



New South Wales

Kiama Local Environmental Plan 2011 (Amendment No 22)

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*.

**EDWARD PATERSON, MANAGER STRATEGIC PLANNING
KIAMA MUNICIPAL COUNCIL**
As delegate for the local plan-making authority

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Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Kiama Local Environmental Plan 2011 (Amendment No 22)*.

2 Commencement

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

3 Land to which Plan applies

This Plan applies to the land to which *Kiama Local Environmental Plan 2011* applies.

Schedule 1 Amendment of Kiama Local Environmental Plan 2011

Clause 7.4

Insert after clause 7.3—

7.4 Development control plans

- (1) The objective of this clause is to ensure development on land in an urban release area occurs in a logical and cost-effective manner, in accordance with a staging plan and only after a development control plan that includes specific controls has been prepared for the land.
- (2) Development consent must not be granted for development on land in an urban release area unless a development control plan that provides for the matters specified in subclause (3) has been prepared for the land.
- (3) The development control plan must provide for the following—
 - (a) a staging plan for the timely and efficient release of urban land that provides for necessary infrastructure and sequencing,
 - (b) an overall transport movement hierarchy showing the major circulation routes and connections required for a simple and safe movement system for private vehicles, public transport, pedestrians and cyclists,
 - (c) an overall landscaping strategy for the protection and enhancement of riparian areas and remnant vegetation, including visually prominent locations, and detailed landscaping requirements for the public and private domain,
 - (d) a network of active and passive recreation areas,
 - (e) stormwater and water quality management controls,
 - (f) management of natural and environmental hazards, including bush fire, flooding and site contamination and, in relation to natural hazards, the safe occupation of, and the evacuation from, any land so affected,
 - (g) detailed urban design controls for significant development sites,
 - (h) measures to encourage higher density living around transport, open space and service nodes,
 - (i) measures to accommodate and control appropriate neighbourhood commercial and retail uses,
 - (j) suitably located public facilities and services, including provision for traffic management facilities and parking.
- (4) Subclause (2) does not apply to the following development—
 - (a) a subdivision for the purposes of a realignment of boundaries that does not create additional lots,
 - (b) a subdivision of land in a zone in which the erection of structures is prohibited,
 - (c) development of a minor nature only, if, in the consent authority's opinion, the development is consistent with the objectives of the zone in which the development will be carried out.