



New South Wales

Port Stephens Local Environmental Plan 2013 (Amendment No 30)

under the

Environmental Planning and Assessment Act 1979

The following local environmental plan is made by the local plan-making authority under the *Environmental Planning and Assessment Act 1979*.

STEVEN PEART, SECTION MANAGER, STRATEGY AND ENVIRONMENT
PORT STEPHENS COUNCIL
As delegate for the local plan-making authority

Port Stephens Local Environmental Plan 2013 (Amendment No 30)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Port Stephens Local Environmental Plan 2013 (Amendment No 30)*.

2 Commencement

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

3 Land to which Plan applies

This Plan applies to certain land to which Port Stephens Local Environmental Plan 2013 applies.

4 Maps

The maps adopted by Port Stephens Local Environmental Plan 2013 are amended or replaced, as the case requires, by the maps approved by the local plan-making authority on the making of this Plan.

Schedule 1 Amendment of Port Stephens Local Environmental Plan 2013

- [1] **Land Use Table**
Insert “Recreation facilities (outdoor);” in alphabetical order in item 3 of the matter relating to Zone RU2 Rural Landscape.
- [2] **Land Use Table, Zone IN1 General Industrial**
Insert “Storage premises;” in alphabetical order in item 3.
- [3] **Land Use Table, Zone IN2 Light Industrial**
Insert “Mortuaries;” and “Recreation facilities (indoor);” in alphabetical order in item 3.
- [4] **Schedule 5 Environmental heritage**
Omit the address from the matter relating to item I1 in Part 1.
Insert instead “4480 Nelson Bay Road”.
- [5] **Schedule 5, Part 1**
Omit “Local” from the matter relating to item I7. Insert instead “State”.
- [6] **Schedule 5, Part 1**
Omit the property description from the matter relating to item I14.
Insert instead “Lot 31, DP 1140564”.
- [7] **Schedule 5, Part 1**
Omit the property description from the matter relating to item I16.
Insert instead “Lots 20–23, DP 1053120”.
- [8] **Schedule 5, Part 1**
Omit the property description from the matter relating to item I19.
Insert instead “Lot 12, DP 1204972”.
- [9] **Schedule 5, Part 1**
Omit the property description from the matter relating to item I21.
Insert instead “Lot 14, DP 1232828”.
- [10] **Schedule 5, Part 1**
Omit the property description from the matter relating to item I25.
Insert instead “Lot 1, DP 915417”.
- [11] **Schedule 5, Part 1**
Omit the address from the matter relating to item I29.
Insert instead “8 Laman Street and 3 Teramby Road”.
- [12] **Schedule 5, Part 1**
Omit the matter relating to item I30. Insert instead—

| | | | | |
|------------|--|--|--|-----------|
| Nelson Bay | The Native Flora Reserve, including site of former migrant camp, foundations of HMAS Assault, Aboriginal scar tree, burial site, below water items including Higgins landing barges, army jeeps, various munitions and anchor of USS Henry S Grant | 12 Dixon Drive, 1, 3, 3A, 3B and 3C Lighthouse Road, 98 Shoal Bay Road and 2 and 4 Victoria Parade | Lot 2, DP 1086708; Lot 102, DP 1175980; Lot 430, DP 41445; Lot 5, DP 727756; Part Lot 4, DP 727756; Lot 3, DP 727756; Lot 101, DP 1175980; Lot 365, DP 753204; Lot 100, DP 1175980 | Local I30 |
|------------|--|--|--|-----------|

[13] Schedule 5, Part 1

Omit the matter relating to item I31. Insert instead—

| | | | | |
|------------|--|--------------------|-------------------|-----------|
| Nelson Bay | Nelson Head Lighthouse Group— Nelson Head Lighthouse, cottages and reserve, including Apex Park and Christmas Bush Avenue oil-burning street lamps | 5A Lighthouse Road | Lot 427, DP 39728 | Local I31 |
|------------|--|--------------------|-------------------|-----------|

[14] Schedule 5, Part 1

Omit the property description from the matter relating to item I33.

Insert instead “Lot 2, DP 1128723; Lot 1, DP 1155736; Lot 7322, DP 1151533; Lot 7323, DP 1151533”.

[15] Schedule 5, Part 1

Omit the matter relating to item I34. Insert instead—

| | | | | |
|---------------|---|--|--|-----------|
| Port Stephens | Stockton Beach Dune System, including Aboriginal site and shell middens, ship wrecks, WWII ramparts, tank traps, proofing range, rifle range and tin huts | 14 and 20A Popplewell Road, Fern Bay, 33, 35 and 37 Coxs Lane, Fullerton Cove, 27, 30, 32, 34, 40 and 42 Stockton Bight Track, Fullerton Cove, 3006 Nelson Bay Road, Salt Ash and 4080A Nelson Bay Road, Bobs Farm | Lots 5 and 4, DP 233358; Lot 226, DP 1097995; Lot 216, DP 1044608; Lot 224 DP, 1097995; Lot 227, Lot 230 and Lot 225, DP 1097995; unnumbered lot, DP 753192; Lot 218, DP 1044608; Lot 229, DP 1097995; Lot 592, DP 1097992; Lot 7033, DP 1053720 | Local I34 |
|---------------|---|--|--|-----------|

[16] Schedule 5, Part 1

Omit the property description from the matter relating to item I35.

Insert instead “Lot 2, Section 16, DP 758871”.

[17] Schedule 5, Part 1

Omit the matter relating to item I38. Insert instead—

| | | | | | |
|-----------------|---|-----------------|-------------------|-------|-----|
| Raymond Terrace | “Roslyn”, including house, outbuildings, mature trees and landscape setting | 16 Binns Street | Lot 1, DP 1217537 | Local | I38 |
|-----------------|---|-----------------|-------------------|-------|-----|

[18] Schedule 5, Part 1

Omit the matter relating to item I45. Insert instead—

| | | | | | |
|-----------------|--|-----------------------------|--------------------------|-------|-----|
| Raymond Terrace | “Boomerang Park”, including former stone quarry and mature tree planting | 17E and 17G Irrawang Street | Lots 1 and 2, DP 1226115 | Local | I45 |
|-----------------|--|-----------------------------|--------------------------|-------|-----|

[19] Schedule 5, Part 1

Omit the property description from the matter relating to item I58.

Insert instead “Lot 1, DP 79440; Lot 1, DP 1225414”.

[20] Schedule 5, Part 1

Omit the matter relating to item I60. Insert instead—

| | | | | | |
|-----------------|---|----------------|-------------------|-------|-----|
| Raymond Terrace | King Street Group— brick warehouse and former Richardson and Scully store | 18 King Street | Lot 1, DP 1225414 | Local | I60 |
|-----------------|---|----------------|-------------------|-------|-----|

[21] Schedule 5, Part 1

Omit the property description from the matter relating to item I66.

Insert instead “Lot 10, DP1128722”.

[22] Schedule 5, Part 1

Omit the property description from the matter relating to item I68.

Insert instead “Lot 1, DP 1247072; Part Road Reserve 1243”.

[23] Schedule 5, Part 1

Omit the matter relating to item I82. Insert instead—

| | | | | | |
|--------|-----------------|--|---|-------|-----|
| Seaham | Seaham Cemetery | 10, 12, 14, 16, 18 and 20 Grape Street | Lot 7, Section 36, DP 758899; Lot 6, Section 36, DP 758899; Lot 3, Section 36, DP 758899; Lot 4, Section 36, DP 758899; Lot 10, Section 36, DP 758899; Lot 9, Section 36, DP 758899 | Local | I82 |
|--------|-----------------|--|---|-------|-----|

[24] Schedule 5, Part 1

Omit the matter relating to item I84. Insert instead—

Seaham “Eskdale House” 794 Seaham Road Lot 102, DP 1064980 Local I84

[25] Schedule 5, Part 1

Omit the property description from the matter relating to item I86.

Insert instead “Lot 8, Section 10, DP 758899”.

[26] Schedule 5, Part 1

Omit “Local” from the matter relating to item I94. Insert instead “State”.

[27] Schedule 5, Part 1

Omit the property description from the matter relating to item I102.

Insert instead “Lot 1, DP 1205796”.

[28] Schedule 5, Part 1

Omit the property description from the matter relating to item I105.

Insert instead “Lot 1, DP 1072936”.

[29] Schedule 5, Part 1

Omit the property description from the matter relating to item I112.

Insert instead “Lot 24, DP 10074”.

[30] Schedule 5, Part 1

Omit the matter relating to item I115. Insert instead—

Woodville School of Arts 868, 870 and 870A Lot 12, DP 1058974; Local I115
Paterson Road Lot 121, DP 1165571;
Lot 122, DP 1165571

[31] Schedule 5, Part 3

Omit the matter relating to item A6. Insert instead—

Woodville “Pomfrett’s Cottage” 862 Paterson Road Lot 510, DP 1150491 Local A6
(slab cottage)