impact on the locality have been employed (including, for example, measures to isolate the building or place from existing or likely future development on other land in the locality), pose a significant risk in the locality:

- (a) to human health, life or property, or
- (b) to the biophysical environment.

Note. Hazardous storage establishments are a type of **heavy industrial storage establishment**—see the definition of that term in this Dictionary.

headland includes a promontory extending from the general line of the coastline into a large body of water, such as a sea, coastal lake or bay.

health care professional means any person registered under an Act for the purpose of providing health care.

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health consulting rooms means premises comprising one or more rooms within (or within the curtilage of) a dwelling house used by not more than 3 health care professionals at any one time.

Note. Health consulting rooms are a type of **health services facility**—see the definition of that term in this Dictionary.

health services facility means a building or place used to provide medical or other services relating to the maintenance or improvement of the health, or the restoration to health, of persons or the prevention of disease in or treatment of injury to persons, and includes any of the following:

- (a) a medical centre,
- (b) community health service facilities,
- (c) health consulting rooms,
- (d) patient transport facilities, including helipads and ambulance facilities,
- (e) hospital.

heavy industrial storage establishment means a building or place used for the storage of goods, materials, plant or machinery for commercial purposes and that requires separation from other development because of the nature of the processes involved, or the goods, materials, plant or machinery stored, and includes any of the following:

- (a) a hazardous storage establishment,
- (b) a liquid fuel depot,
- (c) an offensive storage establishment.

heavy industry means a building or place used to carry out an industrial activity that requires separation from other development because of the nature of the processes involved, or the materials used, stored or produced, and includes:

- (a) hazardous industry, or
- (b) offensive industry.

It may also involve the use of a hazardous storage establishment or offensive storage establishment.

Note. Heavy industries are a type of **industry**—see the definition of that term in this Dictionary.

Height of Buildings Map means the Leichhardt Local Environmental Plan 2013 Height of Buildings Map. [Not adopted. See clause 4.3.]

helipad means a place not open to the public used for the taking off and landing of helicopters.

heliport means a place open to the public that is used for the taking off and landing of helicopters, whether or not it includes:

- (a) a terminal building, or

- (b) facilities for the parking, storage or repair of helicopters.

Note. Heliports are a type of **air transport facility**—see the definition of that term in this Dictionary.

heritage conservation area means an area of land of heritage significance:

- (a) shown on the Heritage Map as a heritage conservation area, and
 (b) the location and nature of which is described in Schedule 5,

and includes any heritage items situated on or within that area.

heritage conservation management plan means a document prepared in accordance with guidelines prepared by the Division of the Government Service responsible to the Minister administering the *Heritage Act 1977* that documents the heritage significance of an item, place or heritage conservation area and identifies conservation policies and management mechanisms that are appropriate to enable that significance to be retained.

heritage impact statement means a document consisting of:

- (a) a statement demonstrating the heritage significance of a heritage item or heritage conservation area, and
 (b) an assessment of the impact that proposed development will have on that significance, and
 (c) proposals for measures to minimise that impact.

heritage item means a building, work, place, relic, tree, object or archaeological site the location and nature of which is described in Schedule 5.

Note. An inventory of heritage items is also available at the office of the Council.

heritage management document means:

- (a) a heritage conservation management plan, or
 (b) a heritage impact statement, or
 (c) any other document that provides guidelines for the ongoing management and conservation of a heritage item, Aboriginal object, Aboriginal place of heritage significance or heritage conservation area.

Heritage Map means the Leichhardt Local Environmental Plan 2013 Heritage Map.

heritage significance means historical, scientific, cultural, social, archaeological, architectural, natural or aesthetic value.

high technology industry means a building or place predominantly used to carry out an industrial activity that involves any of the following:

- (a) electronic or micro-electronic systems, goods or components,
 (b) information technology (such as computer software or hardware),
 (c) instrumentation or instruments of a scientific, industrial, technological, medical or similar nature,
 (d) biological, pharmaceutical, medical or paramedical systems, goods or components,

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- (e) film, television or multi-media technologies, including any post production systems, goods or components,
- (f) telecommunications systems, goods or components,
- (g) sustainable energy technologies,
- (h) any other goods, systems or components intended for use in a science or technology related field,

but does not include a building or place used to carry out an industrial activity that presents a hazard or potential hazard to the neighbourhood or that, because of the scale and nature of the processes involved, interferes with the amenity of the neighbourhood.

Note. High technology industries are a type of **light industry**—see the definition of that term in this Dictionary.

highway service centre means a building or place used to provide refreshments and vehicle services to highway users. It may include any one or more of the following:

- (a) a restaurant or cafe,
- (b) take away food and drink premises,
- (c) service stations and facilities for emergency vehicle towing and repairs,
- (d) parking for vehicles,
- (e) rest areas and public amenities.

home-based child care means a dwelling used by a resident of the dwelling for the supervision and care of one or more children and that satisfies the following conditions:

- (a) the service is licensed within the meaning of the *Children and Young Persons (Care and Protection) Act 1998*,
- (b) the number of children (including children related to the carer or licensee) does not at any one time exceed 7 children under the age of 12 years, including no more than 5 who do not ordinarily attend school.

home business means a business that is carried on in a dwelling, or in a building ancillary to a dwelling, by one or more permanent residents of the dwelling and that does not involve:

- (a) the employment of more than 2 persons other than those residents, or
- (b) interference with the amenity of the neighbourhood by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, traffic generation or otherwise, or
- (c) the exposure to view, from any adjacent premises or from any public place, of any unsightly matter, or
- (d) the exhibition of any signage (other than a business identification sign), or

(e) the sale of items (whether goods or materials), or the exposure or offer for sale of items, by retail, except for goods produced at the dwelling or building, but does not include bed and breakfast accommodation, home occupation (sex services) or sex services premises.

Note. See clause 5.4 for controls relating to the floor area used for a home business.

home industry means a dwelling (or a building ancillary to a dwelling) used by one or more permanent residents of the dwelling to carry out an industrial activity that does not involve any of the following:

- (a) the employment of more than 2 persons other than those residents,
- (b) interference with the amenity of the neighbourhood by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, traffic generation or otherwise,
- (c) the exposure to view, from any adjacent premises or from any public place, of any unsightly matter,
- (d) the exhibition of any signage (other than a business identification sign),
- (e) the sale of items (whether goods or materials), or the exposure or offer for sale of items, by retail, except for goods produced at the dwelling or building,

but does not include bed and breakfast accommodation or sex services premises.

Note. See clause 5.4 for controls relating to the floor area used for a home industry.

Home industries are a type of **light industry**—see the definition of that term in this Dictionary.

home occupation means an occupation that is carried on in a dwelling, or in a building ancillary to a dwelling, by one or more permanent residents of the dwelling and that does not involve:

- (a) the employment of persons other than those residents, or
- (b) interference with the amenity of the neighbourhood by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, traffic generation or otherwise, or
- (c) the display of goods, whether in a window or otherwise, or
- (d) the exhibition of any signage (other than a business identification sign), or
- (e) the sale of items (whether goods or materials), or the exposure or offer for sale of items, by retail,

but does not include bed and breakfast accommodation, home occupation (sex services) or sex services premises.

home occupation (sex services) means the provision of sex services in a dwelling that is a brothel, or in a building that is a brothel and is ancillary to such a dwelling, by no more than 2 permanent residents of the dwelling and that does not involve:

- (a) the employment of persons other than those residents, or
- (b) interference with the amenity of the neighbourhood by reason of the emission of noise, traffic generation or otherwise, or

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- (c) the exhibition of any signage, or
- (d) the sale of items (whether goods or materials), or the exposure or offer for sale of items, by retail,

but does not include a home business or sex services premises.

horticulture means the cultivation of fruits, vegetables, mushrooms, nuts, cut flowers and foliage and nursery products for commercial purposes, but does not include a plant nursery, turf farming or viticulture.

Note. Horticulture is a type of **intensive plant agriculture**—see the definition of that term in this Dictionary.

hospital means a building or place used for the purpose of providing professional health care services (such as preventative or convalescent care, diagnosis, medical or surgical treatment, psychiatric care or care for people with disabilities, or counselling services provided by health care professionals) to people admitted as in-patients (whether or not out-patients are also cared for or treated there), and includes ancillary facilities for (or that consist of) any of the following:

- (a) day surgery, day procedures or health consulting rooms,
- (b) accommodation for nurses or other health care workers,
- (c) accommodation for persons receiving health care or for their visitors,
- (d) shops, kiosks, restaurants or cafes or take-away food and drink premises,
- (e) patient transport facilities, including helipads, ambulance facilities and car parking,
- (f) educational purposes or any other health-related use,
- (g) research purposes (whether or not carried out by hospital staff or health care workers or for commercial purposes),
- (h) chapels,
- (i) hospices,
- (j) mortuaries.

Note. Hospitals are a type of **health services facility**—see the definition of that term in this Dictionary.

hostel means premises that are generally staffed by social workers or support providers and at which:

- (a) residential accommodation is provided in dormitories, or on a single or shared basis, or by a combination of them, and
- (b) cooking, dining, laundering, cleaning and other facilities are provided on a shared basis.

Note. Hostels are a type of **residential accommodation**—see the definition of that term in this Dictionary.

hotel or motel accommodation means a building or place (whether or not licensed premises under the *Liquor Act 2007*) that provides temporary or short-term accommodation on a commercial basis and that:

- (a) comprises rooms or self-contained suites, and
- (b) may provide meals to guests or the general public and facilities for the parking of guests' vehicles,

but does not include backpackers' accommodation, a boarding house, bed and breakfast accommodation or farm stay accommodation.

Note. Hotel or motel accommodation is a type of **tourist and visitor accommodation**—see the definition of that term in this Dictionary.

industrial activity means the manufacturing, production, assembling, altering, formulating, repairing, renovating, ornamenting, finishing, cleaning, washing, dismantling, transforming, processing, recycling, adapting or servicing of, or the research and development of, any goods, substances, food, products or articles for commercial purposes, and includes any storage or transportation associated with any such activity.

industrial retail outlet means a building or place that:

- (a) is used in conjunction with an industry or rural industry, and
- (b) is situated on the land on which the industry or rural industry is located, and
- (c) is used for the display or sale (whether by retail or wholesale) of only those goods that have been manufactured on the land on which the industry or rural industry is located,

but does not include a warehouse or distribution centre.

Note. See clause 5.4 for controls relating to the retail floor area of an industrial retail outlet.

industrial training facility means a building or place used in connection with vocational training in an activity (such as forklift or truck driving, welding or carpentry) that is associated with an industry, rural industry, extractive industry or mining, but does not include an educational establishment, business premises or retail premises.

industry means any of the following:

- (a) general industry,
- (b) heavy industry,
- (c) light industry,

but does not include:

- (d) rural industry, or
- (e) extractive industry, or
- (f) mining.

information and education facility means a building or place used for providing information or education to visitors, and the exhibition or display of items, and includes an art gallery, museum, library, visitor information centre and the like.

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intensive livestock agriculture means the keeping or breeding, for commercial purposes, of cattle, poultry, pigs, goats, horses or other livestock that are fed wholly or substantially on externally-sourced feed, and includes any of the following:

- (a) dairies (restricted),
- (b) feedlots,
- (c) piggeries,
- (d) poultry farms,

but does not include extensive agriculture, aquaculture or the operation of facilities for drought or similar emergency relief.

Note. Intensive livestock agriculture is a type of ***agriculture***—see the definition of that term in this Dictionary.

intensive plant agriculture means any of the following:

- (a) the cultivation of irrigated crops for commercial purposes (other than irrigated pasture or fodder crops),
- (b) horticulture,
- (c) turf farming,
- (d) viticulture.

Note. Intensive plant agriculture is a type of ***agriculture***—see the definition of that term in this Dictionary.

jetty means a horizontal decked walkway providing access from the shore to the waterway and is generally constructed on a piered or piled foundation.

kiosk means premises that are used for the purposes of selling food, light refreshments and other small convenience items such as newspapers, films and the like.

Note. See clause 5.4 for controls relating to the gross floor area of a kiosk.

Kiosks are a type of ***retail premises***—see the definition of that term in this Dictionary.

Land Application Map means the Leichhardt Local Environmental Plan 2013 Land Application Map.

Land Reservation Acquisition Map means the Leichhardt Local Environmental Plan 2013 Land Reservation Acquisition Map.

Land Zoning Map means the Leichhardt Local Environmental Plan 2013 Land Zoning Map.

landscaped area means a part of a site used for growing plants, grasses and trees, but does not include any building, structure or hard paved area.

landscaping material supplies means a building or place used for the storage and sale of landscaping supplies such as soil, gravel, potting mix, mulch, sand, railway sleepers, screenings, rock and the like.

Note. Landscaping material supplies are a type of ***retail premises***—see the definition of that term in this Dictionary.

light industry means a building or place used to carry out an industrial activity that does not interfere with the amenity of the neighbourhood by reason of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, or otherwise, and includes any of the following:

- (a) high technology industry,
- (b) home industry.

Note. Light industries are a type of **industry**—see the definition of that term in this Dictionary.

liquid fuel depot means premises used for the bulk storage of petrol, oil, petroleum or other inflammable liquid for wholesale distribution and at which no retail trade is conducted.

Note. Liquid fuel depots are a type of **heavy industrial storage establishment**—see the definition of that term in this Dictionary.

livestock processing industry means a building or place used for the commercial production of products derived from the slaughter of animals (including poultry) or the processing of skins or wool of animals, derived principally from surrounding districts, and includes abattoirs, knackeries, tanneries, woolscours and rendering plants.

Note. Livestock processing industries are a type of **rural industry**—see the definition of that term in this Dictionary.

Lot Size Map means the Leichhardt Local Environmental Plan 2013 Lot Size Map.

maintenance, in relation to a heritage item, Aboriginal object or Aboriginal place of heritage significance, or a building, work, archaeological site, tree or place within a heritage conservation area, means ongoing protective care, but does not include the removal or disturbance of existing fabric, alterations (such as carrying out extensions or additions) or the introduction of new materials or technology.

marina means a permanent boat storage facility (whether located wholly on land, wholly on a waterway or partly on land and partly on a waterway), and includes any of the following associated facilities:

- (a) any facility for the construction, repair, maintenance, storage, sale or hire of boats,
- (b) any facility for providing fuelling, sewage pump-out or other services for boats,
- (c) any facility for launching or landing boats, such as slipways or hoists,
- (d) any car parking or commercial, tourist or recreational or club facility that is ancillary to the boat storage facility,
- (e) any berthing or mooring facilities.

market means an open-air area, or an existing building, that is used for the purpose of selling, exposing or offering goods, merchandise or materials for sale by independent stall holders, and includes temporary structures and existing permanent structures used for that purpose on an intermittent or occasional basis.

Note. Markets are a type of **retail premises**—see the definition of that term in this Dictionary.

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mean high water mark means the position where the plane of the mean high water level of all ordinary local high tides intersects the foreshore, being 1.44m above the zero of Fort Denison Tide Gauge and 0.515m Australian Height Datum.

medical centre means premises that are used for the purpose of providing health services (including preventative care, diagnosis, medical or surgical treatment, counselling or alternative therapies) to out-patients only, where such services are principally provided by health care professionals. It may include the ancillary provision of other health services.

Note. Medical centres are a type of **health services facility**—see the definition of that term in this Dictionary.

mezzanine means an intermediate floor within a room.

mine means any place (including any excavation) where an operation is carried on for mining of any mineral by any method and any place on which any mining related work is carried out, but does not include a place used only for extractive industry.

mine subsidence district means a mine subsidence district proclaimed under section 15 of the *Mine Subsidence Compensation Act 1961*.

mining means mining carried out under the *Mining Act 1992* or the recovery of minerals under the *Offshore Minerals Act 1999*, and includes:

- (a) the construction, operation and decommissioning of associated works, and
- (b) the rehabilitation of land affected by mining.

Note. Mining is not a type of **industry**—see the definition of that term in this Dictionary.

mixed use development means a building or place comprising 2 or more different land uses.

mooring means a detached or freestanding apparatus located on or in a waterway and that is capable of securing a vessel, but does not include a mooring pen.

mooring pen means an arrangement of freestanding piles or other restraining devices designed or used for the purpose of berthing a vessel.

mortuary means premises that are used, or intended to be used, for the receiving, preparation, embalming and storage of bodies of deceased persons pending their interment or cremation.

moveable dwelling has the same meaning as in the *Local Government Act 1993*.

Note. The term is defined as follows:

moveable dwelling means:

- (a) any tent, or any caravan or other van or other portable device (whether on wheels or not), used for human habitation, or
- (b) a manufactured home, or
- (c) any conveyance, structure or thing of a class or description prescribed by the regulations (under the *Local Government Act 1993*) for the purposes of this definition.

multi dwelling housing means 3 or more dwellings (whether attached or detached) on one lot of land, each with access at ground level, but does not include a residential flat building.

Note. Multi dwelling housing is a type of **residential accommodation**—see the definition of that term in this Dictionary.

native fauna means any animal-life that is indigenous to New South Wales or is known to periodically or occasionally migrate to New South Wales, whether vertebrate (including fish) or invertebrate and in any stage of biological development, but does not include humans.

native flora means any plant-life that is indigenous to New South Wales, whether vascular or non-vascular and in any stage of biological development, and includes fungi and lichens, and marine vegetation within the meaning of Part 7A of the *Fisheries Management Act 1994*.

native vegetation has the same meaning as in the *Native Vegetation Act 2003*.

Note. The term is defined as follows:

Meaning of “native vegetation”

- (1) **Native vegetation** means any of the following types of indigenous vegetation:
 - (a) trees (including any sapling or shrub, or any scrub),
 - (b) understorey plants,
 - (c) groundcover (being any type of herbaceous vegetation),
 - (d) plants occurring in a wetland.
- (2) Vegetation is **indigenous** if it is of a species of vegetation, or if it comprises species of vegetation, that existed in the State before European settlement.
- (3) **Native vegetation** does not include any mangroves, seagrasses or any other type of marine vegetation to which section 205 of the *Fisheries Management Act 1994* applies.

navigable waterway means any waterway that is from time to time capable of navigation and is open to or used by the public for navigation, but does not include flood waters that have temporarily flowed over the established bank of a watercourse.

neighbourhood shop means premises used for the purposes of selling general merchandise such as foodstuffs, personal care products, newspapers and the like to provide for the day-to-day needs of people who live or work in the local area, and may include ancillary services such as a post office, bank or dry cleaning, but does not include restricted premises.

Note. See clause 5.4 for controls relating to the retail floor area of neighbourhood shops.

Neighbourhood shops are a type of **shop**—see the definition of that term in this Dictionary.

nominated State heritage item means a heritage item that:

- (a) has been identified as an item of State significance in a publicly exhibited heritage study adopted by the Council, and
- (b) the Council has, by notice in writing to the Heritage Council, nominated as an item of potential State significance.

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non-potable water means water that does not meet the standards or values for drinking water recommended from time to time by the National Health and Medical Research Council.

NSW Coastal Policy means the publication titled *NSW Coastal Policy 1997: A Sustainable Future for the New South Wales Coast*, published by the Government.

offensive industry means a building or place used to carry out an industrial activity that would, when carried out and when all measures proposed to reduce or minimise its impact on the locality have been employed (including, for example, measures to isolate the activity from existing or likely future development on other land in the locality), emit a polluting discharge (including, for example, noise) in a manner that would have a significant adverse impact in the locality or on existing or likely future development on other land in the locality.

Note. Offensive industries are a type of **heavy industry**—see the definition of that term in this Dictionary.

offensive storage establishment means a building or place that is used for the storage of goods, materials or products and that would, when all measures proposed to reduce or minimise its impact on the locality have been employed (including, for example, measures to isolate the building or place from existing or likely future development on other land in the locality), emit a polluting discharge (including, for example, noise) in a manner that would have a significant adverse impact in the locality or on existing or likely future development on other land in the locality.

Note. Offensive storage establishments are a type of **heavy industrial storage establishment**—see the definition of that term in this Dictionary.

office premises means a building or place used for the purpose of administrative, clerical, technical, professional or similar activities that do not include dealing with members of the public at the building or place on a direct and regular basis, except where such dealing is a minor activity (by appointment) that is ancillary to the main purpose for which the building or place is used.

Note. Office premises are a type of **commercial premises**—see the definition of that term in this Dictionary.

open cut mining means mining carried out on, and by excavating, the earth's surface, but does not include underground mining.

operational land has the same meaning as in the *Local Government Act 1993*.

parking space means a space dedicated for the parking of a motor vehicle, including any manoeuvring space and access to it, but does not include a car park.

passenger transport facility means a building or place used for the assembly or dispersal of passengers by any form of transport, including facilities required for parking, manoeuvring, storage or routine servicing of any vehicle that uses the building or place.

people who are socially disadvantaged means:

- (a) people who are disadvantaged because of their alcohol or drug dependence, extreme poverty, psychological disorder or other similar disadvantage, or
- (b) people who require protection because of domestic violence or upheaval.

people with a disability means people of any age who, as a result of having an intellectual, psychiatric, sensory, physical or similar impairment, or a combination of such impairments, either permanently or for an extended period, have substantially limited opportunities to enjoy full and active lives.

place of public worship means a building or place used for the purpose of religious worship by a congregation or religious group, whether or not the building or place is also used for counselling, social events, instruction or religious training.

plant nursery means a building or place the principal purpose of which is the retail sale of plants that are grown or propagated on site or on an adjacent site. It may include the on-site sale of any such plants by wholesale and, if ancillary to the principal purpose for which the building or place is used, the sale of landscape and gardening supplies and equipment and the storage of these items.

Note. Plant nurseries are a type of ***retail premises***—see the definition of that term in this Dictionary.

port facilities means any of the following facilities at or in the vicinity of a designated port within the meaning of section 47 of the *Ports and Maritime Administration Act 1995*:

- (a) facilities for the embarkation or disembarkation of passengers onto or from any vessels, including public ferry wharves,
- (b) facilities for the loading or unloading of freight onto or from vessels and associated receipt, land transport and storage facilities,
- (c) wharves for commercial fishing operations,
- (d) refuelling, launching, berthing, mooring, storage or maintenance facilities for any vessel,
- (e) sea walls or training walls,
- (f) administration buildings, communication, security and power supply facilities, roads, rail lines, pipelines, fencing, lighting or car parks.

potable water means water that meets the standards or values for drinking water recommended from time to time by the National Health and Medical Research Council.

private open space means an area external to a building (including an area of land, terrace, balcony or deck) that is used for private outdoor purposes ancillary to the use of the building.

property vegetation plan has the same meaning as in the *Native Vegetation Act 2003*.

Note. The term is defined as follows:

property vegetation plan means a property vegetation plan that has been approved under Part 4 of the *Native Vegetation Act 2003*.

pub means licensed premises under the *Liquor Act 2007* the principal purpose of which is the retail sale of liquor for consumption on the premises, whether or not the

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premises include hotel or motel accommodation and whether or not food is sold or entertainment is provided on the premises.

Note. Pubs are a type of **food and drink premises**—see the definition of that term in this Dictionary.

public administration building means a building used as offices or for administrative or other like purposes by the Crown, a statutory body, a council or an organisation established for public purposes, and includes a courthouse or a police station.

public authority has the same meaning as in the Act.

public land has the same meaning as in the *Local Government Act 1993*.

Note. The term is defined as follows:

public land means any land (including a public reserve) vested in or under the control of the council, but does not include:

- (a) a public road, or
- (b) land to which the *Crown Lands Act 1989* applies, or
- (c) a common, or
- (d) land subject to the *Trustees of Schools of Arts Enabling Act 1902*, or
- (e) a regional park under the *National Parks and Wildlife Act 1974*.

public reserve has the same meaning as in the *Local Government Act 1993*.

public utility undertaking means any of the following undertakings carried on or permitted to be carried on by or by authority of any Government Department or under the authority of or in pursuance of any Commonwealth or State Act:

- (a) railway, road transport, water transport, air transport, wharf or river undertakings,
- (b) undertakings for the supply of water, hydraulic power, electricity or gas or the provision of sewerage or drainage services,

and a reference to a person carrying on a public utility undertaking includes a reference to a council, electricity supply authority, Government Department, corporation, firm or authority carrying on the undertaking.

rainwater tank means a tank designed for the storage of rainwater gathered on the land on which the tank is situated.

recreation area means a place used for outdoor recreation that is normally open to the public, and includes:

- (a) a children's playground, or
- (b) an area used for community sporting activities, or
- (c) a public park, reserve or garden or the like,

and any ancillary buildings, but does not include a recreation facility (indoor), recreation facility (major) or recreation facility (outdoor).

recreation facility (indoor) means a building or place used predominantly for indoor recreation, whether or not operated for the purposes of gain, including a squash court, indoor swimming pool, gymnasium, table tennis centre, health studio, bowling alley,

ice rink or any other building or place of a like character used for indoor recreation, but does not include an entertainment facility, a recreation facility (major) or a registered club.

recreation facility (major) means a building or place used for large-scale sporting or recreation activities that are attended by large numbers of people whether regularly or periodically, and includes theme parks, sports stadiums, showgrounds, racecourses and motor racing tracks.

recreation facility (outdoor) means a building or place (other than a recreation area) used predominantly for outdoor recreation, whether or not operated for the purposes of gain, including a golf course, golf driving range, mini-golf centre, tennis court, paint-ball centre, lawn bowling green, outdoor swimming pool, equestrian centre, skate board ramp, go-kart track, rifle range, water-ski centre or any other building or place of a like character used for outdoor recreation (including any ancillary buildings), but does not include an entertainment facility or a recreation facility (major).

Reduced Level (RL) means height above the Australian Height Datum, being the datum surface approximating mean sea level that was adopted by the National Mapping Council of Australia in May 1971.

registered club means a club that holds a club licence under the *Liquor Act 2007*.

relic has the same meaning as in the *Heritage Act 1977*.

Note. The term is defined as follows:

relic means any deposit, artefact, object or material evidence that:

- (a) relates to the settlement of the area that comprises New South Wales, not being Aboriginal settlement, and
- (b) is of State or local heritage significance.

research station means a building or place operated by a public authority for the principal purpose of agricultural, environmental, fisheries, forestry, minerals or soil conservation research, and includes any associated facility for education, training, administration or accommodation.

residential accommodation means a building or place used predominantly as a place of residence, and includes any of the following:

- (a) attached dwellings,
- (b) boarding houses,
- (c) dual occupancies,
- (d) dwelling houses,
- (e) group homes,
- (f) hostels,
- (g) multi dwelling housing,
- (h) residential flat buildings,
- (i) rural workers' dwellings,

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- (j) secondary dwellings,
- (k) semi-detached dwellings,
- (l) seniors housing,
- (m) shop top housing,

but does not include tourist and visitor accommodation or caravan parks.

residential care facility means accommodation for seniors or people with a disability that includes:

- (a) meals and cleaning services, and
- (b) personal care or nursing care, or both, and
- (c) appropriate staffing, furniture, furnishings and equipment for the provision of that accommodation and care,

but does not include a dwelling, hostel, hospital or psychiatric facility.

Note. Residential care facilities are a type of **seniors housing**—see the definition of that term in this Dictionary.

residential flat building means a building containing 3 or more dwellings, but does not include an attached dwelling or multi dwelling housing.

Note. Residential flat buildings are a type of **residential accommodation**—see the definition of that term in this Dictionary.

resource recovery facility means a building or place used for the recovery of resources from waste, including works or activities such as separating and sorting, processing or treating the waste, composting, temporary storage, transfer or sale of recovered resources, energy generation from gases and water treatment, but not including re-manufacture or disposal of the material by landfill or incineration.

Note. Resource recovery facilities are a type of **waste or resource management facility**—see the definition of that term in this Dictionary.

respite day care centre means a building or place that is used for the care of seniors or people who have a disability and that does not provide overnight accommodation for people other than those related to the owner or operator of the centre.

restaurant or cafe means a building or place the principal purpose of which is the preparation and serving, on a retail basis, of food and drink to people for consumption on the premises, whether or not liquor, takeaway meals and drinks or entertainment are also provided.

Note. Restaurants or cafes are a type of **food and drink premises**—see the definition of that term in this Dictionary.

restricted premises means premises that, due to their nature, restrict access to patrons or customers over 18 years of age, and includes sex shops and similar premises, but does not include a pub, hotel or motel accommodation, home occupation (sex services) or sex services premises.

restriction facilities means facilities where animals are constrained for management purposes, including milking sheds, pads, feed stalls, holding yards and paddocks where the number of livestock exceeds the ability of vegetation to recover from the

effects of grazing in a normal growing season, but does not include facilities for drought or similar emergency relief.

retail premises means a building or place used for the purpose of selling items by retail, or hiring or displaying items for the purpose of selling them or hiring them out, whether the items are goods or materials (or whether also sold by wholesale), and includes any of the following:

- (a) bulky goods premises,
- (b) cellar door premises,
- (c) food and drink premises,
- (d) garden centres,
- (e) hardware and building supplies,
- (f) kiosks,
- (g) landscaping material supplies,
- (h) markets,
- (i) plant nurseries,
- (j) roadside stalls,
- (k) rural supplies,
- (l) shops,
- (m) timber yards,
- (n) vehicle sales or hire premises,

but does not include highway service centres, service stations, industrial retail outlets or restricted premises.

Note. Retail premises are a type of **commercial premises**—see the definition of that term in this Dictionary.

road means a public road or a private road within the meaning of the *Roads Act 1993*, and includes a classified road.

roadside stall means a place or temporary structure used for the retail sale of agricultural produce or hand crafted goods (or both) produced from the property on which the stall is situated or from an adjacent property.

Note. See clause 5.4 for controls relating to the gross floor area of roadside stalls.

Roadside stalls are a type of **retail premises**—see the definition of that term in this Dictionary.

rural industry means the handling, treating, production, processing, storage or packing of animal or plant agricultural products for commercial purposes, and includes any of the following:

- (a) agricultural produce industries,
- (b) livestock processing industries,
- (c) composting facilities and works (including the production of mushroom substrate),

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- (d) sawmill or log processing works,
- (e) stock and sale yards,
- (f) the regular servicing or repairing of plant or equipment used for the purposes of a rural enterprise.

Note. Rural industries are not a type of *industry*—see the definition of that term in this Dictionary.

rural supplies means a building or place used for the display, sale or hire of stockfeeds, grains, seed, fertilizers, veterinary supplies and other goods or materials used in farming and primary industry production.

Note. Rural supplies are a type of *retail premises*—see the definition of that term in this Dictionary.

rural worker's dwelling means a building or place that is additional to a dwelling house on the same lot and that is used predominantly as a place of residence by persons employed, whether on a long-term or short-term basis, for the purpose of agriculture or a rural industry on that land.

Note. Rural workers' dwellings are a type of *residential accommodation*—see the definition of that term in this Dictionary.

sawmill or log processing works means a building or place used for handling, cutting, chipping, pulping or otherwise processing logs, baulks, branches or stumps, principally derived from surrounding districts, into timber or other products derived from wood.

Note. Sawmill or log processing works are a type of *rural industry*—see the definition of that term in this Dictionary.

school means a government school or non-government school within the meaning of the *Education Act 1990*.

Note. Schools are a type of *educational establishment*—see the definition of that term in this Dictionary.

secondary dwelling means a self-contained dwelling that:

- (a) is established in conjunction with another dwelling (the *principal dwelling*), and
- (b) is on the same lot of land as the principal dwelling, and
- (c) is located within, or is attached to, or is separate from, the principal dwelling.

Note. See clause 5.4 for controls relating to the total floor area of secondary dwellings.

Secondary dwellings are a type of *residential accommodation*—see the definition of that term in this Dictionary.

self-storage units means premises that consist of individual enclosed compartments for storing goods or materials (other than hazardous or offensive goods or materials).

Note. Self-storage units are a type of *storage premises*—see the definition of that term in this Dictionary.

semi-detached dwelling means a dwelling that is on its own lot of land and is attached to only one other dwelling.

Note. Semi-detached dwellings are a type of *residential accommodation*—see the definition of that term in this Dictionary.

seniors housing means a building or place that is:

- (a) a residential care facility, or
- (b) a hostel within the meaning of clause 12 of *State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004*, or
- (c) a group of self-contained dwellings, or
- (d) a combination of any of the buildings or places referred to in paragraphs (a)–(c),

and that is, or is intended to be, used permanently for:

- (e) seniors or people who have a disability, or
- (f) people who live in the same household with seniors or people who have a disability, or
- (g) staff employed to assist in the administration of the building or place or in the provision of services to persons living in the building or place,

but does not include a hospital.

Note. Seniors housing is a type of **residential accommodation**—see the definition of that term in this Dictionary.

service station means a building or place used for the sale by retail of fuels and lubricants for motor vehicles, whether or not the building or place is also used for any one or more of the following:

- (a) the ancillary sale by retail of spare parts and accessories for motor vehicles,
- (b) the cleaning of motor vehicles,
- (c) installation of accessories,
- (d) inspecting, repairing and servicing of motor vehicles (other than body building, panel beating, spray painting, or chassis restoration),
- (e) the ancillary retail selling or hiring of general merchandise or services or both.

serviced apartment means a building (or part of a building) providing self-contained accommodation to tourists or visitors on a commercial basis and that is regularly serviced or cleaned by the owner or manager of the building or part of the building or the owner's or manager's agents.

Note. Serviced apartments are a type of **tourist and visitor accommodation**—see the definition of that term in this Dictionary.

sewage reticulation system means a building or place used for the collection and transfer of sewage to a sewage treatment plant or water recycling facility for treatment, or transfer of the treated waste for use or disposal, including associated:

- (a) pipelines and tunnels, and
- (b) pumping stations, and
- (c) dosing facilities, and
- (d) odour control works, and

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- (e) sewage overflow structures, and
- (f) vent stacks.

Note. Sewage reticulation systems are a type of **sewerage system**—see the definition of that term in this Dictionary.

sewage treatment plant means a building or place used for the treatment and disposal of sewage, whether or not the facility supplies recycled water for use as an alternative water supply.

Note. Sewage treatment plants are a type of **sewerage system**—see the definition of that term in this Dictionary.

sewerage system means any of the following:

- (a) biosolids treatment facility,
- (b) sewage reticulation system,
- (c) sewage treatment plant,
- (d) water recycling facility,
- (e) a building or place or place that is a combination of any of the things referred to in paragraphs (a)–(d).

sex services means sexual acts or sexual services in exchange for payment.

sex services premises means a brothel, but does not include home occupation (sex services).

shop means premises that sell merchandise such as groceries, personal care products, clothing, music, homewares, stationery, electrical goods or the like or that hire any such merchandise, and includes a neighbourhood shop, but does not include food and drink premises or restricted premises.

Note. Shops are a type of **retail premises**—see the definition of that term in this Dictionary.

shop top housing means one or more dwellings located above ground floor retail premises or business premises.

Note. Shop top housing is a type of **residential accommodation**—see the definition of that term in this Dictionary.

signage means any sign, notice, device, representation or advertisement that advertises or promotes any goods, services or events and any structure or vessel that is principally designed for, or that is used for, the display of signage, and includes any of the following:

- (a) an advertising structure,
- (b) a building identification sign,
- (c) a business identification sign,

but does not include a traffic sign or traffic control facilities.

site area means the area of any land on which development is or is to be carried out. The land may include the whole or part of one lot, or more than one lot if they are

contiguous to each other, but does not include the area of any land on which development is not permitted to be carried out under this Plan.

Note. The effect of this definition is varied by clause 4.5 for the purpose of the determination of permitted floor space area for proposed development.

site coverage means the proportion of a site area covered by buildings. However, the following are not included for the purpose of calculating site coverage:

- (a) any basement,
- (b) any part of an awning that is outside the outer walls of a building and that adjoins the street frontage or other site boundary,
- (c) any eaves,
- (d) unenclosed balconies, decks, pergolas and the like.

small bar means a small bar within the meaning of the *Liquor Act 2007*.

Note. Small bars are a type of **food and drink premises**—see the definition of that term in this Dictionary.

spa pool has the same meaning as in the *Swimming Pools Act 1992*.

Note. The term is defined to include any excavation, structure or vessel in the nature of a spa pool, flotation tank, tub or the like.

stock and sale yard means a building or place that is used on a commercial basis for the purpose of offering livestock or poultry for sale and that may be used for the short-term storage and watering of stock.

Note. Stock and sale yards are a type of **rural industry**—see the definition of that term in this Dictionary.

storage premises means a building or place used for the storage of goods, materials, plant or machinery for commercial purposes and where the storage is not ancillary to any industry, business premises or retail premises on the same parcel of land, and includes self-storage units, but does not include a heavy industrial storage establishment or a warehouse or distribution centre.

storey means a space within a building that is situated between one floor level and the floor level next above, or if there is no floor above, the ceiling or roof above, but does not include:

- (a) a space that contains only a lift shaft, stairway or meter room, or
- (b) a mezzanine, or
- (c) an attic.

swimming pool has the same meaning as in the *Swimming Pools Act 1992*.

Note. The term is defined as follows:

swimming pool means an excavation, structure or vessel:

- (a) that is capable of being filled with water to a depth of 300 millimetres or more, and

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- (b) that is solely or principally used, or that is designed, manufactured or adapted to be solely or principally used, for the purpose of swimming, wading, paddling or any other human aquatic activity,

and includes a spa pool, but does not include a spa bath, anything that is situated within a bathroom or anything declared by the regulations made under the *Swimming Pools Act 1992* not to be a swimming pool for the purposes of that Act.

take away food and drink premises means premises that are predominantly used for the preparation and retail sale of food or drink (or both) for immediate consumption away from the premises.

Note. Take away food and drink premises are a type of **food and drink premises**—see the definition of that term in this Dictionary.

telecommunications facility means:

- (a) any part of the infrastructure of a telecommunications network, or
- (b) any line, cable, optical fibre, fibre access node, interconnect point equipment, apparatus, tower, mast, antenna, dish, tunnel, duct, hole, pit, pole or other structure in connection with a telecommunications network, or
- (c) any other thing used in or in connection with a telecommunications network.

telecommunications network means a system, or series of systems, that carries, or is capable of carrying, communications by means of guided or unguided electromagnetic energy, or both.

temporary structure has the same meaning as in the Act.

Note. The term is defined as follows:

temporary structure includes a booth, tent or other temporary enclosure (whether or not part of the booth, tent or enclosure is permanent), and also includes a mobile structure.

the Act means the *Environmental Planning and Assessment Act 1979*.

timber yard means a building or place the principal purpose of which is the sale of sawn, dressed or treated timber, wood fibre boards or similar timber products. It may include the cutting of such timber, boards or products to order and the sale of hardware, paint, tools and materials used in conjunction with the use and treatment of timber.

Note. Timber yards are a type of **retail premises**—see the definition of that term in this Dictionary.

tourist and visitor accommodation means a building or place that provides temporary or short-term accommodation on a commercial basis, and includes any of the following:

- (a) backpackers' accommodation,
- (b) bed and breakfast accommodation,
- (c) farm stay accommodation,
- (d) hotel or motel accommodation,

-
- (e) serviced apartments,
but does not include:
- (f) camping grounds, or
(g) caravan parks, or
(h) eco-tourist facilities.

transport depot means a building or place used for the parking or servicing of motor powered or motor drawn vehicles used in connection with a business, industry, shop or passenger or freight transport undertaking.

truck depot means a building or place used for the servicing and parking of trucks, earthmoving machinery and the like.

turf farming means the commercial cultivation of turf for sale and the removal of turf for that purpose.

Note. Turf farming is a type of **intensive plant agriculture**—see the definition of that term in this Dictionary.

underground mining means:

- (a) mining carried out beneath the earth's surface, including bord and pillar mining, longwall mining, top-level caving, sub-level caving and auger mining, and
- (b) shafts, drill holes, gas and water drainage works, surface rehabilitation works and access pits associated with that mining (whether carried out on or beneath the earth's surface),

but does not include open cut mining.

vehicle body repair workshop means a building or place used for the repair of vehicles or agricultural machinery, involving body building, panel building, panel beating, spray painting or chassis restoration.

vehicle repair station means a building or place used for the purpose of carrying out repairs to, or the selling and fitting of accessories to, vehicles or agricultural machinery, but does not include a vehicle body repair workshop or vehicle sales or hire premises.

vehicle sales or hire premises means a building or place used for the display, sale or hire of motor vehicles, caravans, boats, trailers, agricultural machinery and the like, whether or not accessories are sold or displayed there.

Note. Vehicle sales or hire premises are a type of **retail premises**—see the definition of that term in this Dictionary.

veterinary hospital means a building or place used for diagnosing or surgically or medically treating animals, whether or not animals are kept on the premises for the purpose of treatment.

viticulture means the cultivation of grapes for use in the commercial production of fresh or dried fruit or wine.

Note. Viticulture is a type of **intensive plant agriculture**—see the definition of that term in this Dictionary.

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warehouse or distribution centre means a building or place used mainly or exclusively for storing or handling items (whether goods or materials) pending their sale, but from which no retail sales are made.

waste disposal facility means a building or place used for the disposal of waste by landfill, incineration or other means, including such works or activities as recycling, resource recovery and other resource management activities, energy generation from gases, leachate management, odour control and the winning of extractive material to generate a void for disposal of waste or to cover waste after its disposal.

Note. Waste disposal facilities are a type of **waste or resource management facility**—see the definition of that term in this Dictionary.

waste or resource management facility means any of the following:

- (a) a resource recovery facility,
- (b) a waste disposal facility,
- (c) a waste or resource transfer station,
- (d) a building or place that is a combination of any of the things referred to in paragraphs (a)–(c).

waste or resource transfer station means a building or place used for the collection and transfer of waste material or resources, including the receipt, sorting, compacting, temporary storage and distribution of waste or resources and the loading or unloading of waste or resources onto or from road or rail transport.

Note. Waste or resource transfer stations are a type of **waste or resource management facility**—see the definition of that term in this Dictionary.

water recreation structure means a structure used primarily for recreational purposes that has a direct structural connection between the shore and the waterway, and may include a pier, wharf, jetty or boat launching ramp.

water recycling facility means a building or place used for the treatment of sewage effluent, stormwater or waste water for use as an alternative supply to mains water, groundwater or river water (including, in particular, sewer mining works), whether the facility stands alone or is associated with other development, and includes associated:

- (a) retention structures, and
- (b) treatment works, and
- (c) irrigation schemes.

Note. Water recycling facilities are a type of **sewerage system**—see the definition of that term in this Dictionary.

water reticulation system means a building or place used for the transport of water, including pipes, tunnels, canals, pumping stations, related electricity infrastructure, dosing facilities and water supply reservoirs.

Note. Water reticulation systems are a type of **water supply system**—see the definition of that term in this Dictionary.

water storage facility means a dam, weir or reservoir for the collection and storage of water, and includes associated monitoring or gauging equipment.

Note. Water storage facilities are a type of **water supply system**—see the definition of that term in this Dictionary.

water supply system means any of the following:

- (a) a water reticulation system,
- (b) a water storage facility,
- (c) a water treatment facility,
- (d) a building or place that is a combination of any of the things referred to in paragraphs (a)–(c).

water treatment facility means a building or place used for the treatment of water (such as a desalination plant or a recycled or reclaimed water plant) whether the water produced is potable or not, and includes residuals treatment, storage and disposal facilities, but does not include a water recycling facility.

Note. Water treatment facilities are a type of **water supply system**—see the definition of that term in this Dictionary.

waterbody means a waterbody (artificial) or waterbody (natural).

waterbody (artificial) or **artificial waterbody** means an artificial body of water, including any constructed waterway, canal, inlet, bay, channel, dam, pond, lake or artificial wetland, but does not include a dry detention basin or other stormwater management construction that is only intended to hold water intermittently.

waterbody (natural) or **natural waterbody** means a natural body of water, whether perennial or intermittent, fresh, brackish or saline, the course of which may have been artificially modified or diverted onto a new course, and includes a river, creek, stream, lake, lagoon, natural wetland, estuary, bay, inlet or tidal waters (including the sea).

watercourse means any river, creek, stream or chain of ponds, whether artificially modified or not, in which water usually flows, either continuously or intermittently, in a defined bed or channel, but does not include a waterbody (artificial).

waterway means the whole or any part of a watercourse, wetland, waterbody (artificial) or waterbody (natural).

wetland means:

- (a) natural wetland, including marshes, mangroves, backwaters, billabongs, swamps, sedgelands, wet meadows or wet heathlands that form a shallow waterbody (up to 2 metres in depth) when inundated cyclically, intermittently or permanently with fresh, brackish or salt water, and where the inundation determines the type and productivity of the soils and the plant and animal communities, or
- (b) artificial wetland, including marshes, swamps, wet meadows, sedgelands or wet heathlands that form a shallow waterbody (up to 2 metres in depth) when inundated cyclically, intermittently or permanently with water, and are constructed and vegetated with wetland plant communities.

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wharf or boating facilities means a wharf (or any of the following facilities associated with a wharf or boating) that are not port facilities:

- (a) facilities for the embarkation or disembarkation of passengers onto or from any vessels, including public ferry wharves,
- (b) facilities for the loading or unloading of freight onto or from vessels and associated receipt, land transport and storage facilities,
- (c) wharves for commercial fishing operations,
- (d) refuelling, launching, berthing, mooring, storage or maintenance facilities for any vessel,
- (e) sea walls or training walls,
- (f) administration buildings, communication, security and power supply facilities, roads, rail lines, pipelines, fencing, lighting or car parks.

wholesale supplies means a building or place used for the display, sale or hire of goods or materials by wholesale only to businesses that have an Australian Business Number registered under the *A New Tax System (Australian Business Number) Act 1999* of the Commonwealth.