

Wyong Local Environmental Plan 1991

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Part 3 Division 1 Clause 16 << page >>

** - Proposed amendments to text in subclause (1) shown in **bold**:

16 Dwelling-houses

(1) Except as otherwise provided by this plan, one dwelling-house only may be erected, with the consent of the Council, on an allotment of land that was in existence on the appointed day or **that was created in accordance with a consent issued by Council and registered in accordance with the Real Property Act, 1900, or which** ~~with~~ **has** an area not less than the applicable minimum area specified in clause 14 (2) or (3) (b), within Zone No 1 (a), 1 (c), 7 (a), 7 (b), 7 (c), 7 (d), 7 (e), 7 (f), 7 (g) or 10 (a).

(2) Notwithstanding subclause (1), the erection of a dwelling-house on an allotment of land created in accordance with clause 14 (3) (a), being the allotment referred to in subparagraph (iv) of that paragraph, is prohibited.

(3) Notwithstanding subclauses (1) and (2), an allotment meeting the minimum area requirements of clause 14 (2) (a), (b) or (c), as the case may require, may have 2 dwelling-houses erected on it, with the consent of the Council, if:

(a) the Council is satisfied that both dwelling-houses will be used in conjunction with the use of the allotment for the purposes of agriculture, or

(b) the Council is satisfied that the second dwelling-house will replace one which is to be demolished, or the use of which (as a dwelling-house) it is proposed to abandon.

(3A) Subclause (3) (a) does not apply to land within Zone No 7 (a) or 10 (a).

(4) Subclause (3) does not apply to land within Zone No 7 (d) or 7 (e).