



New South Wales

Forbes Local Environmental Plan 2013 (Amendment No 10)

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*.

**PAUL BENNETT, DIRECTOR PLANNING AND GROWTH,
FORBES SHIRE COUNCIL**
As delegate for the local plan-making authority

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1 Name of Plan

This Plan is *Forbes Local Environmental Plan 2013 (Amendment No 10)*.

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 land zoned RU5 Village under *Forbes Local Environment Plan 2013*.

4 Maps

The maps adopted by *Forbes Local Environment 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 Forbes Local Environment Plan 2013

[1] 3.1 Exempt development

Insert after clause 3.1(6)—

- (6A) Despite clause 1.9(1) of *State Environmental Planning Policy (Exempt and Complying Development Codes) 2008* that Policy does not apply to development for the purpose of the installation of rainwater tanks (above ground) on land within Zone RU5.

[2] Schedule 2 Exempt development

Omit “(When this Plan was made this Schedule was blank)”. Insert instead—

Rainwater tanks (above ground)

- (1) Must be on land zoned RU5.
- (2) Must be located at least 1m from each lot boundary, if the tank has a height of more than 1.8m above ground level (existing).
- (3) Must result in the total land surface covered by rainwater tanks being more than whichever is the lesser of—
 - (a) 20% of the lot size, or
 - (b) 200 square metres.
- (4) Must be located behind the building line of any road frontage.
- (5) Must not rest on the footings of an existing building for support.
- (6) Must not require cut and fill of more than 1m below or above ground level (existing).
- (7) Must be fitted with a screened rain head designed to ensure self-cleaning and prevent leaf litter entering into the water tank.
- (8) Must be fitted with a first-flush device incorporating an automatic resetting valve that causes initial run-off rainwater to bypass the tank.
- (9) Must be installed with inlets and outlets designed to prevent mosquitoes breeding in it.
- (10) Must have its overflow connected to an existing stormwater drainage system that does not discharge to an adjoining property, or cause a nuisance to adjoining owners.
- (11) Must have a sign affixed to it with a statement to the effect that the water in the tank is rainwater.
- (12) Must not detract, including by way of colour or location, from any heritage item on the property.