



New South Wales

Warringah Local Environmental Plan 2011 (Amendment No 27)

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*.

**ANDREW PIGOTT, EXECUTIVE MANAGER, STRATEGIC AND PLACE PLANNING
NORTHERN BEACHES COUNCIL**
As delegate for the local plan-making authority

* The Plan appointed 1 June 2022 as the date of its commencement. Under the *Environmental Planning and Assessment Act 1979*, section 3.24(5B), the Plan does not fail merely because it was not published on the NSW legislation website until after the day appointed in the Plan, but section 3.24(5B) provides, in that event, for the Plan to commence on the day on which the Plan was published on the NSW legislation website.

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1 Name of Plan

This Plan is *Warringah Local Environmental Plan 2011 (Amendment No 27)*.

2 Commencement

This Plan commences on 1 June 2022 * and is required to be published on the NSW legislation website.

3 Land to which Plan applies

This Plan applies to land to which *Warringah Local Environmental Plan 2011* applies, including certain land in Narrabeen.

4 Maps

The maps adopted by *Warringah Local Environmental Plan 2011* 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 Warringah Local Environmental Plan 2011

[1] Clause 6.11 Affordable housing

Omit clause 6.11(2), as inserted by *State Environmental Planning Policy Amendment (Frenchs Forest Precinct) 2021*.

Insert instead—

- (2) Development consent must not be granted unless the consent authority is satisfied that the proportion of the gross floor area of the building used for affordable housing is not less than the amount shown on the Affordable Housing Contributions Scheme Map.

[2] Clause 6.11(4)(b)

Omit “if the person chooses”, as inserted by *State Environmental Planning Policy Amendment (Frenchs Forest Precinct) 2021*.

Insert instead “if the Council agrees”.

[3] Clause 6.11(6)

Omit the definition of *affordable housing contribution area*, as inserted by *State Environmental Planning Policy Amendment (Frenchs Forest Precinct) 2021*.

Insert instead—

affordable housing contribution area means land shown as an affordable housing contribution area on the Affordable Housing Contributions Scheme Map.

[4] Schedule 1 Additional Permitted Uses

Insert at the end of the Schedule, with appropriate clause numbering—

Use of certain land at Pittwater Road, Narrabeen

- (1) This clause applies to the following land—
 - (a) Lot 100, DP 773884, 1298 Pittwater Road, Narrabeen,
 - (b) Lot 1, DP 615179, 1300 Pittwater Road, Narrabeen.
- (2) Development for the following purposes is permitted with development consent—
 - (a) commercial premises,
 - (b) medical centres,
 - (c) shop top housing.
- (3) Development consent must not be granted under subclause (2)(a) or (b) if the development would result in more than 1,150m² of the gross floor area of all buildings on the land to which this clause applies being used for the purposes specified in subclause (2)(a) and (b).