



Eurobodalla Local Environmental Plan 2012 (Amendment No 12)

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*.

.....  24/4/18

ELIZABETH MARY RANKIN

DIVISIONAL MANAGER, STRATEGIC AND
SUSTAINABLE GROWTH

Signed under delegation for Eurobodalla Shire Council
as delegate for the Minister for Planning



PARLIAMENTARY COUNSEL

Opinion

Environmental Planning and Assessment Act 1979
Proposed Eurobodalla Local Environmental Plan 2012 (Amendment No 12)

Your ref: PP_2017_EUROB_001_00
Our ref: e2018-083.d04

In my opinion the attached draft environmental planning instrument may legally be made.

When the environmental planning instrument is made, a map cover sheet that lists the final form of the maps adopted by the instrument should be signed by the person making the instrument.

A handwritten signature in black ink, appearing to read 'D Colagiuri', with a long horizontal flourish extending to the right.

(D COLAGIURI)
Parliamentary Counsel
20 April 2018

Eurobodalla Local Environmental Plan 2012 (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Eurobodalla Local Environmental Plan 2012 (Amendment No 12)*.

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:

- (a) Lot 3, DP 865527, Kings Highway, North Batemans Bay, and
- (b) Lot 1, DP 1225997 and Lot 2, DP 100129, 5 and 7 Clyde Street, Batemans Bay, and
- (c) Part of Lot 87, DP 1007611, 2–26 James Street, Mogo, and
- (d) Part of Lot 1, DP 569490, Tarandore Point, Tuross Head, and
- (e) certain land at Benandarah, Bingie, Bodalla, Broulee, Central Tilba, Eurobodalla, Mogo, Moruya, Nerrigundah and Tilba Tilba described as item nos I18, I27, I46, I68, I69, I95, I126, I211, I232, I266, I293, I317 and I318 in Part 1 of Schedule 5 to the *Eurobodalla Local Environmental Plan 2012*, and
- (f) certain land at Moruya and Narooma described as item nos A11 and A14 in Part 2 of Schedule 5 to the *Eurobodalla Local Environmental Plan 2012*, and
- (g) Lot 106, DP 252328, 49 Old Princes Highway, Batemans Bay, and
- (h) Lot 22, DP 554631, 57 Princes Highway, Batemans Bay, and
- (i) Lot 281, DP 755902, 59–61 Princes Highway, Batemans Bay, and
- (j) Lots 687–692, DP 249461, Country Club Drive, Catalina, and
- (k) Lots 1 and 2, DP 1234325, Vista Avenue, Catalina, and
- (l) Lot 11, DP 755904 and Lots 121 and 122, DP 1117348, Blairs Road, Long Beach and Princes Highway, North Batemans Bay, and
- (m) Lot 101, DP 1125567, Araluen Road, Moruya, and
- (n) Lots 8–11 and 13–17, DP 24795 and Lots 12 and 13, DP 501911, Cooks Crescent, Rosedale.

4 Maps

The maps adopted by *Eurobodalla Local Environmental Plan 2012* 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 Eurobodalla Local Environmental Plan 2012

[1] Schedule 1 Additional permitted uses

Omit clause 17.

[2] Schedule 5 Environmental heritage

Insert in appropriate order in Part 1:

Batemans Bay	Francis Guy's Residence and Store (former)	5 and 7 Clyde Street	Lot 1, DP 1225997 and Lot 2, DP 100129	Local	I321
Mogo	The York Engine	2-26 James Street	Part of Lot 87, DP 1007611	Local	I323
Narooma	Ruins of Thomas Forster's Residence	Old Highway	Part Lot 1, DP 1205970	Local	I320
Tuross Head	Norfolk Island Pine Planting	Tarandore Point	Part of Lot 1, DP 569490	Local	I322

[3] Schedule 5, Part 1, item no I18

Omit "and Cricket Pitch" and "; Lot 23, DP 755904".

[4] Schedule 5, Part 1, item no I27

Omit "Bingie Farm". Insert instead "Magney House".

[5] Schedule 5, Part 1, item no I266

Omit "Lot 13, DP 752131". Insert instead "Part of Lot 16, DP 752131".

[6] Schedule 5, Part 1, item no I46

Omit "Mount Oldrey Homestead". Insert instead "Site of Mount Oldrey Homestead".

[7] Schedule 5, Part 1, item no I68

Omit "Lot 435, DP 752155". Insert instead "Lot 1, DP 1221617".

[8] Schedule 5, Part 1, item no I69

Omit "Lot 435, DP 752155". Insert instead "Lot 3, DP 1221617".

[9] Schedule 5, Part 1, item no I95

Omit "Former School of Arts". Insert instead "Remains of Former School of Arts".

[10] Schedule 5, Part 1, item no I318

Omit "Eurobodalla Regional Botanic Gardens (curtilage of Wallace Herbarium)".
Insert instead "Wallace Herbarium".

[11] Schedule 5, Part 1, item no I293

Omit "Lot 1, DP 1161507" and "Local".

Insert instead "Lot 1, DP 1161705" and "State", respectively.

[12] Schedule 5, Part 1, item no I26

Omit "Lot 1, DP 740640". Insert instead "Lot 1, DP 1228804".

[13] Schedule 5, Part 1, item no I211

Omit "Part Lot 15, DP 752147". Insert instead "Lot 3, DP 1206836".

[14] Schedule 5, Part 1, item no I317

Omit "Lot 183, DP 1125875". Insert instead "Part Lot 183, DP 1125875".

[15] Schedule 5, Part 1, item no I232

Omit "Lot 183, DP 1125875". Insert instead "Part Lot 183, DP 1125875".

[16] Schedule 5, Part 2, item no A11

Omit the matter. Insert in appropriate order:

Moruya	Site of Braemar Farm, formerly comprising Farmhouse and Outbuildings, and Bunya Pine	Dr King Close and 4 Braemar Drive	Lot 40, DP 1237961 and Part Lot 2, DP 1212271	Local	A11
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[17] Schedule 5, Part 2, item no A14

Omit the matter.

Eurobodalla Local Environmental Plan 2012 (Amendment No 12)

**Eurobodalla Shire
Council**
PO Box 99
Moruya NSW 2537

Map Cover Sheet

The following map sheets are revoked:

Map Sheet	Map Identification Number
Wetlands Map, Riparian Lands and Watercourses Map	
CL1_011	2750_COM_CL1_011_080_20151001
Heritage Map	
HER_008D	2750_COM_HER_008D_040_20140908
HER_009A	2750_COM_HER_009A_040_20140908
HER_011A	2750_COM_HER_011A_040_20160108
HER_011B	2750_COM_HER_011B_040_20140908
HER_012AA	2750_COM_HER_012AA_010_20140908
HER_012B	2750_COM_HER_012B_040_20160108
HER_013A	2750_COM_HER_013A_040_20160108
HER_014A	2750_COM_HER_014A_040_20160108
HER_014B	2750_COM_HER_014B_040_20151001
HER_014BA	2750_COM_HER_014BA_010_20160108
Height of Buildings Map	
HOB_011A	2750_COM_HOB_011A_040_20160108
HOB_011D	2750_COM_HOB_011D_040_20151001
Lot Size Map	
LSZ_007A	2750_COM_LSZ_007A_040_20120820
LSZ_011A	2750_COM_LSZ_011A_040_20160108
LSZ_011C	2750_COM_LSZ_011C_040_20151001
LSZ_012A	2750_COM_LSZ_012A_040_20170518
LSZ_014A	2750_COM_LSZ_014A_040_20160108
Land Zoning Map	
LZN_011A	2750_COM_LZN_011A_040_20160108

The following map sheets are adopted:

Map Sheet	Map Identification Number
Wetlands Map, Riparian Lands and Watercourses Map	
CL1_011	2750_COM_CL1_011_080_20180125
Heritage Map	
HER_008D	2750_COM_HER_008D_040_20180125
HER_009A	2750_COM_HER_009A_040_20180125
HER_011A	2750_COM_HER_011A_040_20180125
HER_011B	2750_COM_HER_011B_040_20180125
HER_012AA	2750_COM_HER_012AA_010_20180125
HER_012B	2750_COM_HER_012B_040_20180125
HER_013A	2750_COM_HER_013A_040_20180125
HER_014A	2750_COM_HER_014A_040_20180125
HER_014B	2750_COM_HER_014B_040_20180125
HER_014BA	2750_COM_HER_014BA_010_20180125
Height of Buildings Map	
HOB_011A	2750_COM_HOB_011A_040_20180125
HOB_011D	2750_COM_HOB_011D_040_20180125
Lot Size Map	
LSZ_007A	2750_COM_LSZ_007A_040_20180125
LSZ_011A	2750_COM_LSZ_011A_040_20180125
LSZ_011C	2750_COM_LSZ_011C_040_20180125

LSZ_012A 2750_COM_LSZ_012A_040_20180125
LSZ_014A 2750_COM_LSZ_014A_040_20180222

Land Zoning Map
LZN_011A 2750_COM_LZN_011A_040_20180125



24/4/18



24/4/18

Certified

[Title of Council Delegate]

[Date]

Minister for Planning and Environment

[Date]

ELIZABETH MARY RANKIN
DIVISIONAL MANAGER,
STRATEGIC AND SUSTAINABLE
GROWTH

ELIZABETH MARY RANKIN
DIVISIONAL MANAGER,
STRATEGIC AND SUSTAINABLE
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As delegate for the Minister for Planning