



New South Wales

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 3)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning and Infrastructure, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.
(10/13967)

TOM GELLIBRAND

As delegate for the Minister for Planning and Infrastructure

2011 No 444

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment
Clause 1 No 3)

Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 3)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 3)*.

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 located at Pacific Highway, Sancrox Road and Bushland Drive, Sancrox, being Lot 1, DP 1114490, Lot 30, DP 255774, Lot 1, DP 124543, Lot 2, DP 222740, Lot 1, DP 226821, Lot 1, DP 555095, Lot 1, DP 704890 and Lot 62, DP 754434.

4 Maps

Each map adopted by *Port Macquarie-Hastings Local Environmental Plan 2011* that is specified in Column 1 of the following Table is declared by this Plan to be amended or replaced, as the case requires, by the map specified opposite in Column 2 of the Table as approved by the Minister on the making of this Plan.

Column 1	Column 2
Name of map being amended or replaced	Name of amending or replacement map
Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013A_020_20110124)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013A_020_20110523)
Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013B_020_20110124)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013B_020_20110524)

Column 1	Column 2
Name of map being amended or replaced	Name of amending or replacement map
Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013C_020_20110124)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013C_020_20110523)
Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013D_020_20110202)	Port Macquarie-Hastings Local Environmental Plan 2011 Land Zoning Map (6380_COM_LZN_013D_020_20110524)
Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013A_020_20110614)	Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013A_020_20110620)
Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013B_020_20110616)	Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013B_020_20110620)
Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013C_020_20110614)	Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013C_020_20110620)
Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013D_020_20110614)	Port Macquarie-Hastings Local Environmental Plan 2011 Lot Size Map (6380_COM_LSZ_013D_020_20110620)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_010B_020_20110125)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_010B_020_20110519)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_011B_020_20110125)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_011B_020_20110519)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013_080_20110125)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013_080_20110610)
Nil	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013A_020_20110524)

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Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment
 Clause 4 No 3)

Column 1	Column 2
Name of map being amended or replaced	Name of amending or replacement map
Nil	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013B_020_20110524)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013C_020_20110125)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013C_020_20110519)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013D_020_20110202)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013D_020_20110610)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013E_020_20110125)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013E_020_20110524)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013F_020_20110125)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013F_020_20110610)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013FA_010_20110517)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013FA_010_20110610)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013G_020_20110125)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_013G_020_20110519)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_014A_020_20110125)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_014A_020_20110519)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_014B_020_20110125)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_014B_020_20110519)
Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_014C_020_20110125)	Port Macquarie-Hastings Local Environmental Plan 2011 Height of Buildings Map (6380_COM_HOB_014C_020_20110519)

Column 1	Column 2
Name of map being amended or replaced	Name of amending or replacement map
Nil	Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_013C_020_20110519)
Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map (6380_COM_CL1_013D_020_20110131)	Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_013D_020_20110523)
Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map (6380_COM_CL1_013E_020_20110131)	Port Macquarie-Hastings Local Environmental Plan 2011 Acoustic Controls Map, Coastal Erosion Map, Visually Sensitive Land Map (6380_COM_CL1_013E_020_20110519)

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Port Macquarie-Hastings Local Environmental Plan 2011 (Amendment No 3)

Schedule 1 Amendment of Port Macquarie-Hastings Local Environment Plan 2011

Schedule 1 Amendment of Port Macquarie-Hastings Local Environment Plan 2011

[1] Clause 7.9 Development subject to acoustic controls

Insert “or extractive industry crushing plant operation noise” after “road traffic noise” in clause 7.9 (1).

[2] Clause 7.9 (3) (a)

Omit the paragraph. Insert instead:

- (a) consider the location of the development in relation to the relevant criteria set out in:
 - (i) *Environmental Criteria for Road Traffic Noise* published by the NSW Environment Protection Authority in May 1999, and
 - (ii) *NSW Industrial Noise Policy* published by the NSW Environment Protection Authority in January 2000, and

[3] Schedule 2 Exempt development

Insert after subclause (3) in the matter relating to “Signage, advertising structures and displays”:

- (3A) Must not be carried out on land that is shown as “Visually Sensitive Land” on the Visually Sensitive Land Map.

[4] Schedule 3 Complying development

Insert after subclause (1) (i) in the matter relating to “Industrial buildings, warehouse or distribution centres” in Part 1:

- (j) Must not be carried out on land that is shown as “Visually Sensitive Land” on the Visually Sensitive Land Map.

[5] Dictionary

Insert in alphabetical order:

Visually Sensitive Land Map means the Port Macquarie-Hastings Local Environment Plan 2011 Visually Sensitive Land Map.