



New South Wales

Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)

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*.

SAM HADDAD

As delegate for the Minister for Planning and Infrastructure

2012 No 151

Clause 1 Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)

Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)*.

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 *Sutherland Shire Local Environmental Plan 2006* applies and, in particular, to the following land:

- (a) Part Lot 410, DP 1114233, 98 Woodlands Road, Taren Point, as shown coloured red and edged heavy red on Sheet 1 of the map marked “Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)” deposited in the office of Sutherland Shire Council (*the map*),
- (b) Part Lot 11 and Lot 13, DP 831158, 631 and 633R Old Illawarra Road, Menai, as shown coloured red and edged heavy red on Sheet 2 of the map,
- (c) Lots 22–24, DP 831158, Old Illawarra Road, Menai, as shown coloured red and edged heavy red on Sheet 3 of the map,
- (d) Part Lot 2, DP 608507, 1 Mawarra Avenue, Miranda, as shown edged heavy red on Sheet 4 of the map,
- (e) Lot 1, DP 1003405, Lot 3, DP 231022 and Lot 11, DP 662946, 39R President Avenue and 340R and 348R The Kingsway, Caringbah, as shown edged heavy red on Sheet 5 of the map,
- (f) Lot 2, DP 536734, 22 Churchill Avenue, Kirrawee, as shown edged heavy red on Sheet 6 of the map.

Schedule 1 Amendment of Sutherland Shire Local Environmental Plan 2006

[1] Clause 14 Exceptions to Zoning Table—specified development on specified land

Omit “5–21 Waratah Street, Kirrawee” from Column 1 of the Table to clause 14 (1).

Insert instead “5–17 Waratah Street, Kirrawee”.

[2] Clause 36 Landscaped area

Insert “of” after “purpose” in clause 36 (5) (a).

[3] Clause 36 (5) (f)

Insert “dwelling house,” after “other than a”.

[4] Clause 36 (5) (j)

Insert after clause 36 (5) (i):

- (j) development for the purpose of a dwelling house on any land in Zone 6—Multiple Dwelling B—45 per cent,

[5] Schedule 4 Classification and reclassification of public land

Insert in alphabetical order by locality in Part 1 in Columns 1 and 2, respectively:

Caringbah

39R President Avenue	Lot 1, DP 1003405, as shown edged heavy red on Sheet 5 of the map marked “Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)”
340R The Kingsway	Lot 3, DP 231022, as shown edged heavy red on Sheet 5 of the map marked “Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)”
348R The Kingsway	Lot 11, DP 662946, as shown edged heavy red on Sheet 5 of the map marked “Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)”

2012 No 151

Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)

Schedule 1 Amendment of Sutherland Shire Local Environmental Plan 2006

[6] **Schedule 4, Part 2**

Insert in alphabetical order by locality in Columns 1, 2 and 3, respectively:

Kirrawee

22 Churchill Avenue	Lot 2, DP 536734, as shown edged heavy red on Sheet 6 of the map marked "Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)"	Nil
---------------------	---	-----

Miranda

1 Mawarra Avenue	Part Lot 2, DP 608507, as shown edged heavy red on Sheet 4 of the map marked "Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)"	Nil
------------------	--	-----

[7] **Schedule 6 Heritage items**

Omit the matter relating to **Loftus Street** (including the heading) under the heading **Bundeena (Royal National Park)**.

[8] **Schedule 6, Caringbah South**

Insert in numerical order by street number in the matter relating to **Willarong Road**:

No 533, cottage and boatshed—**B352**

[9] **Schedule 6, Cronulla**

Omit "No 6, house and garden trees—**B036, L070**" from the matter relating to **Excelsior Road**.

Insert instead "No 6, garden trees—**L070**".

[10] **Schedule 6, Dolans Bay**

Omit "**B280**" from the matter relating to **Port Hacking Road**.

Insert instead "**B345**".

[11] **Schedule 6, Sutherland**

Omit "Street trees, consisting of *Eucalyptus microcorys* (Tallow Wood), *Eucalyptus pilularis* (Blackbutt), *Eucalyptus saligna* (Sydney Blue Gum), northern side of Old Princes Highway, fronting 42 Auburn Street" from the matter relating to **T26** under the heading **Other**.

Insert instead "Tree cluster, consisting of *Eucalyptus microcorys* (Tallowwood), *Eucalyptus pilularis* (Blackbutt), *Eucalyptus saligna* (Sydney

Blue Gum), along southern edge of 101 Acacia Road and within adjacent road reservation on northern side of Old Princes Highway”.

[12] Schedule 6, Yowie Bay

Omit “No 139” from the matter relating to **B328** under the heading **Attunga Road**.

Insert instead “No 135”.

[13] Dictionary

Insert in appropriate order in the definition of *Heritage Map*:

Sutherland Local Environmental Plan 2006 (Amendment No 9)—Heritage Items

[14] Dictionary, definition of “home occupation”

Omit “the the” from paragraph (b). Insert instead “the”.

[15] Dictionary, definition of “internal lot”

Insert “by car” before “or to which”.

[16] Dictionary, definition of “residential development”

Omit “an extended family unit,” from paragraph (a).

[17] Dictionary, definition of “the map”

Insert in appropriate order:

Sutherland Shire Local Environmental Plan 2006 (Amendment No 9)—Sheets 1–3