

Pittwater Local Environmental Plan 1993

[1994-43]



Status Information

Currency of version

Repealed version for 6 December 2013 to 26 June 2014 (accessed 23 January 2015 at 16:22).
Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced. See [Historical notes](#)

Repeal:

The Plan was repealed by cl 1.8 (1) of the [Pittwater Local Environmental Plan 2014 \(320\)](#) (LW 30.5.2014) with effect from 27.6.2014.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 27 June 2014.

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Part 1 Preliminary

1 Name of plan

This plan may be cited as **Pittwater** *Local Environmental Plan 1993*.

2 Aims, objectives etc

This plan aims to incorporate the relevant provisions of *Warringah Local Environmental Plan 1985* into a local environmental plan for the area of ◀Pittwater▶.

3 Land to which plan applies

This plan applies to all land within the area of ◀Pittwater▶ as shown on the Zoning Map.

4 (Repealed)

5 Interpretation

(1) In this plan:

advertisement means a display by the use of symbols, messages or other devices for promotional purposes or for conveying information, instructions, directions or the like, whether or not the display includes the erection of a structure or the carrying out of a work.

aids to navigation means buoys, signs, lights or other structures, located on or in the waterway or on land within the area of ◀Pittwater▶, which are designed to assist the safe and efficient movement of vessels on the waterway.

appointed day means the day upon which this plan takes effect.

attached dwelling means a dwelling resulting from dual occupancy development attached to another dwelling by a common wall or ceiling where:

- (a) not more than 2 dwellings are erected on the same allotment of land, and
- (b) the habitable floor area of each dwelling shares a common wall, ceiling or floor, and
- (c) the area of the common wall, ceiling or floor is not less than half the area of the wall, ceiling or floor on the respective elevations of each dwelling, and
- (d) the dwellings have the appearance of a single building.

bed and breakfast establishment means a dwelling-house designed to fit into the residential character of the area:

- (a) which is used for the ancillary purpose of providing overnight accommodation for not more than six paying guests, boarders or lodgers at any one time, and
- (b) which is owned by a natural person who lives at the dwelling-house, and
- (c) at which that accommodation is provided on a short-term basis only, up to a maximum of one month for each guest.


business identification sign means an advertisement which, in respect of any place or premises to which it is fixed, contains all or any of the following:

- (a) the identity or a description of the place or premises,
- (b) the identity or a description of any person residing or carrying on an occupation at the place or premises,
- (c) particulars of any occupation carried on at the place or premises,
- (d) such directions or cautions as are usual or necessary relating to the place or premises or any occupation carried on there,
- (e) particulars or notifications required or permitted to be displayed by or under any State or Commonwealth Act,
- (f) particulars relating to the goods, commodities or services dealt with or provided at the place or premises,
- (g) particulars of any activities held or to be held at the place or premises,
- (h) a reference to an affiliation with a trade, professional or other association relevant to the business conducted on the place or premises.

car repair station means a building or place used for the purpose of the repair of motor vehicles or the fitting of accessories thereto.

county open space means land shown coloured dark green with red edging on the Zoning Map.

detached dwelling means a dwelling resulting from dual occupancy development completely separate from any other dwelling and having no common wall or ceiling or floor with another dwelling.

dredging means removal of material from the bed of a harbour, river, creek, bay or inlet within the area of  for the purpose of constructing a new or deeper navigational area or channel, but does not include maintenance dredging.



dual occupancy development means development (excluding a secondary dwelling within the meaning of Division 3C of Part 3) that results in 2 dwellings (whether attached or detached) on a single allotment of land (or which would have that result were it not for the fact that the allotment is to be subdivided as part of the development), and it makes no difference if dual occupancy development is described in another way in this or any other environmental planning instrument.

dwelling means a room or number of rooms occupied or used or so constructed or adapted as to be capable of being occupied or used as a separate domicile.

educational establishment means a building or area of land used as a school, college, technical college, academy, lecture hall, gallery or museum, whether or not that building is also wholly or partly used for meeting rooms, public entertainment, sport or recreation, child care centres or a cultural or similar use, whether or not for commercial gain, which is, in the

opinion of the Council, a use for a community purpose, but does not include a building used wholly or principally as an institution.

external surface, in relation to a building, includes any external wall, wall-cladding, door, door-frame, window-frame, column, roof or fence which is part of, attached to or used in connection with, the building and which is visible from the exterior of the building.

Flat Map means the map marked “ **Pittwater**  Local Environmental Plan 1993 Flat Map”, as amended by the maps (or, if any sheets of maps are specified, by the specified sheets of the maps) marked as follows:

Editorial note. The amending maps are not necessarily listed in the order of gazettal or publication on the NSW legislation website. Information about the order of gazettal or publication can be determined by referring to the Historical notes at the end of the plan.

 **Pittwater**  Local Environmental Plan 1993 (Amendment No 9)—
Sheet 2

 **Pittwater**  Local Environmental Plan 1993 (Amendment No 17)

 **Pittwater**  Local Environmental Plan 1993 (Amendment No 48)

floor space ratio, in relation to a site, means the ratio of the gross floor area of any building or buildings on the site to the site area.

foreshore scenic protection area means any land shown on the Zoning Map by blue hatching.

group building means a building consisting of 2 or more dwellings which are commonly known as group houses, villa homes, town houses, semi-detached or terrace buildings and the like, where each of those dwellings is designed, constructed or adapted for use as a separate dwelling.

habitable floor means any floor containing a room or rooms used or adapted for use for residential purposes such as a bedroom, living room, study, dining room, kitchen, bathroom, laundry or toilet, but excluding any floor used solely for the purpose of carparking or storage.


height of a building means the distance measured vertically from any point of the building to the natural ground level directly below that point.

home occupation means an occupation carried on in a dwelling by the permanent residents of the dwelling and which does not involve:

- (a) the registration of the building under the *Factories, Shops and Industries Act 1962* or the licensing of the premises under the *Dangerous Goods Act 1975*,
- (b) the employment of persons other than those residents,
- (c) interference with the amenity of the neighbourhood by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil or otherwise,
- (d) the display of goods, whether in a window or otherwise, or
- (e) the exhibition of any notice, advertisement or sign (other than a

notice, advertisement or sign exhibited on that dwelling to indicate the name and occupation of the resident), or

- (f) the use of the dwelling (or part of the dwelling) as a bed and breakfast establishment.

maintenance dredging means removal of material from the bed of a harbour, river, creek, bay or inlet within the area of  for the purpose of maintaining the previously established depth.

mean high water mark means the position where the plane of the mean high water level of all ordinary local high tides intersects the foreshore, being 1.44m above the zero of Fort Denison Tide Gauge and 0.515m Australian Height Datum.

mooring means any apparatus located on or in the waterway capable of securing a vessel and which does not have support facilities on nearby land and includes the site of such an apparatus which is temporarily unoccupied.

natural ground level means the existing level of a site in its undisturbed state before any development is carried out on the site.

prescribed material means any material which:

- (a) is of low reflective quality,
- (b) is dark in colour, and
- (c) blends with the landscape in which it is to be used,

or which is intended to be treated so that it will comply with the requirements of paragraphs (a)–(c).

professional consulting rooms means a room or a number of rooms forming either the whole of or part of, attached to or within the curtilage of, a dwelling-house and used by not more than three legally qualified medical practitioners (who are not specialist medical practitioners recognised by the Specialist Recognition Advisory Committee for New South Wales established under the Health Insurance Act 1973 of the Commonwealth), or by not more than three dentists within the meaning of the Dentists Act 1989, or by not more than three health care professionals, who practice therein the profession of medicine, dentistry or health care respectively and who employ not more than three employees in connection with that practice.

public utility undertaking means any of the following undertakings carried on or permitted or suffered to be carried on by or by authority of any Government Department of under the authority of or in pursuance of any Commonwealth or State Act:

- (a) railway, road transport, water transport, air transport, wharf or river undertakings,
- (b) undertakings for the supply of water, hydraulic power, telecommunication services, electricity or gas or the provision of sewerage or drainage services,

and a reference to a person carrying on a public utility undertaking shall be

construed as including a reference to a council, county council, Government Department, corporation, firm or authority carrying on the undertaking.

real estate sign means an advertisement which, in respect of any place or premises to which it is affixed, contains only a notice that the place or premises is or are for sale or letting (together with particulars of the sale or letting) and:

- (a) in the case of an advertisement in respect of residential or non-urban premises relating to a letting, sale by private treaty or sale by auction:
 - (i) does not exceed 2 square metres in area, and
 - (ii) has returns not exceeding 180 millimetres, and
- (b) in the case of an advertisement in respect of commercial or industrial premises, does not exceed 4.5 square metres in area, and
- (c) is not displayed for more than 7 days after the letting or completion of the sale of the premises or place to which the sign relates, and
- (d) is not an illuminated sign of any kind.

recreation area means:

- (a) a children's playground,
- (b) an area used for sporting activities or sporting facilities, or
- (c) an area used to provide facilities for recreational activities which promote the physical, cultural or intellectual welfare of persons within the community, being facilities provided by:
 - (i) the council, or
 - (ii) a body of persons associated for the purposes of the physical, cultural or intellectual welfare of persons within the community,

but does not include a racecourse or a showground.

relevant plan of management, for a particular parcel of land within Zone No 6 (a) or 7 (a), means a plan of management (being a plan prepared and adopted by the council under the Local Government Act 1993 or the Crown Lands Act 1989) for that parcel.

site area means the area of land (excluding any access handle) to which an application for consent to carry out development relates.

site coverage means the part of the site on which buildings are situated (for the purposes of this definition, **buildings** includes garages, tennis courts, carports, swimming pools, laundries, drying yards, hard surface recreation areas, garbage collection and handling spaces, other appurtenant buildings and paved areas, such as driveways).

telecommunication facility means a building, structure, work or place used primarily for transmitting or receiving signals for the purpose of communication and includes radio masts, transmission towers, satellite

dishes and the like.

temporary sign means an advertisement of a temporary nature which:

- (a) announces any local event of a religious, educational, cultural, social or recreational character or relates to any temporary matter in connection with such an event, and
- (b) does not include advertising of a commercial nature (except for the name of an event's sponsor), and
- (c) is not displayed earlier than 28 days before the day on which the event is to take place and is removed within 7 days after that event.

the council means the Council of **Pittwater**.

the Dual Occupancy Map means the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 37) Dual Occupancy Map”, as amended by the maps (or, if any sheets of maps are specified, by the specified sheets of the maps) marked as follows:

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Pittwater Local Environmental Plan 1993 (Amendment No 38)
—Sheet 3

Pittwater Local Environmental Plan 1993 (Amendment No 52)
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Pittwater Local Environmental Plan 1993 (Amendment No 67)
—Sheet 3

Pittwater Local Environmental Plan 1993 (Amendment No 74)
—Sheet 3

Pittwater Local Environmental Plan 1993 (Amendment No 85)
—Sheet 2

Pittwater Local Environmental Plan 1993 (Amendment No 88)
Interim Matters Map—Sheets 3, 12, 15, 18, 27 and 32

the Zoning Map means the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 37) Zoning Map”, as amended by the maps (or, if any sheets of maps are specified, by the specified sheets of the maps) marked as follows:

Editorial note. The amending maps are not necessarily listed in the order of gazettal or publication on the NSW legislation website. Information about the order of gazettal or publication can be determined by referring to the Historical notes at the end of the plan.

Pittwater Local Environmental Plan 1993 (Amendment No 38)
—Sheet 2

Pittwater Local Environmental Plan 1993 (Amendment No 43)

Pittwater Local Environmental Plan 1993 (Amendment No 46)

—Sheet 2

- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 49)
—Sheet 1
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 52)
—Sheet 1
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 53)
—Sheet 1
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 54)
Sheet 2
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 55)
—Sheet 1
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 59)
—Sheet 2
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 60)
—Sheet 2
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 62)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 65)
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- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 67)
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- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 70)
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- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 71)
—Sheet 1
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 74)
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- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 75)
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- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 76)
—Sheet 2
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 77)
—Sheet 2
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 79)
—Sheet 2
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 80)
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- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 83)
—Sheet 2
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 85)

—Sheet 3

◀ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 86)
—Sheet 2

◀ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 87)
—Sheet 2.

◀ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 88)
Interim Matters Map—Sheets 2, 5, 8, 11, 14, 17, 20, 22, 26, 29
and 31

◀ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 89)
—Sheet 2

◀ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 91)
—Sheet 2

◀ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 93)
—Sheet 1

◀ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 95)
—Sheet 2

◀ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 97)
—Sheets 15 and 16

two storey residential flat building means a residential flat building having no more than two habitable floors which may be erected above a level of carparking.

three storey residential flat building means a residential flat building having no more than three habitable floors which may be erected above a level of carparking.

waterway means those parts of the ◀ **Pittwater** ▶ waterway below mean high water mark shown coloured blue and edged dark blue on the Zoning Map.

(2) In this plan, a reference to:

- (a) a building or place used for a purpose includes a reference to a building or place intended to be used for the purpose, and
- (b) a map is a reference to a map deposited in the office of the council.
- (c) (Repealed)

6 Model Provisions

(1) The *Environmental Planning and Assessment Model Provisions 1980* (in this clause referred to as the ***Model Provisions***), except:

- (a) the definitions of ***advertisement, advertising structure, car repair station, dwelling, educational establishment, general store, home occupation, light industry, major road frontage, mineral sand mine, parking space, professional consulting rooms, public utility undertaking, recreation facility, roadside stall, rural worker's dwelling, site area, tavern, tourist facilities*** and ***units for aged***

persons in clause 4 (1), and

- (b) clauses 5 (5), 8, 12, 15, 16, 17, 18, 23, 24, 26, 27, 28, 30, 31, 32, 33 and 34 and items 1 and 10 of Schedule 1,

are adopted for the purposes of this plan.

- (2) For the purposes of this plan, the Model Provisions shall be deemed to be amended:

- (a) by inserting in clause 5 (1) after the word “within” the words “a foreshore scenic protection area or within”,

- (a1) (Repealed)

- (b) (Repealed)

- (c) by omitting from clause 35 (c) the words “carried on in dwelling-houses”,

- (d) by inserting in Item 2 of Schedule 1 after the word “drainage” the words “, telecommunication services”, and

- (e) by inserting in Item 2 (d) of Schedule 1 after the word “electricity” the words “or to provide telecommunication services”.

7 Consent authority

The council is the consent authority for the purposes of this plan.

Part 2 General restrictions on development of land

8 Zones indicated on the Zoning Map

For the purposes of this plan, land to which this plan applies is within a zone specified below if the land is shown on the Zoning Map in the manner specified below in relation to that zone:

Zones

1 Non-urban

Zone No 1 (a) (Non-urban “A”)—coloured light yellow-brown.

Zone No 1 (a1) (Non-urban “A1”)—coloured light yellow-brown with dark yellow edging.

Zone No 1 (b) (Non-urban “B”)—coloured mid brown.

Zone No 1 (c) (Non-urban “C”)—coloured dark brown.

2 Residential

Zone No 2 (a) (Residential “A”)—coloured light scarlet.

Zone No 2 (b) (Residential “B”)—coloured dark scarlet with crimson edging.

Zone No 2 (e) (Residential “E”)—coloured dark scarlet.

Zone No 2 (f) (Urban Purposes—Mixed Residential)—coloured light scarlet with dark red edging and lettered 2 (f).

3 Business

Zone No 3 (a) (General Business “A”)—coloured light blue.

Zone No 3 (b2) (Service Business “B2”)—coloured light blue with dark blue edging.

Zone No 3 (b3) (Waterfront Business “B3”)—coloured light blue with red edging.

Zone No 3 (c) (Neighbourhood Business “C”)—coloured dark blue.

Zone No 3 (d) (Automotive Business “D”)—coloured dark blue with dark blue edging.

Zone No 3 (e) (Office Business “E”)—coloured dark blue with red edging.

4 Industrial

Zone No 4 (b) (Light Industrial “B”)—coloured light purple.

Zone No 4 (b1) (Light Industrial “B1” (Mona Vale))—coloured dark purple.

5 Special Uses

Zone No 5 (a) (Special Uses “A”)—coloured light yellow.

6 Open Space

Zone No 6 (a) (Existing Recreation “A”)—coloured mid green.

Zone No 6 (a1) (Waterways Recreation)—coloured light blue with dark blue edging and lettered 6 (a1).

Zone No 6 (b) (Private Recreation “B”)—coloured mid blue-green.

Zone No 6 (c) (Proposed Recreation)—coloured mid green with dark green edging.

Zone No 6 (d) (National Park and State Recreation Area)—coloured light yellow-green.

7 Environment Protection

Zone No 7 (a) (Environment Protection “A”)—coloured orange.

Zone No 7 (a1) (Environment Protection—Waterways)—coloured light blue with dark blue edging and lettered 7 (a1).

9 Reservations

Zone No 9 (a) (Reservation—Open Space)—coloured dark green.

Zone No 9 (b) (Reservation—County Open Space)—coloured dark green with red edging.

Zone No 9 (c) (Local Road Reservation)—coloured grey between broken black lines.

Zone No 9 (d) (Arterial Road Reservation)—diagonal red hatching.

10 Waterways

Zone No W2 (Residential Waterways)—coloured light blue with dark blue edging and lettered W2.

Zone No W3 (Recreational Boating Facilities)—coloured light blue with dark blue edging and lettered W3.

Zone No W4 (Business Boating Facilities)—coloured light blue with dark blue edging and lettered W4.

9 Development control table

Except as otherwise provided by this plan, in relation to land within a zone specified in

the Table to this clause, the purposes (if any) for which:

- (a) development may be carried out without development consent,
- (b) development may be carried out only with development consent, and
- (c) development is prohibited,

are specified under the headings “Without development consent”, “Only with development consent” and “Prohibited”, respectively, appearing in the matter relating to the zone.

Table

Zone No 1 (a) (Non-urban “A”)

1 Without development consent

Agriculture (other than pig-keeping or poultry farming); forestry.

2 Only with development consent

Any purpose other than a purpose for which development may be carried out without development consent or a purpose for which development is prohibited.

3 Prohibited

Boarding-houses; bulk stores; car repair stations; commercial premises (other than animal training or boarding establishments, caravan parks, veterinary clinics or riding schools); dwelling-houses; heliports; industries (other than rural industries, home industries, extractive industries or industries directly associated or connected with, or dependent upon, extractive industries); junk yards; motor showrooms; recreation establishments; residential flat buildings; shops; warehouses.

Zone No 1 (a1) (Non-urban “A1”)

1 Without development consent

Nil.

2 Only with development consent

Advertisements; agriculture (other than pig-keeping or poultry farming); bed and breakfast establishments; child care centres; drainage; educational establishments; helipads; open space; roads; utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out only with development consent.

Zone No 1 (b) (Non-urban “B”)

1 Without development consent

Agriculture (other than pig-keeping or poultry farming); forestry.

2 Only with development consent

Any purpose other than a purpose for which development may be carried out without development consent or a purpose for which development is prohibited.

3 Prohibited

Bulk stores; car repair stations; clubs; commercial premises (other than animal boarding or training establishments or riding schools); dwelling-houses; group buildings; heliports; industries (other than rural industries or home industries); junk yards; mines; motor showrooms; recreation areas; recreation establishments; residential flat buildings; service stations; shops; warehouses.

Zone No 1 (c) (Non-urban “C”)**1 Without development consent**

Agriculture (other than pig-keeping or poultry farming).

2 Only with development consent

Advertisements; bed and breakfast establishments; child care centres; drainage; educational establishments; hospitals; places of public worship; professional consulting rooms; roads; utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No 2 (a) (Residential “A”)**1 Without development consent**

Nil.

2 Only with development consent

Any purpose other than a purpose for which development may be carried out without development consent or a purpose for which development is prohibited.

3 Prohibited

Boarding-houses; bulk stores; car repair stations; caravan parks; commercial premises; generating works; group buildings; helipads; heliports; industries; institutions; junk yards; liquid fuel depots; mines; motels; motor showrooms; places of assembly; recreation areas; recreation establishments; refreshment

rooms; residential flat buildings; retail plant nurseries; sawmills; service stations; shops; stock and sale yards; transport terminals; warehouses.

Zone No 2 (b) (Residential “B”)

1 Without development consent

Nil.

2 Only with development consent

Any purpose other than a purpose for which development may be carried out without development consent or a purpose for which development is prohibited.

3 Prohibited

Bulk stores; car repair stations; caravan parks; commercial premises; generating works; group buildings; helipads; heliports; industries (other than home industries); institutions; junk yards; liquid fuel depots; mines; motor showrooms; places of assembly; recreation areas; recreation establishments; residential flat buildings; retail plant nurseries; sawmills; shops; stock and sale yards; transport terminals; warehouses.

Zone No 2 (e) (Residential “E”)

1 Without development consent

Nil.

2 Only with development consent

Advertisements; bed and breakfast establishments; child care centres; clubs; drainage; education establishments; group buildings; places of public worship; professional consulting rooms; open space; public buildings; roads; utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No 2 (f) (Urban Purposes—Mixed Residential)

1 Without development consent

Nil.

2 Only with development consent

Residential buildings; associated community and urban infrastructure.

3 Prohibited

Any purpose other than a purpose for which development may be carried out only with development consent.

Zone No 3 (a) (General Business “A”)

1 Without development consent

Commercial premises involving the use of buildings where the gross floor area of each commercial premises does not exceed 2000 square metres and not involving the erection, alteration, extension or rebuilding of those buildings; shops involving the use of buildings where the gross floor area of each shop does not exceed 1500 square metres and not involving the erection, alteration, extension or rebuilding of those buildings.

2 Only with development consent

Any purpose other than a purpose for which development may be carried out without development consent or a purpose for which development is prohibited.

3 Prohibited

Bed and breakfast establishments; boarding-houses, dwelling-houses, group buildings or residential flat buildings (other than those attached to shops or commercial premises); caravan parks; gas holders; generating works; industries specified in Schedule 1; institutions; junk yards; liquid fuel depots; mines; recreation establishments; road transport terminals; stock and sale yards.

Zone No 3 (b2) (Service Business “B2”)

1 Without development consent

Nil.

2 Only with development consent

Advertisements; dwelling-houses, group buildings or residential flat buildings used in association with purposes specified in Schedule 2; purposes specified in Schedule 2; roads; utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out only with development consent.

Zone No 3 (b3) (Waterfront Business “B3”)

1 Without development consent

Nil.

2 Only with development consent

Advertisements; boat storage, repairs and servicing; dwelling-houses used in

conjunction with purposes included under this heading; hire of marine craft; marinas; roads; ships' chandlery; utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out only with development consent.

Zone No 3 (c) (Neighbourhood Business "C")

1 Without development consent

Shops involving the use of buildings where the gross floor area of each shop does not exceed 500 square metres and not involving the erection, alteration, extension or rebuilding of those buildings.

2 Only with development consent

Advertisements; child care centres; purposes specified in Schedule 3; refreshment rooms; roads; shops other than those permitted without development consent; utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No 3 (d) (Automotive Business "D")

1 Without development consent

Nil.

2 Only with development consent

Advertisements; auto-electricians' workshops; automotive spare parts and accessories sales and fitting; battery supplies and repairs; car repair stations; commercial premises; dwelling-houses used in conjunction with purposes referred to under this heading; motor showrooms; panel beating or spray painting establishments or both; parking stations; plant nurseries; public buildings; restaurants; roads; service stations; shops used in conjunction with a permissible land use; utility installations (other than gas holders or generating works).

3 Prohibited

Any purpose other than a purpose for which development may be carried out only with development consent.

Zone No 3 (e) (Office Business "E")

1 Without development consent

Nil.

2 Only with development consent

Advertisements; agriculture; child care centres; commercial premises; drainage; industries (other than those referred to in Schedule 1 or 4); public buildings; refreshment rooms; roads; shops referred to in Schedule 5; utility installations (other than gas holders or generating works).

3 Prohibited

Any purpose other than a purpose for which development may be carried out only with development consent.

Zone No 4 (b) (Light Industrial “B”)**1 Without development consent**

Nil.

2 Only with development consent

Any purpose other than a purpose for which development is prohibited.

3 Prohibited

Bed and breakfast establishments; boarding-houses, dwelling-houses, group buildings or residential flat buildings (other than those used in conjunction with industry and situated on the land on which the industry is conducted); caravan parks; commercial premises other than those referred to in Schedule 6; educational establishments; heliports; hospitals; hotels; industries specified in Schedule 1; institutions; junk yards; liquid fuel depots; mines; motels; professional consulting rooms; recreation establishments; refreshment rooms; retail plant nurseries; shops (other than those specified in Schedule 6); stock and sale yards.

Zone No 4 (b1) (Light Industrial “B1” (Mona Vale))**1 Without development consent**

Nil.

2 Only with development consent

Any purpose other than a purpose for which development is prohibited.

3 Prohibited

Bed and breakfast establishments; boarding-houses, dwelling-houses, group buildings or residential flat buildings (other than those used in conjunction with industry and situated on the land on which the industry is conducted); caravan parks; commercial premises other than those referred to in Schedule 6; educational establishments; heliports; hospitals; hotels; industries specified in Schedule 1; institutions; junk yards; liquid fuel depots; mines; motels; professional consulting rooms; recreation establishments; refreshment rooms;

retail plant nurseries; shops (other than those specified in Schedule 6 and shops for the sale of ships' chandlery); stock and sale yards.

Zone No 5 (a) (Special Uses "A")

1 Without development consent

Nil.

2 Only with development consent

Advertisements; drainage; helipads; roads; the purpose indicated by scarlet lettering on the Zoning Map and any purpose ordinarily incidental or subsidiary thereto; utility installations (other than gas holders or generating works).

3 Prohibited

Any purpose other than a purpose for which development may be carried out only with development consent.

Zone No 6 (a) (Existing Recreation "A")

1 Without development consent

Any land use set out under the heading "Permissible Uses Exempt" in any relevant plan of management. For land which is reserved or dedicated under the *National Parks and Wildlife Act 1974*, any development authorised by that Act and any development incidental or ancillary to such development, subject to the approval of the Director-General of National Parks and Wildlife.

2 Only with development consent


Any land use set out under the heading "Permissible Uses Requiring Development Consent" in any relevant plan of management.

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No 6 (a1) (Waterways Recreation)

1 Without development consent

Aids to navigation; moorings in existence at the date of coming into operation of  *Local Environmental Plan 1993 (Amendment No 1)* (where such moorings are the subject of an occupation licence issued under the *Maritime Services Act 1935*); recreational activities; replacement or relocation within the same mooring area of such moorings or of moorings which have been located and either erected or laid with the consent of the council.

2 Only with development consent

Moorings (other than moorings permitted without consent by item 1); public wharves, jetties, pontoons and boat launching ramps; transport services and facilities associated with the waterway (other than helipads, heliports or helicopter landing areas); utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No 6 (b) (Private Recreation “B”)

1 Without development consent

Nil.

2 Only with development consent

Advertisements; boarding-houses, dwelling-houses, group buildings or residential flat buildings required for use or occupation by persons employed in connection with a purpose permissible under this heading; commercial premises or industries required in connection with a purpose permissible under this heading; helipads; recreation areas; utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out only with development consent.

Zone No 6 (c) (Proposed Recreation)

1 Without development consent

Nil.

2 Only with development consent

Agriculture; drainage; forestry; roads; utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out only with development consent.

Zone No 6 (d) (National Park and State Recreation Area)

1 Without development consent

Development permissible under the *National Parks and Wildlife Act 1974*.

2 Only with development consent

Nil.

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent.

Zone No 7 (a) (Environment Protection “A”)

1 Without development consent

Any land use set out under the heading “Permissible Uses Exempt” in any relevant plan of management.

2 Only with development consent


Any land use set out under the heading “Permissible Uses Requiring Development Consent” in any relevant plan of management; drainage; landscaping; passive public recreation; utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out only with development consent.

Zone No 7 (a1) (Environment Protection—Waterways)

1 Without development consent

Aids to navigation; estuarine habitats; moorings in existence at the date of coming into operation of  *Local Environmental Plan 1993 (Amendment No 1)* (where such moorings are subject of an occupation licence issued under the *Maritime Services Act 1935*); recreational activities.

2 Only with development consent

Drainage; estuarine habitat regeneration; transport services and facilities associated with the waterway (other than helipads, heliports or helicopter landing areas); utility installations.

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No 9 (a) (Reservation—Open Space)

1 Without development consent

Foreshore reservations; parks.

2 Only with development consent

Drainage; roads; utility installations (other than gas holders or generating works).

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No 9 (b) (Reservation—County Open Space)**1 Without development consent**

Foreshore reservations; parks.

2 Only with development consent

Drainage; roads; utility installations (other than gas holders or generating works).

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No 9 (c) (Local Road Reservation)**1 Without development consent**

Drainage; new local roads and widening of existing local roads.

2 Only with development consent

Utility installations (other than gas holders or generating works).

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No 9 (d) (Arterial Road Reservation)**1 Without development consent**

Drainage; new arterial roads and widening of existing arterial roads.

2 Only with development consent

Utility installations (other than gas holders or generating works).

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No W2 (Residential Waterways)**1 Without development consent**

Aids to navigation; moorings in existence at the date of coming into operation of **Pittwater** *Local Environmental Plan 1993 (Amendment No 1)* (where such moorings are the subject of an occupation licence issued under the *Maritime Services Act 1935*); recreational activities; replacement or relocation within the same mooring area of such moorings or of moorings which have been located and either erected or laid with the consent of the council.

2 Only with development consent

Development ordinarily incidental or subsidiary to development permissible with or without consent within Zone No 2 (a); transport services and facilities associated with the waterway (other than helipads, heliports or helicopter landing areas).

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No W3 (Recreational Boating Facilities)

1 Without development consent

Recreational activities.

2 Only with development consent

Development ordinarily incidental or subsidiary to clubs associated with recreational activities on the waterway.

3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

Zone No W4 (Business Boating Facilities)

1 Without development consent

Recreational activities.

2 Only with development consent

Development ordinarily incidental or subsidiary to waterfront business or boat service facilities.


3 Prohibited

Any purpose other than a purpose for which development may be carried out without development consent or only with development consent.

10 Restrictions on certain development

A person shall not, without the consent of the council, carry out any of the following

development:

- (a) subdivision of land, including subdivision for the purpose of a strata scheme under the *Strata Schemes (Freehold Development) Act 1973* or a leasehold strata scheme under the *Strata Schemes (Leasehold Development) Act 1986*,
- (b) earthworks, including landfill, whether or not ancillary to or preparatory for a purpose for which development may be carried out without development consent pursuant to the Table to clause 9, except in respect of development the subject of consent already granted under the Act or works required pursuant to the implementation of an approval under the *Local Government Act 1993*,
- (c) development in respect of:
 - (i) land below mean high water mark,
 - (ii) the bed of a creek, lagoon, river, bay or other natural watercourse, or
 - (iii) any reclaimed or accreted land,
 other than development on land to which  *Local Environmental Plan 1993 (Amendment No 1)* applies,
- (d) development for the purpose of an aircraft landing field, helipad, heliport or any other facility for the landing or taking off of aircraft or helicopters.

Part 3 Special provisions

Division 1 Subdivision of land

11 Subdivision in residential zones

- (1) The aim of this clause is to create more varied allotment sizes, improve residential amenity and enhance the environment in relation to land to which this clause applies.
- (2) A person shall not subdivide land within Zone No 2 (a) or 2 (b) generally north of Mona Vale Road, Mona Vale and east of Chiltern Road, Ingleside, unless each allotment to be created by the subdivision will have an area of not less than 700 square metres within Zone No 2 (a) or 2 (b), exclusive of any access corridor.
- (3) A person shall not subdivide land within Zone No 2 (a) or 2 (b) generally south of Mona Vale Road, Ingleside and Mona Vale, unless:
 - (a) each allotment with road frontage created by the subdivision will have an area of not less than 550 square metres within Zone No 2 (a) or 2 (b), and
 - (b) each internal or hatchet shaped allotment created by the subdivision will have an area of not less than 660 square metres, exclusive of any access corridor and the whole of the allotment will be within Zone No 2 (a) or 2 (b).

12 Subdivision in non-urban zones

- (1) The aim of this clause is to improve amenity and enhance the environment in

relation to land to which this clause applies.

- (2) A person shall not subdivide land within a Zone specified in Column I of the Table to this clause unless the area of each allotment to be created by the subdivision within the Zone will not be less than the area specified opposite that Zone in Column II of that Table.
- (3) Subclause (2) does not apply to an allotment of land within Zone No 1 (a1) that the council is satisfied will be used for the purpose of an education establishment.

Table

Column 1 Zone	Column 2 Minimum Area
1 (a)	2 hectares
1 (a1)	20 hectares
1 (b)	1 hectare
1 (c)	4,000 square metres


13 Subdivision of certain land at Bayview Heights

- (1) This clause applies to the allotments of land situated at Bayview Heights, being:
 - (a) Lots 31, 32, 37 and 38, DP 28908,
 - (b) Lot 2, DP 577145, and
 - (c) Lot Y, DP 103881.
- (2) Notwithstanding any other provision of this plan, a person may, with the consent of the council, subdivide any of the allotments to which this clause applies into not more than 3 allotments, each allotment so created being not less than 4,000 square metres in area.

14 Subdivision of further land at Bayview Heights

- (1) This clause applies to land situated at Bayview Heights, being lots 3 and 6, DP 19161, lots D and E, DP 395027, lot B, DP 380266, and lot X, DP 395049.
- (2) Notwithstanding any other provision of this plan, a person may, with the consent of the council, subdivide the land to which this clause applies so as to create allotments:
 - (a) which will not exceed a density of one allotment for each 6000 square metres of the area of that land, and
 - (b) each of which will not be less than 4000 square metres in area.


14A Subdivision of certain land at Walter Road, Ingleside

- (1) This clause applies to Lot A, DP 103294 and Lot A, DP 103295, Walter Road, Ingleside, as shown edged heavy black on the map marked “Pittwater” Local Environmental Plan 1993 (Amendment No 59)—Classification Map”.
- (2) Despite any other provision of this plan, a person may, with the consent of the

Council, subdivide the land to which this clause applies so as to create not more than 8 allotments.

- (3) Each allotment created under subclause (2) is to have an area of not less than 1.8 hectares.


14B Subdivision of certain land at Ingleside Road, Ingleside

- (1) This clause applies to Lot 3, Section F, DP 11784, Ingleside Road, Ingleside.
- (2) Despite any other provision of this plan, the council may consent to the subdivision of the land to which this clause applies so as to create 2 lots, one of which comprises land within Zone No 7 (a) as shown coloured orange on Sheet 2 of the map marked “ Local Environmental Plan 1993 (Amendment No 77)” and the other lot comprising the residue, being land within Zone No 1 (a).


14C Subdivision of further land at Ingleside Road, Ingleside

- (1) This clause applies to each of the following allotments of land:
 - (a) Lot 76, DP 589733, 4 Ingleside Road, Ingleside,
 - (b) Lot 2, DP 585530, 14 Ingleside Road, Ingleside.
- (2) Despite any other provision of this plan, the council may consent to the subdivision of an allotment to which this clause applies so as to create no more than 2 lots.

15 Subdivision of certain land at Palm Beach



- (1) This clause applies to land situated within the area of  at Palm Beach, being Lot 1, DP 792259, Lot 39, DP 6746, Lot 38 (part), Vol 5795, Folio 153, Part Lot 38, Vol 5795, Folio 153 (road reserve), and Lots 1 and 2, DP 304661, and known as Nos 1102–1108 Barrenjoey Road, Palm Beach.
- (2) Notwithstanding any other provision of this plan, the council is not to consent to the subdivision of such parts of the land to which this clause applies as are within Zone No 2 (a) so as to create an allotment which will have an area of less than 1,200 square metres.

15A Subdivision of certain land at Ruskin Rowe, Avalon

- (1) This clause applies to land, having a frontage to Ruskin Rowe, Avalon as shown edged heavy black on the map marked “ Local Environmental Plan 1993 (Amendment No 8)—Heritage Conservation”.
- (2) Notwithstanding any other provision of this plan, the council is not to consent to the subdivision of land to which this clause applies except for the following purposes:
 - (a) the making of an adjustment to a boundary between allotments that does not create an additional allotment,
 - (b) the rectifying of an encroachment on an allotment,
 - (c) the excising from an allotment of land that is or is intended to be

used for public purposes, including drainage, rescue services, public conveniences or public reserve.

15B Subdivision of certain land at Ocean Road, Palm Beach

- (1) This clause applies to land having a frontage to Ocean Road, Palm Beach as shown edged heavy black on the map marked “ **Pittwater**  Local Environmental Plan 1993 (Amendment No 32)—Heritage Conservation”.
- (2) Notwithstanding any other provision of this plan, the council is not to consent to the subdivision of such parts of the land to which this clause applies as are within Zone No 2 (a) except for the following purposes:
 - (a) the making of an adjustment to a boundary between allotments that does not create an additional allotment,
 - (b) the rectifying of an encroachment on an allotment,
 - (c) the excising from an allotment of land that is or is intended to be used for public purposes, including drainage, rescue services, public conveniences or a public reserve.

Division 2 Dwelling-houses

16 Dwelling-houses in Zone No 2 (a), 2 (b) or 2 (e)

A person shall not erect a dwelling-house on an allotment of land within Zone No 2 (a), 2 (b) or 2 (e) unless that allotment was lawfully created.

17 Dwelling-houses in Zone No 1 (a), 1 (a1), 1 (b) or 1 (c)

- (1) Except as provided by this clause, the erection of a dwelling-house on land within Zone No 1 (a), 1 (a1), 1 (b) or 1 (c) is prohibited.
- (2) A person may, without the consent of the council, erect a dwelling-house on an allotment of land within Zone No 1 (a), 1 (b) or 1 (c) where the allotment:
 - (a) was created by a subdivision which was not prohibited under clause 12,
 - (b) is 4000 square metres or more in area and was lawfully created prior to 13 August 1982,
 - (c) was otherwise lawfully created before the commencement of this clause,
 - (d) is not within that part of Zone No 1 (a) shown hatched blue on the Zoning Map, except as provided for in clause 17A, or
 - (e) is not land to which clause 13 or 14 applies.
- (3) A person may, but only with the consent of the council, erect a dwelling-house on a parcel of land within Zone No 1 (a1) which has an area of at least 20 hectares.
- (4) A person may, but only with the consent of the council, erect a dwelling-house on an existing parcel of land within Zone No 1 (a1) having an area of less than

20 hectares but not less than 2 hectares.

- (5) Except as provided by subclause (6), for the purposes of subclause (4), *existing parcel of land* includes all adjacent or adjoining land held in the same ownership on 8 March 1974.
- (6) Subclause (5) does not apply with respect to any parcel of land within that land known as Portion 80, Parish of Narrabeen, and in existence on 8 March 1974.
- (7) A person may, but only with the consent of the council, erect a dwelling-house on an allotment created as a result of a subdivision referred to in clause 13 or 14.


17A Dwelling-houses on certain land at Ingleside

- (1) This clause applies to that land at Ingleside within that part of Zone No 1 (a) shown hatched blue on the Zoning Map and identified in Schedule 12.
- (2) Notwithstanding any other provision in this plan, a person may, with the consent of the council, erect a dwelling-house on land to which this clause applies.
- (3) The council shall not grant consent to development for the purposes of a dwelling-house unless:
 - (a) satisfactory provision has been made for the supply of water, and
 - (b) satisfactory provision has been made for the disposal of stormwater and sewage, and
 - (c) in the opinion of the council, adequate vehicular access is available.
- (4) The council shall not grant consent to the carrying out of development unless the consent includes a condition requiring that development is not to commence unless satisfactory arrangements have been made for obtaining a section 73 Compliance Certificate from the Sydney Water Corporation in relation to the provision, adjustment or amplification of water, sewerage or stormwater systems, as required by that Corporation.

17B Development of certain land at Walter Road, Ingleside

- (1) Despite any other provision of this plan, a person may, with the consent of the Council, erect a dwelling-house on each of the lots created pursuant to clause 14A.
- (2) The Council must not grant consent to development for the purpose of a dwelling-house on a lot so created unless, in the opinion of the Council:
 - (a) satisfactory provision has been made for the supply of water, and
 - (b) satisfactory provision has been made for the disposal of sewage, and
 - (c) adequate vehicular access is available, and
 - (d) adequate provision has been made for on-site stormwater management, water quality control and effluent control, and

(e) adequate provision has been made for bushfire management.

- (3) Despite any other provision of this plan, no development (other than development for the purpose of boundary fences) is permissible on an area identified as “Natural Bushland” and shown edged heavy green and with stipple on Sheet 2 of the map marked “ Local Environmental Plan 1993 (Amendment No 59)”.

17C Dwelling-houses on certain land at Ingleside Road, Ingleside

- (1) This clause applies to Lot 3, Section F, DP 11784, Ingleside Road, Ingleside.
- (2) Despite any other provision of this plan, a person may, with the consent of the council, erect a dwelling-house on the residue lot within Zone No 1 (a) created pursuant to a subdivision of land under clause 14B.
- (3) The council must not grant consent to development for the purposes of a dwelling-house on the lot referred to in subclause (2) unless:
- (a) satisfactory provision has been made for the supply of water to that lot, and
 - (b) in the opinion of the council, adequate vehicular access to that lot is available, and
 - (c) in the opinion of the council, adequate provision has been made in relation to that lot for stormwater management, water quality and effluent control and the disposal of sewage, and
 - (d) in the opinion of the council, adequate provision has been made in relation to that lot for bush fire management.
- (4) The council must not grant consent to the carrying out of development unless the consent includes a condition requiring that development is not to commence unless satisfactory arrangements have been made for obtaining a section 73 Compliance Certificate from the Sydney Water Corporation in relation to the provision, adjustment or amplification of water, sewerage or stormwater systems, as required by that Corporation.

Division 3 Group buildings and residential flat buildings

18 Provision of services

The council shall not grant consent to the erection of a group building or residential flat building on any land within Zone No 2 (a), 2 (b) or 2 (e) unless it is satisfied that, at the time of completion of the building, a reticulated sewerage system will be available to the land on which the building will be erected.

19 Group buildings in Zone No 2 (a), 2 (b) or 2 (e)

- (1) Except as provided by this clause, the erection of a group building on land within Zone No 2 (a), 2 (b) or 2 (e) is prohibited.
- (2) A group building may be erected on land within Zone No 2 (a), 2 (b) or 2 (e) only in an area shown edged heavy black and identified by the symbols “GB”, “2” or “3” on the Flat Map.

- (3) A group building may be erected on all lots (excepting Lots 1 and 26) in DP 270121, being land between Waratah and Park Streets, Mona Vale, despite subclause (2).

20 Residential flat buildings in Zone No 2 (a) or 2 (b)

- (1) Except as provided by this clause, the erection of a residential flat building on land within Zone No 2 (a) or 2 (b) is prohibited.
- (2) A two storey residential flat building may be erected on land within Zone No 2 (a) or 2 (b) only in an area shown edged heavy black and identified by the symbol “2” or “3” on the Flat Map.
- (3) A three storey residential flat building may be erected on land within Zone No 2 (a) or 2 (b) only in an area shown edged heavy black and identified by the symbol “3” on the Flat Map.
- (4) A development application that was made but not finally determined before the commencement of *◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 29)* shall be determined under this plan as in force immediately prior to the commencement of *◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 29)*.

21 Advertising of development for the purpose of group buildings or residential flats

- (1) Pursuant to section 30 (4) of the Act, the provisions of sections 84, 85, 86, 87 (1) and 90 of the Act apply to and in respect of development on land within Zone No 2 (a), 2 (b) or 2 (e) for the purposes of a group building or a residential flat building in the same way as those provisions apply to and in respect of designated development.
- (2) Subclause (1) does not apply to the carrying out of alterations and additions to an existing group building or residential flat building if, in the opinion of the council, the alterations and additions are of a minor nature and do not to any significant extent change the scale, size or degree of the existing development, and do not prejudice the interests of adjoining owners by the carrying out of the development.

Division 3A Dual occupancy development

21A (Repealed)

21B Dual occupancy development prohibited in Area 1

Despite any other provision of this plan, dual occupancy development on land within Area 1 as shown on the Dual Occupancy Map is prohibited.

21C Attached dwellings permitted in Areas 2 and 3

Despite any other provision of this plan, a person may, with the consent of the council, on land within Area 2 or 3 as shown on the Dual Occupancy Map:


- (a) alter or add to a dwelling-house erected on an allotment so as to create 2

attached dwellings, or

- (b) erect an attached dwelling on an allotment,

but only if there are not more than 2 dwellings on the allotment after the development has been carried out.



21D Detached dwellings permitted in part of Area 3

Despite any other provision of this plan, a person may, with the consent of the Council, on land within that part of Area 3 (as shown on the Dual Occupancy Map) situated generally south of Mona Vale Road, Ingleside, through to Mona Vale,  Road, Park Street, and Golf Avenue, Mona Vale, carry out dual occupancy development that results in 2 detached dwellings on an allotment but only if there are not more than 2 dwellings on the allotment after the development has been carried out.


21E Attached dwellings in non-urban zones

- (1) This clause applies to land within Zone No 1 (a), 1 (a1), 1 (b) or 1 (c) (other than land to which Clause 17A applies).
- (2) Despite any other provision of this plan, if development for the purpose of a dwelling may be carried out in an allotment of land to which this clause applies, a person may, with the consent of the Council:
 - (a) alter or add to a dwelling-house erected on the allotment so as to create 2 attached dwellings, or
 - (b) erect an attached dwelling on the allotment,but only if there are not more than 2 dwellings on the allotment after the development has been carried out.
- (3) The Council must not grant its consent to dual occupancy development on land to which this clause applies unless it is satisfied that:
 - (a) the height of any building proposed to be erected will not exceed 8.5 metres, and
 - (b) a minimum of 2 car spaces per dwelling will be provided.

21F Dual occupancy subdivision

- (1) On and after the day on which  *Local Environmental Plan 1993 (Amendment No 11)* commences, consent must not be granted for a subdivision which creates separate allotments for each of the two dwellings resulting from dual occupancy development carried out in accordance with this Division.
- (2) The separate occupation of the proposed lots illustrated by a proposed strata plan relating to the two dwellings resulting from any such dual occupancy development is prohibited.
- (3) This clause does not apply to any two dwellings resulting from development carried out pursuant to a consent:
 - (a) granted in accordance with this Division later than 14 days after  *Local Environmental Plan 1993 (Amendment No 11)* was

first exhibited under the Act, but only if the application for the consent was made before the expiration of that 14 day period, or

- (b) granted in accordance with this Division on or after 3 March 1995 and before the expiration of that 14 day period, or
- (c) granted before 3 March 1995 in accordance with *Sydney Regional Environmental Plan No 12—Dual Occupancy* and Part 3 of *State Environmental Planning Policy No 25—Residential Allotment Sizes and Dual Occupancy Subdivision*, or
- (d) granted on or after 3 March 1995 in accordance with *Sydney Regional Environmental Plan No 12—Dual Occupancy* and Part 3 of *State Environmental Planning Policy No 25—Residential Allotment Sizes and Dual Occupancy Subdivision* as continued in force for certain development applications made before that date by clause 8 (Saving of certain development applications) of  *Pittwater Local Environmental Plan 1993 (Amendment No 6)*.

21G Attached dwellings prohibited in business zones

Dual occupancy development is prohibited on land within Zone No 3 (a), 3 (b2), 3 (b3), 3 (c), 3 (d) or 3 (e).

21H Standards for dual occupancy development in Areas 2 and 3

- (1) The Council must not grant its consent to dual occupancy development on land within Area 2 or 3 as shown on the Dual Occupancy Map (other than on land within Zone No 1 (a), 1 (a1), 1 (b) or 1 (c)) unless it is satisfied that the development complies with each of the development standards specified in the following table:

Column 1 Area	Column 2 Minimum lot description subdivision and type of development	Column 3 Maximum lot space ratio	Column 4 Maximum site coverage	Column 5 Maximum height	Column 6 Minimum carparking
Area 2—attached dwellings	400m ² per dwelling (and 800m ² per site)	0.3:1	40%	8.5m	2 car spaces per dwelling
Area 3—attached dwellings	300m ² per dwelling (and 600m ² per site)	0.4:1	50%	8.5m	2 car spaces per dwelling
Area 3 (south of Mona Vale Road)—detached dwellings	400m ² per dwelling (and 800m ² per site)	0.4:1	50%	8.5m for one dwelling and 3.6m for the other dwelling	2 car spaces per dwelling

21I Privacy and amenity

The Council must not grant its consent to dual occupancy development unless it is satisfied that:

- (a) adequate provision is made in respect of the privacy of the proposed dwelling

or dwellings (or any existing dwelling on the allotment) and any adjacent or nearby dwelling and their curtilages, and

- (b) adequate provision is made in respect of access to natural light for the proposed dwelling or dwellings (or any existing dwelling on the allotment) and any adjacent or nearby dwelling and their curtilages.

21J Bushland and landscape

- (1) The Council must not grant its consent to dual occupancy development unless it is satisfied that the development will not have an adverse effect of any significance on:
 - (a) the protection of rare and endangered flora and fauna species and the protection of habitats for native flora and fauna, and
 - (b) protection of wildlife corridors and vegetation links with nearby bushland, and
 - (c) the protection of bushland as a natural stabiliser of the soil surface and the protection of existing land forms, such as natural drainage lines and water courses, and
 - (d) the protection of bushland for scenic values and the retention of the unique visual identity of the landscape, and
 - (e) the retention of tree canopy and the protection of the visual amenity of the area, including its visual amenity when viewed from other residences, from the water and any public place, and
 - (f) Aboriginal sites.

21K Services

The Council must not grant its consent to dual occupancy development unless it is satisfied that:

- (a) adequate arrangements have been made for the removal and disposal of waste from each dwelling in the development, and
- (b) adequate arrangements have been made for access for the purposes of maintaining services and buildings, and
- (c) adequate arrangements have been made for off-street carparking.

Division 3B Multi unit housing

21L Aims

The aims of this Division are to:

- (a) encourage a greater diversity of housing types and wider housing choice in appropriate locations with adequate physical and social infrastructure, and
- (b) provide additional opportunities for more compact forms of housing within residential areas which are not environmentally sensitive, and

- (c) assist revitalisation of existing commercial centres by providing increased opportunities for housing in certain business zones to help reduce the journey to work by car and stimulate local employment through increased activity in those centres.


21M Definitions

In this Division:











cluster housing means residential development which:

- (a) includes the subdivision of land into three or more residential allotments and the erection of a detached dwelling on each allotment, and
- (b) includes in the subdivision an allotment of land for private recreation or landscaping purposes for use by the occupants of all dwellings within such development.

integrated residential development means residential development which includes a mix of detached dwellings and group buildings designed in accordance with an overall concept plan for the development site.

multi-unit housing map means the map marked “ Local Environmental Plan 1993 (Amendment No 24)” as amended by the maps (or, if any sheets of maps are specified, by the specified sheets of the maps) marked as follows:

Editorial note. The amending maps are not necessarily listed in the order of gazettal or publication on the NSW legislation website. Information about the order of gazettal or publication can be determined by referring to the Historical notes at the end of the plan.

-  Local Environmental Plan 1993 (Amendment No 28)
-  Local Environmental Plan 1993 (Amendment No 35)
-  Local Environmental Plan 1993 (Amendment No 49)—Sheet 2
-  Local Environmental Plan 1993 (Amendment No 55)—Sheet 2
-  Local Environmental Plan 1993 (Amendment No 57)
-  Local Environmental Plan 1993 (Amendment No 63)
-  Local Environmental Plan 1993 (Amendment No 66)
-  Local Environmental Plan 1993 (Amendment No 69)
-  Local Environmental Plan 1993 (Amendment No 76)—Sheet 3
-  Local Environmental Plan 1993 (Amendment No 85)—Sheet 4
-  Local Environmental Plan 1993 (Amendment No 88) Interim Matters Map—Sheets 6, 9, 23 and 34
-  Local Environmental Plan 1993 (Amendment No 95)—Sheet 3

shop-top housing means a dwelling, group building or residential flat building in a business zone attached to and integrated with premises used for a non-residential purpose that is permitted in the relevant business zone.

multi-unit housing means residential development (other than dual occupancy development) which comprises:

- (a) a group building, or
- (b) shop-top housing consisting of more than one dwelling, or
- (c) cluster housing, or
- (d) integrated residential development.

21N Multi-unit housing in Zone No 2 (a) or 2 (b)

- (1) Except as provided by this clause, the erection of multi-unit housing on land within Zone No 2 (a) or 2 (b) is prohibited.
- (2) Despite any other provision of this plan, multi-unit housing (except shop-top housing) may be erected with the consent of the Council on land within Zone No 2 (a) or 2 (b) only in an area shown edged heavy black and identified by the symbols “MUH” on the multi-unit housing map.
- (3) Multi-unit housing referred to in subclause (2) shall not be erected at a density exceeding 1 dwelling per 200 square metres of site area.

21O Multi-unit housing in Zone No 3 (a), 3 (b2) or 3 (c)

- (1) Except as provided by this clause, the erection of multi-unit housing on land within Zone No 3 (a), 3 (b2) or 3 (c) is prohibited.
- (2) Despite any other provision of this plan, shop-top housing in Zone No 3 (a), 3 (b2) or 3 (c) may be erected with the consent of the Council on land within those zones only in the area shown edged heavy black and identified by the symbols “STH” on the multi-unit housing map.

Division 3C Secondary dwellings

21P Aims

The aims of this Division are:

- (a) to encourage a greater diversity of housing types and wider housing choice in appropriate locations with adequate physical and social infrastructure, and
- (b) to provide additional opportunities for more compact and affordable forms of housing with minimal environmental impact, and
- (c) to improve utilisation of building stock and infrastructure.


21Q Definitions

In this Division:

secondary dwelling means a self-contained dwelling that:

- (a) is established in conjunction with another dwelling (the *principal dwelling*), and

- (b) is on the same lot of land (not being an individual lot in a strata plan or community title scheme) as the principal dwelling, and
- (c) is located within, or is attached to, or is separate from, the principal dwelling.

secondary dwellings map means the map marked “ Local Environmental Plan 1993 (Amendment No 58)—Secondary Dwellings Map”, as amended by the maps (or, if any sheets of maps are specified, by the specified sheets of the maps) marked as follows:



Editorial note. The amending maps are not necessarily listed in the order of publication on the NSW legislation website. Information about the order of publication can be determined by referring to the Historical notes at the end of the plan.

21R Secondary dwellings in Zone No 2 (a), 2 (b), 2 (e) or 2 (f)

- (1) Except as provided by this clause, the erection of secondary dwellings on land within Zone No 2 (a), 2 (b), 2 (e) or 2 (f) is prohibited.
- (2) A secondary dwelling may be erected with the consent of the council on land within Zone No 2 (a), 2 (b), 2 (e) or 2 (f) only in an area shown coloured red on the secondary dwellings map.
- (3) The total floor area of the secondary dwelling (excluding any area used for parking) must not exceed whichever of the following is greater:
 - (a) 60 square metres,
 - (b) 20% of the total floor area of both the self-contained dwelling and the principal dwelling.
- (4) The council must not grant its consent for the carrying out of development for the purpose of a secondary dwelling unless it is satisfied that the development will not have an adverse effect of any significance on:
 - (a) the protection of rare and endangered flora and fauna species and the protection of habitats for native flora and fauna, or
 - (b) the protection of wildlife corridors and vegetation links with nearby bushland, or
 - (c) the protection of bushland as a natural stabiliser of the soil surface and the protection of existing landforms such as natural drainage lines and watercourses, or
 - (d) the protection of bushland for scenic values and the retention of the unique visual identity of the landscape, or
 - (e) the retention of tree canopy and the protection of the visual amenity of the area, including its visual amenity when viewed from other residences, from the water, and from any public place, or
 - (f) Aboriginal sites.

Division 4 Industrial use of land

22 Development on land within Zone No 3 (e)

The council shall not consent to the carrying out of development on land within Zone No 3 (e) for a purpose specified in item 2 of the matter relating to that zone in the Table to clause 9 if the development provides for vehicular access from that land to  **Pittwater**
 Road or Mona Vale Road.

23 Industrial use of land

A person shall not, on any land within Zone No 3 (a), 3 (b2), 3 (b3), 3 (c) or 3 (d), erect or use a building or use the land for the purposes of an industry if:

- (a) the total floor space of the building or the part of the building so used or proposed to be used or the total area of the land so used or proposed to be used exceeds or will exceed 500 square metres, or
- (b) the allotment of land upon which the proposed development is to be carried out exceeds 1000 square metres in area.

Division 5 Building and development generally

24 Designated development

For the purposes of the Act, development referred to in Schedule 7 is declared to be designated development.

25 Protection of Narrabeen Lagoon

The council shall not grant consent to the carrying out of development on land within Zone No 1 (a1) unless it is satisfied that the development will not:



- (a) create siltation of Narrabeen Lagoon,
- (b) mar the landscape or landforms in the environs of Narrabeen Lagoon, or
- (c) pollute Narrabeen Lagoon.

25A Development of certain land at Bilgola

- (1) This clause applies to land at Barrenjoey Road, Bilgola, being Lot 1, DP 228938 and so much of Lot 3, DP 534831, as is within Zone No 2 (a).
- (2) For the purposes of this clause:
accessway includes a private or public area containing a constructed carriageway for the purpose of providing a shared vehicular access.
- (3) The Council must not consent to any subdivision of the land to which this clause applies unless the area of each proposed allotment on which it is satisfied a dwelling will be erected is not less than 1200 square metres.
- (4) The Council must not consent to a subdivision of the land that will create an allotment on which it is satisfied a dwelling will be erected unless the Council has taken into consideration whether the dwelling, the vehicular and pedestrian access provided on the allotment for the dwelling and all other paved, concreted or roofed areas on the allotment will be situated on a part of the allotment:

- (a) that has an area of 500 square metres or more, inclusive of any

accessway, and

- (b) that has an average slope of less than 30% determined by referenced to the 2 metre contour data set entitled “Slope Maps for Pittwater ” mapped by the Land Information Centre (Arc Info Topo Grid Version 7 Software ANU Canberra) available at the office of the Council.

- (5) Subclause (4) does not affect the construction of drainage or the carrying out of other works essential for servicing the land to which this clause applies.

Division 6 Land within Zone No 1 (a)

26 Development on land within Zone No 1 (a)

A person shall not, on any land within Zone No 1 (a), carry out development for a purpose specified in Schedule 8 if any means of vehicular or pedestrian access exists between that land and:

- (a) a main road, or
- (b) any part of any public road (other than a main road) that is within 90 metres of the intersection of that road with a main road.

27 (Repealed)

Division 7 Land within Zone No 9 (a), 9 (b), 9 (c) or 9 (d)

28 Buildings, etc, not to be erected without consent—Zone No 9 (a), 9 (b), 9 (c) or 9 (d)

- (1) A person shall not carry out any development on land within Zone No 9 (a), 9 (b), 9 (c) or 9 (d) so as to render it unfit for the purpose for which it is reserved.
- (2) Until land within Zone No 9 (a), 9 (b), 9 (c) or 9 (d) is acquired by the public authority concerned, the council may, subject to subclause (3), consent to the carrying out of development on that land for any purpose.
- (3) (Repealed)
- (4) In considering whether to consent to an application for consent referred to in subclause (2), the council shall take into consideration:
 - (a) the effect of the proposed development on the costs of acquisition,
 - (b) the imminence of acquisition, and
 - (c) the costs associated with the reinstatement of the land for the purposes specified in item 1 of the matter relating to that zone in the Table to clause 9.
- (5) (Repealed)

29 Acquisition of land zoned for reservation

- (1) The owner of any land within:

(a) Zone No 9 (a) or 9 (c),

(b) Zone No 9 (d), or

(c) Zone No 9 (b),

may, by notice in writing, require:

(d) the council,

(e) the Roads and Traffic Authority, or

(f) the corporation,

respectively, to acquire that land.

(2) On receipt of a notice referred to in subclause (1), the appropriate public authority shall acquire the land.

(3) This clause shall only apply to land within Zone No 9 (d) if it is vacant land, being land upon which, immediately before 7 June 1963, there were no buildings or upon which the only buildings were fences, greenhouses, conservatories, garages, summer houses, private boat houses, fuel sheds, tool houses, cycle sheds, aviaries, milking bails, hay sheds, stables, fowl sheds, pig sties, barns or the like.

30 Deemed zoning of certain acquired land

Upon the acquisition by the council or the corporation of any land within Zone No 9 (a), 9 (b) or 6 (c), the land shall be deemed to be included in Zone No 6 (a) (and not within Zone No 9 (a), 9 (b) or 6 (c)) and the provisions of this plan relating to land included in Zone No 6 (a) shall apply to that land.

Division 7A Warriewood Valley Urban Land Release

30A Objectives

The objectives of this Division are to:

- (a) permit development for urban purposes on land within the Warriewood Valley Urban Land Release in accordance with a planning strategy for the release area, and
- (b) permit staged development for urban purposes in the various sectors of the Warriewood Valley Urban Land Release that has regard to a development control plan applying to the release area, and
- (c) permit greater housing diversity and wider housing choice in areas provided with adequate physical and social infrastructure in accordance with a planning strategy for the release area.

30B Development of UDP land in Warriewood Valley

(1) This clause applies to the following land:

Land at Warriewood within Sector 12A of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 4 of the

map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 36)”

Land at Warriewood within Sector 11 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 1 of the map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 46)”

Land at Warriewood within Sector 2 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 2 of the map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 53)”

Land at Warriewood within Sector 12 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 1 of the map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 65)”

Land at Mona Vale within Sector 20 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 1 of the map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 79)”

Land at Warriewood within Buffer Area 2 or 3 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 2 of the map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 71)”

Land at Warriewood within Buffer 1a–1m of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 1 of the map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 97)”

Land at Warriewood within Sectors 1 and 101 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 3 of the map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 97)”


Land at Warriewood within Sectors 301–303 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 4 of the map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 97)”


Land at Warriewood within Sector 5 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 6 of the map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 97)”


Land at Warriewood within Sectors 8 and 801 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 7 of the map marked “◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 97)”


Land at Warriewood within Sectors 901A–901C and 901F and the Orchard Street Road Reserve East of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 13 of the map marked “◀Pittwater▶ Local Environmental Plan 1993

(Amendment No 97)”


Land at Warriewood within Sectors 901D, 901E and 901G and the Orchard Street Road Reserve West of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 17 of the map marked “ Local Environmental Plan 1993 (Amendment No 97)”

Land at Warriewood within Sectors 10 and 10B of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 9 of the map marked “ Local Environmental Plan 1993 (Amendment No 97)”


Land at Warriewood within Buffer 2a of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 10 of the map marked “ Local Environmental Plan 1993 (Amendment No 97)”


Land at Warriewood within Buffer 3b of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 12 of the map marked “ Local Environmental Plan 1993 (Amendment No 97)”

(1A) This clause also applies to the following land:

Land at Warriewood within Sector 6 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 1 of the map marked “ Local Environmental Plan 1993 (Amendment No 80)”

(1B) This clause also applies to the following land:

Land at Warriewood within part of Sector 6 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 1 of the map marked “ Local Environmental Plan 1993 (Amendment No 86)”

Land at Warriewood within Sector 7 of the Warriewood Valley Urban Release shown edged heavy black on Sheet 1 of the map marked “ Local Environmental Plan 1993 (Amendment No 89)”

(2) The Council may grant consent for development of land to which subclause (1) applies that is within Zone No 2 (f) only after it has considered the objectives of the zone as specified in Part 2 of Schedule 11.

(2A) The Council may grant consent for development of land to which subclause (1A) applies that is within Zone No 4 (b) only after it has considered the objectives of the zone as specified in Part 2 of Schedule 11.

(2B) The council may grant consent for development of land to which subclause (1B) applies that is within Zone No 3 (e) only after it has considered the objectives of the zone as specified in Part 2 of Schedule 11.

(3) The council shall not grant consent to the carrying out of development on land to which this clause applies unless arrangements satisfactory to the Council have been made for the following, where relevant to the development proposed:

- (a) identification and management of any limitations to urban development and associated works created by slope, soil structure, geotechnical instability, flooding or the like,
 - (b) conservation and protection of any significant vegetation and associated plant communities,
 - (c) conservation and protection of any significant fauna populations and their habitat,
 - (d) identification and remediation of any contaminated lands,
 - (e) enhancement and protection of any significant visual elements within the landscape and its setting,
 - (f) identification and protection of any significant Aboriginal heritage items or sites,
 - (g) identification and protection of any significant European heritage items or sites,
 - (h) management of urban stormwater from a total catchment management viewpoint,
 - (i) management and provision of traffic networks and facilities,
 - (j) identification and protection of any development from bushfire hazard.
- (4) Before granting any consent to development of land to which this clause applies, the Council must consider any development control plan which may apply to the land.

30C Dwelling yield

The council shall not grant consent to residential development on land to which clause 30B applies unless it is satisfied that the total number of dwellings to be erected in a particular sector or buffer area will comply with the following:

Sectors 1 and 101—not more than 213 dwellings or less than 210 dwellings.

Sector 2—not more than 54 dwellings or less than 49 dwellings.

Sector 301—not more than 53 dwellings or less than 42 dwellings.

Sector 302—not more than 84 dwellings or less than 66 dwellings.

Sector 303—not more than 29 dwellings or less than 23 dwellings.

Sector 5—not more than 94 dwellings or less than 75 dwellings.

Sector 8—not more than 140 dwellings.

Sector 801—not more than 38 dwellings or less than 19 dwellings.

Sector 10—not more than 134 dwellings.

Sector 10B—not more than 45 dwellings or less than 28 dwellings.

Sector 11—not more than 163 dwellings or less than 147 dwellings.

Sector 12—not more than 180 dwellings.

Sector 12A not more than 19 dwellings.

Sector 20—not more than 72 dwellings.

Sector 901A and Orchard Street Road Reserve East—not more than 192 dwellings or less than 156 dwellings.

Sector 901B—not more than 36 dwellings or less than 12 dwellings.

Sector 901C—not more than 22 dwellings or less than 17 dwellings.

Sectors 901D and 901E and Orchard Street Road Reserve West—not more than 16 dwellings.

Sector 901F—not more than 14 dwellings.

Sector 901G—not more than 6 dwellings.

Buffer 1a—not more than 17 dwellings or less than 15 dwellings.

Buffer 1b—not more than 24 dwellings or less than 17 dwellings.

Buffer 1c—not more than 18 dwellings or less than 13 dwellings.

Buffer 1d—not more than 1 dwelling.

Buffer 1e—not more than 15 dwellings or less than 11 dwellings.

Buffer 1f—not more than 21 dwellings or less than 14 dwellings.

Buffer 1g—not more than 23 dwellings or less than 17 dwellings.

Buffer 1h—not more than 1 dwelling.

Buffer 1i—not more than 39 dwellings or less than 27 dwellings.

Buffer 1j—not more than 40 dwellings or less than 26 dwellings.

Buffer 1k—not more than 21 dwellings or less than 14 dwellings.

Buffer 1l—not more than 67 dwellings or less than 43 dwellings.

Buffer 1m—no dwellings.


Buffer Area 2—not more than 132 dwellings or less than 125 dwellings.

Buffer 2a—not more than 29 dwellings or less than 20 dwellings.

Buffer Area 3—not more than 142 dwellings or less than 135 dwellings.

Buffer 3b—not more than 9 dwellings or less than 7 dwellings.

30D Mitigation of odours from the Warriewood Wastewater Treatment Plant

- (1) This clause applies to the land shown edged heavy black on the map marked “ Local Environmental Plan 1993 (Amendment No 97)—Sheets 1, 10 and 12”.

- (2) The council is not to consent to development for the purpose of residential buildings on land to which this clause applies unless the Director-General has certified in writing to the council that satisfactory arrangements have been made to ensure that the impact of odours from the Warriewood Wastewater Treatment Plant on the users or occupiers of the buildings is mitigated.

30E Public infrastructure in urban release areas

(1) **Aims**

The aims of this clause are:

- (a) to allow for future urban development and the conservation of ecological and riparian corridors and areas of visual significance on land in urban release areas, and
- (b) to require satisfactory arrangements to be made for the provision of designated State public infrastructure before the subdivision of such land to satisfy needs that arise from development on the land, but only if the land is developed intensively for urban purposes, and
- (c) to ensure that development on such land occurs in a logical and cost-effective manner in accordance with a staging plan.

(2) **Application**

This clause applies to land in an urban release area, but does not apply to any such land if the whole or any part of it is in a special contributions area (as defined by section 93C of the Act).

- (3) This clause prevails over any other provision of this plan to the extent of any inconsistency.

(4) **Designated State public infrastructure**

Development consent must not be granted for the subdivision of land in an urban release area if the subdivision would create a lot smaller than the minimum lot size permitted on the land immediately before the land became, or became part of, an urban release area, unless the Director-General has certified in writing to the consent authority that satisfactory arrangements have been made to contribute to the provision of designated State public infrastructure in relation to that lot.

- (5) Subclause (4) does not apply to:

- (a) any lot identified in the certificate as a residue lot, or
- (b) any lot that is proposed in the development application to be reserved or dedicated for public open space, public roads, public utilities, educational facilities, or any other public purpose, or
- (c) a subdivision for the purpose only of rectifying an encroachment on any existing lot, or
- (d) land in an urban release area.

(6) **Public utility infrastructure**

Development consent must not be granted for development on land in an urban release area unless the consent authority is satisfied that any public utility infrastructure that is essential for the proposed development is available or that

adequate arrangements have been made to make that infrastructure available when required.

- (7) Subclause (6) does not apply to development for the purpose of providing, extending, augmenting, maintaining or repairing any public utility infrastructure.

(8) **Interpretation**

In this clause:


designated State public infrastructure means public facilities or services that are provided or financed by the State (or if provided or financed by the private sector, to the extent of any financial or in-kind contribution by the State) of the following kinds:


- (a) State and regional roads,
- (b) bus interchanges and bus lanes,
- (c) rail infrastructure and land,
- (d) land required for regional open space,
- (e) land required for social infrastructure and facilities (such as land for schools, hospitals, emergency services and justice purposes).


public utility infrastructure means infrastructure for any of the following purposes:

- (a) the supply of water,
- (b) the supply of electricity,
- (c) the disposal and management of sewage.

urban release area means the following:

Sector 5 of the Warriewood Valley Urban Land Release shown edged heavy black on Sheet 1 of the map marked “ **Pittwater** Local Environmental Plan 1993 (Amendment No 91)”.

Buffers 1a–1m, 2a and 3b of the Warriewood Valley Urban Land Release shown edged heavy black on Sheets 2, 11 and 12 of the map marked “ **Pittwater** Local Environmental Plan 1993 (Amendment No 97)”.

Sectors 1, 8, 10, 10B, 101, 301–303, 801, 901A–901G and Orchard St Road Reserve East and West of the Warriewood Valley Urban Land Release shown edged heavy black on Sheets 3, 5, 8, 9, 14 and 18 of the map marked “ **Pittwater** Local Environmental Plan 1993 (Amendment No 97)”.

Division 8 Conservation

31 Definitions

In this Division:

Aboriginal object means any deposit, object or other material evidence (not being a handicraft made for sale) relating to the Aboriginal habitation of an area of New South Wales, being habitation before or concurrent with (or both) the occupation of that area by persons of non-Aboriginal extraction, and includes Aboriginal remains.

archaeological site means the site (as shown on the Heritage Map or listed in Schedule 9) of one or more relics.

building has the same meaning as in the Act.

cemetery means a building or place for the interment of deceased persons or pets or their ashes, and includes a funeral chapel or crematorium.

curtilage, in relation to a heritage item or conservation area, means the area of land (including land covered by water) surrounding a heritage item, a heritage conservation area, or building, work or place within a heritage conservation area, which contributes to its heritage significance.

demolish, in relation to a heritage item, or a building, work, relic or tree within a heritage conservation area, means wholly or partly destroy, dismantle or deface the heritage item or the building, work, relic or tree.

excavation means the removal of soil or rock, whether moved to another part of the same site or to another site, but does not include garden landscaping that does not significantly alter the shape, natural form or drainage of the land.

heritage conservation area means:

- (a) an area of land that is shown as a heritage conservation area on the Heritage Map (including any heritage items situated on or within that conservation area), or
- (b) a place of Aboriginal heritage significance shown on the Heritage Map.

heritage conservation management plan means a document prepared in accordance with guidelines prepared by the Department of Planning that documents the heritage significance of an item, place or heritage conservation area and identifies conservation policies and management mechanisms that are appropriate to enable that significance to be retained.

heritage impact statement means a document consisting of:

- (a) a statement demonstrating the heritage significance of a heritage item, archaeological site, place of Aboriginal heritage significance or other heritage conservation area, and
- (b) an assessment of the impact that proposed development will have on that significance, and
- (c) proposals for measures to minimise that impact.

heritage item means a building, work, archaeological site, tree, place or Aboriginal object specified in an inventory of heritage items that is available at the office of the council and the site and nature of which is described in Schedule 9.

Heritage Map means the  Local Environmental Plan 1993 Heritage Map.

heritage significance means historical, scientific, cultural, social, archaeological, architectural, natural or aesthetic value.

maintenance in relation to a heritage item or a building, work, archaeological site, tree or place within a heritage conservation area, means ongoing protective care. It does not include the removal or disturbance of existing fabric, alterations, such as carrying out extensions or additions, or the introduction of new materials or technology.

place of Aboriginal heritage significance means an area of land shown on the Heritage Map that is:

- (a) the site of one or more Aboriginal objects or a place that has the physical remains of pre-European occupation by, or is of contemporary significance to, the Aboriginal people. It can (but need not) include items and remnants of the occupation of the land by Aboriginal people, such as burial places, engraving sites, rock art, midden deposits, scarred and sacred trees and sharpening grooves, or
- (b) a natural Aboriginal sacred site or other sacred feature. It includes natural features such as creeks or mountains of long-standing cultural significance, as well as initiation, ceremonial or story places or areas of more contemporary cultural significance.

relic means any deposit, object or other material evidence of human habitation:

- (a) that relates to the settlement of the area of **Pittwater**, not being Aboriginal settlement, and
- (b) that is more than 50 years old, and
- (c) that is a fixture or is wholly or partly within the ground.

32 Protection of heritage items and heritage conservation areas

(1) Objectives

The objectives of this clause are:

- (a) to conserve the environmental heritage of **Pittwater**, and
- (b) to conserve the heritage significance of heritage items and heritage conservation areas including associated fabric, settings and views, and
- (c) to conserve archaeological sites, and
- (d) to conserve places of Aboriginal heritage significance.

(2) Requirement for consent

Development consent is required for any of the following:

- (a) demolishing or moving a heritage item or a building, work, relic or tree within a heritage conservation area,
- (b) altering a heritage item or a building, work, relic, tree or place within a heritage conservation area, including (in the case of a building) making changes to the detail, fabric, finish or appearance of its exterior,

- (c) altering a heritage item that is a building, by making structural changes to its interior,
- (d) disturbing or excavating an archaeological site while knowing, or having reasonable cause to suspect, that the disturbance or excavation will or is likely to result in a relic being discovered, exposed, moved, damaged or destroyed,
- (e) disturbing or excavating a heritage conservation area that is a place of Aboriginal heritage significance,
- (f) erecting a building on land on which a heritage item is located or that is within a heritage conservation area,
- (g) subdividing land on which a heritage item is located or that is within a heritage conservation area.

(3) When consent not required

However, consent under this clause is not required if:

- (a) the applicant has notified the consent authority of the proposed development and the consent authority has advised the applicant in writing before any work is carried out that it is satisfied that the proposed development:
 - (i) is of a minor nature, or is for the maintenance of the heritage item, archaeological site, or a building, work, relic, tree or place within a heritage conservation area, and
 - (ii) would not adversely affect the significance of the heritage item, archaeological site or heritage conservation area, or
- (b) the development is in a cemetery or burial ground and the proposed development:
 - (i) is the creation of a new grave or monument, or excavation or disturbance of land for the purpose of conserving or repairing monuments or grave markers, and
 - (ii) would not cause disturbance to human remains, relics, Aboriginal objects in the form of grave goods, or to a place of Aboriginal heritage significance, or
- (c) the development is limited to the removal of a tree or other vegetation that the council is satisfied is a risk to human life or property, or
- (d) the development is exempt development.

(4) Heritage impact assessment

The consent authority may, before granting consent to any development on land:

- (a) on which a heritage item is situated, or
- (b) within a heritage conservation area, or
- (c) within the vicinity of land referred to in paragraph (a) or (b),

require a heritage impact statement to be prepared that assesses the extent to which the carrying out of the proposed development would affect the heritage significance of the heritage item or heritage conservation area concerned.

(5) Heritage conservation management plans

The consent authority may require, after considering the significance of a heritage item and the extent of change proposed to it, the submission of a heritage conservation management plan before granting consent under this clause.

(6) Archaeological sites

The consent authority must, before granting consent under this clause to the carrying out of development on an archaeological site (other than land listed on the State Heritage Register or to which an interim heritage order applies):

- (a) notify the Heritage Council of its intention to grant consent, and
- (b) take into consideration any response received from the Heritage Council within 28 days after the notice is sent.

(7) Places of Aboriginal heritage significance

The consent authority must, before granting consent under this clause to the carrying out of development in a place of Aboriginal heritage significance:

- (a) consider the effect of the proposed development on the heritage significance of the place and any Aboriginal object known or reasonably likely to be located at the place, and
- (b) notify the local Aboriginal communities (in such way as it thinks appropriate) about the application and take into consideration any response received within 28 days after the notice is sent.

(8) Conservation incentives

The consent authority may grant consent to development for any purpose of a building that is a heritage item, or of the land on which such a building is erected, even though development for that purpose would otherwise not be allowed by this plan if the consent authority is satisfied that:

- (a) the conservation of the heritage item is facilitated by the granting of consent, and
- (b) the proposed development is in accordance with a heritage conservation management plan that has been approved by the consent authority, and
- (c) the consent to the proposed development would require that all necessary conservation work identified in the heritage conservation management plan is carried out, and
- (d) the proposed development would not adversely affect the heritage significance of the heritage item, including its setting, and
- (e) the proposed development would not have any significant adverse effect on the amenity of the surrounding area.

33 Preservation of trees or vegetation

- (1) The objective of this clause is to preserve the amenity of the area, including

biodiversity values, through the preservation of trees and other vegetation.

- (2) This clause applies to species or kinds of trees or other vegetation that are prescribed for the purposes of this clause by a development control plan made by the Council.

Note. A development control plan may prescribe the trees or other vegetation to which this clause applies by reference to species, size, location or other manner.

- (3) A person must not ringbark, cut down, top, lop, remove, injure or wilfully destroy any tree or other vegetation to which any such development control plan applies without the authority conferred by:
- (a) development consent, or
 - (b) a permit granted by the Council.
- (4) The refusal by the Council to grant a permit to a person who has duly applied for the grant of the permit is taken for the purposes of the Act to be a refusal by the Council to grant consent for the carrying out of the activity for which a permit was sought.
- (5) This clause does not apply to a tree or other vegetation that the Council is satisfied is dying or dead and is not required as the habitat of native fauna (within the meaning of the standard instrument prescribed by the Standard Instrument (Local Environmental Plans) Order 2006).
- (6) This clause does not apply to a tree or other vegetation that the Council is satisfied is a risk to human life or property.
- (7) A permit under this clause cannot allow any ringbarking, cutting down, topping, lopping, removal, injuring or destruction of a tree or other vegetation:
- (a) that is or forms part of a heritage item or that is within a heritage conservation area, or
 - (b) that is or forms part of an Aboriginal object or that is within a place of Aboriginal heritage significance,

unless the Council is satisfied that the proposed activity:

- (c) is of a minor nature or is for the maintenance of the heritage item, Aboriginal object, place of Aboriginal heritage significance or heritage conservation area, and
- (d) would not adversely affect the heritage significance of the heritage item, Aboriginal object, place of Aboriginal heritage significance or heritage conservation area.

Note. As a consequence of this subclause, the activities concerned will require development consent. The heritage provisions of clause 32 will be applicable to any such consent.

- (8) This clause does not apply to or in respect of:
- (a) the clearing of native vegetation (within the meaning of the Native Vegetation Act 2003):
 - (i) that is authorised by a development consent or property vegetation plan under the Native Vegetation Act 2003, or

- (ii) that is otherwise permitted under Division 2 or 3 of Part 3 of that Act, or
- (b) the clearing of vegetation on State protected land (within the meaning of clause 4 of Schedule 3 to the *Native Vegetation Act 2003*) that is authorised by a development consent under the provisions of the *Native Vegetation Conservation Act 1997* as continued in force by that clause, or
- (c) trees or other vegetation within a State forest, or land reserved from sale as a timber or forest reserve under the *Forestry Act 1916*, or
- (d) action required or authorised to be done by or under the *Electricity Supply Act 1995*, the *Roads Act 1993* or the *Surveying and Spatial Information Act 2002*, or
- (e) plants declared to be noxious weeds under the *Noxious Weeds Act 1993*.

Note. Permissibility may be a matter that is determined by or under any of these Acts.

34–38 (Repealed)

Division 9 Other land uses and miscellaneous

39 Suspension of covenants etc

- (1) For the purpose of enabling development to be carried out in accordance with this plan (as in force at the time the development is carried out) or in accordance with a consent granted under the Act, any covenant, agreement or similar instrument imposing a restriction on the carrying out of the development does not, to the extent necessary to serve that purpose, apply to the development.
- (2) Nothing in this clause affects the rights or interests of the Council under any covenant, agreement or similar instrument.
- (3) Pursuant to section 28 of the Act, before the making of this clause the Governor approved of this clause.

40 Restriction on excavation

Where, immediately before 27 June 1951, any land within Zone No 2 (a) or 2 (b) was used for the purpose of winning extractive materials, no excavation for that purpose shall be made, opened or extended within 15 metres of adjoining land which is within Zone No 2 (a) or 2 (b) and was not, immediately prior to 27 June 1951, in the same ownership.

41 (Repealed)

42 Acquisition of certain land—Zone No 6 (c)

- (1) The owner of any land within Zone No 6 (c) may, by notice in writing, require the council to acquire that land or any part thereof.

- (2) On receipt of a notice referred to in subclause (1), the council shall acquire the land to which the notice relates.

43 Development within Zone No 6 (a)

- (1) Development may be carried out on land within Zone No 6 (a) that is not subject to a relevant plan of management, but only with the consent of the council.
- (2) The council shall not consent to the carrying out of development on land owned or controlled by the council within Zone No 6 (a) unless consideration has been given to:
 - (a) the need for the proposed development on that land, and
 - (b) the impact of the proposed development on the existing or likely future use of the land, and
 - (c) whether the proposed development will be secondary and complimentary to the existing or proposed use of the land as public open space, and
 - (d) whether the proposed development will substantially diminish public use of and access to open space, and
 - (e) whether the proposed development is consistent with the objectives of Zone No 6 (a) as specified in Part 3 of Schedule 11 and the purposes for which the land was reserved or otherwise set aside for public use, and
 - (f) whether the proposed development is compatible with adjacent uses in relation to its height, bulk and noise generation and any other aspects that might conflict with surrounding land uses, and
 - (g) the need to retain the land for its existing or likely future use.

43A Temporary use of land within Zone No 6 (a)

Regardless of any other provision in this plan, the council may grant consent to the use or other development of any land or building within Zone No 6 (a) for any lawful temporary purpose, other than designated development, being carried out for a maximum period of 28 days, whether consecutive or non-consecutive, in any one year.

43B Advertising development for the purpose of refreshment rooms on land within Zone No 6 (a)

Pursuant to section 29A of the Act, the provision of section 79A of the Act relating to advertised development apply to development on land within Zone No 6 (a) for the purpose of a refreshment room.

44 Development for certain additional purposes

- (1) Nothing in this plan prevents a person, with the consent of the council, from carrying out development on land referred to in Schedule 10 for a purpose specified in relation to that land in that Schedule, subject to such conditions, if any, as are so specified.

- (2) Subclause (1) does not affect the application to or in respect of development to which that subclause applies of such of the provisions of this plan as are not inconsistent with that subclause or with a consent granted by the council in respect of the development.

45 (Repealed)

46 Provision of adequate water and sewerage services

The council shall not grant consent to the carrying out of development in accordance with this plan unless it is satisfied that adequate provision has been made for the supply of water and the disposal of sewage.

47 Development on difficult sites

- (1) This clause applies to land shown edged heavy black and by cross hatching on the Zoning Map.
- (2) In this clause, *difficult site* means land the topographical or other physical characteristics of which, or the position of which, in relation to existing or proposed services or roads, the council considers renders it difficult or impossible to achieve the optimum development potential of the site.
- (3) The council may grant consent to the carrying out of development on land to which this clause applies which is a difficult site and which is within 20 metres of a zone boundary for any purpose for which development may be carried out on the other side of the boundary and within 20 metres of the boundary, but only if the Council considers it desirable that the optimum development potential of the site is realised.

48 Outdoor advertising

- (1) The aim of this clause is to ensure that outdoor advertising:
 - (a) conveys advertisers' messages and images while complementing and conforming to both the building on which it is displayed and the character of the surrounding locality, and
 - (b) does not adversely affect the area in which it is located in terms of appearance, size, illumination, overshadowing or in any other way, and
 - (c) does not lead to visual clutter through the proliferation of signs.
- (2) Notwithstanding any other provision of this plan, the following advertisements may be erected, without consent:
 - (a) an advertisement within a site which is not visible (due to built form) from outside that site (but not an advertisement on a heritage item or on a site within a heritage conservation area),
 - (b) a business identification sign on land:
 - (i) within Zone No 2 (a), 2 (b) or 2 (e), but only if:
 - the sign is not erected on a heritage item and,

- the sign does not exceed 0.75 square metres in area, or
- (ii) within Zone No 3 (a), 3 (b2), 3 (b3), 3 (c), 3 (d) or 3 (e), but only if it is not erected on a heritage item and it meets any of the following descriptions:
 - a sign located on a shop at a point below the level of the awning and which covers no more than 33% of the area of the shopfront, or
 - if it is located on a shop with no awning, a sign located at a point 3 metres or below the level of the bottom of the first floor, and which covers no more than 33% of the area of the shopfront, or
 - an awning fascia sign, or
 - a suspended under-awning sign, but no more than one for every 3 metres of shopfront length, being a sign not exceeding 2.5 metres in length and 0.5 metre in height and at no point less than 2.6 metres from ground level, or
- (iii) within Zone No 4 (b) or 4 (b1), but only if it does not exceed 10 square metres in area and covers no more than 20% of the area of the facade of the building,
- (c) a real estate sign on any land,
- (d) a temporary sign on any land,
- (e) a public notice displayed by a public authority/utility giving information or directions about the services provided by it,
- (f) a different advertisement replacing an advertisement for which consent was granted,
- (g) a sign behind, painted or letters stuck onto the glass line of a shop window,
- (h) an advertisement on a motor vehicle used principally for the conveyance of goods or passengers.

49 Zone boundary flexibility

- (1) This clause applies to land within the waterway.
- (2) Despite any other provision of this plan, the council may grant consent to the development of land to which this clause applies which is not in Zone No 7 (a1) but is within 10 metres of a boundary of Zone No 7 (a1) for any purpose for which development may be carried out in that zone, but only if the council considers that the objectives of that zone and the zone within which the land is situated will be satisfied.
- (3) For the purposes of subclause (2), the objectives of Zones Nos 6 (a1), 7 (a1), W2, W3 and W4 are those specified in Part 1 of Schedule 11.

50 Development associated with certain waterfront business or boat service facilities

- (1) This clause applies to land within the waterway, being:
 - PO 1957/170, Palm Beach,
 - PO 1963/130, Palm Beach,
 - Lot 254, DP 752046, Special Lease 60/210 and PO 1963/97, Careel Bay,
 - PO 1966/156, Clareville,
 - PO 1963/227, Elvina Bay,
 - PO 1964/165, Lovett Bay.
- (2) Despite any other provision in this plan, the council may grant consent to the development of land to which this clause applies for any purpose ordinarily incidental or subsidiary to waterfront business or boat service facilities.

51 Development associated with seaplane transport services

- (1) This clause applies to land within the waterway, being Lot 298, DP 721572, subject to Special Lease 1963/86, Governor Phillip Park, Palm Beach.
- (2) Despite any other provision in this plan, the council may grant consent to the development of land to which this clause applies for any purpose ordinarily incidental or subsidiary to seaplane transport services and waterfront business or boat service facilities.

52 (Repealed)

54 Classification or reclassification of public land as operational

- (1) The public land described in Schedule 13 is classified, or reclassified, as operational land for the purposes of the Local Government Act 1993, subject to this clause.
- (2) The amendments made by the *Local Government Amendment (Community Land Management) Act 1998* to section 30 of the Local Government Act 1993 do not apply to the land described in Part 1 of Schedule 13.
- (3) Land described in Part 2 of Schedule 13:
 - (a) to the extent (if any) that the land is a public reserve, does not cease to be a public reserve, and
 - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants by which it was affected before its classification, or reclassification, as operational land.
- (4) Land described in Columns 1 and 2 of Part 3 of Schedule 13, to the extent (if any) that it is a public reserve, ceases to be a public reserve on the commencement of the relevant amending plan and, by the operation of that plan, is discharged from all trusts, estates, interests, dedications, conditions,

restrictions and covenants affecting the land or any part of the land except those (if any) specified opposite the land in Column 3 of Part 3 of Schedule 13.

- (5) In this clause, **the relevant amending plan**, in relation to land described in Part 3 of Schedule 13, means the local environmental plan that inserted the description of the land into that Part.
- (6) Before the relevant amending plan inserted the description of land into Part 3 of Schedule 13, the Governor approved of subclause (4) applying to the land.

Division 10 Exempt and complying development

55 Exempt and complying development

- (1) Development of minimal environmental impact listed as exempt development in *Development Control Plan No 22: Exempt and Complying Development* as adopted by Council on 22 November 1999 is **exempt development**, despite any other provision of this plan.
- (2) Development listed as complying development in **◀Pittwater▶** *Development Control Plan No 22: Exempt and Complying Development* as adopted by Council on 22 November 1999 is **complying development** if:
 - (a) it is local development of a kind that can be carried out with consent on the land on which it is proposed, and
 - (b) it is not an existing use, as defined in section 106 of the Act.
- (3) Development is exempt or complying development only if it complies with the development standards and other requirements applied to the development by **◀Pittwater▶** *Development Control Plan No 22: Exempt and Complying Development* as adopted by Council on 22 November 1999.
- (4) A complying development certificate issued for any complying development is to be subject to the conditions for the development specified in **◀Pittwater▶** *Development Control Plan No 22: Exempt and Complying Development* adopted by Council on 22 November 1999, as in force when the certificate was issued.

Schedule 1

(Clause 9)

Abattoirs.
 Agricultural machinery manufacture.
 Asbestos cement products manufacture.
 Boiler works.
 Boiling down works.
 Brick, tile and pipe manufacture.
 Brass foundry.
 Cement manufacture.
 Electric machinery manufacture.
 Engineering workshop (heavy).
 Extractive industry.
 Fellmongering.
 Fireclay products manufacture.

Glass products manufacture.
Grain milling.
Hardboard manufacture.
Iron foundry.
Machinery manufacture (heavy).
Motor body building.
Motor vehicle manufacturing and assembly.
Offensive or hazardous industry.
Ready-mix cement works.
Sawmill.
Steel products manufacture (heavy).
Stone cutting and crushing works.
Wire manufacture.
Wool scouring.

Schedule 2

(Clause 9)

Boot and shoe repairing.
Bread, cake and pastry manufacture.
Builders' supplies establishment.
Builders' yards.
Building equipment hire.
Cabinet making and joinery.
Car repair station.
Child care centre.
Cycle and motor cycle repairing.
Dance and theatre school.
Dental technician's premises.
Dressmaking.
Dry-cleaning and dyeing.
Electrician's premises.
Electronics workshop.
Hairdressing.
Laundry.
Lawn mower repairs.
Local carriers' depot.
Locksmithing.
Milk distributing depot.
Optical technician's premises.
Painter's workshop.
Photographic developing.
Photographic studio.
Plumber's workshop.
Radio and television mechanic's workshop.
Retail plant nursery.
Service station.
Signwriter's workshop.
Tailoring.
Tool sharpening and grinding.
Toymaking.
Undertaker's establishment.
Veterinary surgeon's establishment.
Warehousing bulk store with area of less than 150 square metres.

Schedule 3

(Clause 9)

Barber's shop.
Beauty salons.
Boot and shoe repairing.
Bread, cake and pastry manufacture.
Business agencies.
Commercial premises except funeral parlours.
Dental surgery.
Dressmaking.
Dry-cleaning and dyeing agency.
Electrician's workshop.
Hairdressing salons.
Home industry.
Lending library.
Photographic studio.
Post offices.
Radio mechanic's workshop.
Service station.
Tailoring.
Totalizator Agency Board agencies.

Schedule 4

(Clause 9)

Aerated waters and cordial manufacture.
Boot and shoe repairing.
Bread, cake and pastry manufacture.
Builders' supplies establishment.
Builders' yards.
Cabinet making.
Car repair station.
Carrier's establishment.
Cycle and motor cycle repairing.
Dressmaking.
Dry-cleaning and dyeing.
Electrician's workshop.
Farrier's workshop.
Fuel merchant's establishment.
Laundry.
Milk distributing depot.
Painter's workshop.
Plumber's workshop.
Radio mechanic's workshop.
Rubber vulcanising and tyre retreading works.
Service station.
Signwriter's workshop.
Tailoring.
Toymaking.
Undertaker's establishment.
Veterinary surgeon's establishment.
Any home industry not being an industry specified above.

Schedule 5

(Clause 9)

Automotive spare parts sales.
Boot repair shops.
Confectionery shops.
Hairdressing salons.
Milk bars.
Newsagencies.
Shops that sell equipment, machinery or materials used in the conduct of an industry (other than an industry referred to in Schedule 1 or 4).
Shops that sell equipment, machinery or materials used in the conduct of commercial premises.
Sandwich shops.
Smallgoods shops.
Tobacconists' shops.

Schedule 6

(Clause 9)

Automotive spare parts sales.
Boot repair shops.
Builders' supply yards.
Confectionery and milk bar.
Hairdressing salon.
Funeral parlours.
Newsagency.
Shops which sell equipment, machinery or materials used by any type of industry permissible with or without consent in Zone No 4 (b) or 4 (b1).
Shops which sell goods manufactured on the same land as the shop.
Smallgoods and sandwich shops.
Timber yards.
Tobacconist shop.

Schedule 7 Designated development

(Clause 24)

Licensed clubs or hotels in Zone No 2 (a) or 2 (b), but excluding development involving alterations or additions to any existing development, which alterations or additions, in the opinion of the council, are of a minor nature and do not, to any significant extent, change the scale, size or degree of that existing development.

Schedule 8

(Clause 26)

Airline terminal.
Animal boarding or training establishment.
Bus depot.
Bus station.
Caravan park.
Club.
Educational establishment.
Hospital.

Hotel.
 Housing for aged or disabled persons.
 Industry.
 Institution.
 Liquid fuel depot.
 Mine.
 Motel.
 Place of assembly.
 Place of public worship.
 Public building.
 Recreation area.
 Refreshment room.
 Retail plant nursery.
 Riding school.
 Road transport terminal.
 Rural industry.
 Sawmill.
 Service station.
 Stock and saleyard.
 Transport terminal.

Schedule 9 Heritage inventory

(Clause 31)

Avalon Locality

Location	Description	Database No
Ruskin Rowe Comprising land having a frontage to Ruskin Rowe Area (Lots 1–6, 10 and 16–43, DP 22361, Lots 4 and 5, DP 847837, Lots 1 and 2, DP 504413, Lots 1 and 2, DP 534979, Lots 1 and 2, DP 828200, Lots 1 and 2, DP 575884, Lots 20 and 21, DP 859660 and Lot 6, DP 209780) and including the road reserve	Ruskin Rowe Heritage Conservation Area	2270100
Avalon Parade, Nos 25, 29 and 33 Corner Lots T, U and V, DP 29617	Corner Shop (excluding interior and rear additions)	2270078
Bellevue Avenue, No 40 Lot 88, DP 9151	House “Avalon”	2270372
Cabarita Road, No 2 Lot A, DP 319644	House “Finisterre”	2270086
Chisholm Avenue, No 62 Lots 5, 6, 10, 10A, 12 and 14, DP 25969, Lots 1–3, DP 34633	House “Hy Brasil”	2270157
Elizabeth Street Unmade road section at junction with Cabarita and Wanawong Roads	Rock Faults	2270359
Hilltop Road, No 32 Lot 37, DP 7794 and Lot 2, DP 341460	House and Garage “Ashlar”	2270085
Old Barrenjoey Road, No 32, Avalon Golf Club Lot 1, DP 511908	Golf Club House	2270055
Old Barrenjoey Road, No 32, Avalon Golf Club Lot 1, DP 511908	Former Kiosk	2270012
Old Barrenjoey Road, No 32, Avalon Golf Club Lot 1, DP 511908	Green Keeper’s House	2270013
Old Barrenjoey Road, No 47 Corner Lot 2, DP 220803 (corner Avalon Parade)	Cafe and Corner Shops	2270084

Palmgrove Road, Nos 3–5 Lots 341–345, DP 16902 (frontage also to Plateau Road)	House—“Stella James House” (also known as “Burley Griffin Lodge”)	2270103
Palmgrove Road, Nos 3–5 Lots 341–345, DP 16902 (frontage also to Plateau Road)	Reserve surrounding house known as “Stella James House”	2270124
Palmgrove Road, No 93, Angophora Reserve Lot 355, DP 16902	Angophora Reserve and specifically the <i>Angophora costata</i> tree (located next to sign indicating it to be the largest known specimen tree of <i>Angophora costata</i> in the world)	2270107
Whale Beach Road, No 105A Lot 31, DP 747256	House “Careel House”	2270160
Whale Beach Road, No 111 Lot 43, DP 732641	House “Loggan Rock”	2270161


Bayview Heights Locality




No items listed.

Bilgola Locality

Location	Description	Database No
Bilgola Avenue, No 3 Lot 53, DP 517038 and Lot 133, DP 752046	House “The Palms”	2270016
Bilgola Avenue, Nos 15–21 Lots 8 and 9, DP 19497 and Lots 10A and 11A, DP 401408	Drainage and Bridge Structures	2270009
Bilgola Avenue and Allen Avenue Within road reserve	Street trees—Norfolk Island Pines (<i>Araucaria heterophylla</i>) and Canary Island Date Palms (<i>Phoenix canariensis</i>)	2270030
The Serpentine and Barrenjoey Road, Bilgola Valley Lots 139–144, 336–338, 547–557, 566 and 569, DP 16902, Lots 1–4, DP 232164, Lot 2, DP 395158, Lot 3, DP 511677, Lot 4C, DP 413781, Lot 300, DP 1035587 and part R58243	Grove of Cabbage Tree Palms (<i>Livistona australis</i>)	2270031
The Serpentine Western side near Barrenjoey Road intersection, on uphill section	Sandstone retaining wall	2270032

Church Point and Bayview Locality

Location	Description	Database No
Binnowie Place, No 2 Lot 6, DP 247717	House	2270101
McCarrs Creek Road Lot 318, DP 824048	Church Point Post Office and Store	2270010
McCarrs Creek Road Lot 319, DP 824048	Church Point Wharf	2270336
McCarrs Creek Road, No 1 Lot C, DP 349212, Former Methodist Church site	Graveyard and site of former Methodist Church	2270125
McCarrs Creek Road, No 19 Lot 9, DP 609346	House “Homesdale”	2270070
McCarrs Creek Road, No 27 Lot 7, DP 573492	House “Rostrevor”	2270005
McCarrs Creek Road, No 2A Lot 7055, DP 93800, Rostrevor Reserve	Memorial Obelisk	2270007
 Pittwater Road and Fermoy Avenue Within road reserve at junction of roads	Sandstone retaining wall	2270057

 Pittwater Road and Fermoy Avenue Within road reserve	Street Trees (<i>Araucaria</i> species)	2270029
 Pittwater Road Within road reserve, opposite Lots A and D, DP 32808, No 38 Alexandra Crescent	Street trees—One Bunya Pine (<i>Araucaria bidwillii</i>) and two Norfolk Island Pines (<i>Araucaria heterophylla</i>)	2270046
 Pittwater Road, Bayview Northern side, opposite entrance to No 1961 (below mean high water mark)	World War II Tank Traps	2270357

Elanora Heights Locality

No items listed.

Ingleside Locality

Location	Description	Database No
Chiltern Road, No 1 Lot A, DP 325195	Klerk's Garden	2270339
Manor Road, Nos 2 and 10 Lots 81 and 82, DP 866452	Ruins of Powder Works	2270133
Mona Vale Road, Nos 169, 169A and 169B Lots 201, 202 and 203, DP 1054875	Group of Monterey Pines (<i>Pinus radiata</i>)	2270346
Mona Vale Road, No 173 Lot 51, DP 1053225	Baha'i House of Worship	2270338
No 1 Manor Road and No 12 King Road Lots 1 and 2, DP 554536	Ingleside House and curtilage, including front fence, stone gate posts and garden plantings	2270112

Ku-ring-gai Chase National Park Locality

No items listed.

Lower Western Foreshores and Scotland Island Locality

Location	Description	Database No
Bona Crescent, No 37 Lot 3, DP 520115, Towlers Bay	Youth Hostel	2270043
Elvina Bay Lot 26, DP 13449	Frederick Oliver's Grave	2270051
Lovett Bay, north side On parts of Lots 4 and 5, DP 590990, Nos 4 and 5 Portions, Lovett Bay	Road remnants	2270050
Lovett Bay, north side Site of former causeway, adjoining Lots 2 and 3, DP 584315, Lots 4 and 5, DP 590990 and Lot 6, DP 545717, Nos 2–6 Portions, Lovett Bay	Stone Retaining Wall	2270049
Lovett Bay No 8 Portion, Lot 2, DP 228812, Lovett Bay	House "Tarrangaua"	2270044
Sturdee Lane, Elvina Bay Nos 29, 31 and 33A Sturdee Lane, Elvina Bay	Group of 3 cottages	2270441
Sturdee Lane, No 1 Lot 2, DP 614614, Elvina Bay	House "Trincomalee"	2270008
Sturdee Lane, No 29 Lot 28, DP 8013, Elvina Bay	Cottage	2270442
Sturdee Lane, No 31 Lot 292, DP 1042095, Elvina Bay	Cottage	2270443
Sturdee Lane, No 33A Lot C, DP 10157, Elvina Bay	Cottage	2270444
Sturdee Lane, No 38 Lot 6, DP 552628, Lovett Bay	House "Myuna"	2270082

Mona Vale Locality

Location	Description	Database No
Darley Street East, No 22 Lot 2, DP 520433	House	2270001
Grandview Parade, No 26 Lot 17, Sec C, DP 6195	House	2270025
Maxwell Street, No 39 Lot 1, DP 595793	House	2270023
Mona Street, No 28 Lot B, DP 404336	House	2270022
Mona Vale Road, No 107 Land Nos 2630–3000	Mona Vale (formerly Turimetta) Cemetery, including stone gateposts	2270088 2270327
Mona Vale Park Lot 7104, DP 93805, bounded by Park Street,  Road and Barrenjoey Road	Great War Memorial	2270020
Orana Road, No 16 Lot 46, DP 1002603	House	2270024
Park Street, No 26 Lot 147, DP 616318	House	2270169
Park Street, No 28 Lot 48, DP 562225	House “Dungarvon”	2270006
 Pittwater  Road, No 1624 Lot 2, DP 709457, St John’s Church and Grounds	Church and Gravestones	2270019 2270168
 Pittwater  Road, No 1785 Lot 8, Sec 3, DP 759007	New Zealand Christmas Bush (<i>Meterosideros excelsa</i>) “Victory Tree”	2270058
 Pittwater  Road, No 1789 Land No 56951	House “Glenroy”	2270021
Seabeach Avenue Within road reserve	Norfolk Island Pines (<i>Araucaria heterophylla</i>)	2270060
Surfview Road, Ocean Beach Reserve Lots 36–43, Sec C, DP 6195 and Land Nos 7304–3000	Norfolk Island Pines (<i>Araucaria heterophylla</i>)	2270059
Vineyard Street, No 2 Land No 61206	Part of the facade of the Rock Lily Restaurant, being the faceted bay windows and area in between on the  Pittwater  Road frontage and the return wall in Vineyard Street extending for approximately 11 metres from the south eastern corner of the building	2270002

Newport Locality


Location	Description	Database No
Barrenjoey Road, Nos 394 and 396, Newport Surf Club Lot 7094, DP 1059297 and Lot 7038, DP 1050730	Newport Surf Club	2270445
Bungan Head Road, No 78 Lot 172, DP 629573	House “Bungan Castle”	2270110
Myola Road, No 52 Lot 1, DP 28652	Two Palms (<i>Washingtonia filifera</i> and <i>Washingtonia robusta</i>); One Port Jackson Fig (<i>Ficus rubiginosa</i>) and part of castellated stone wall	2270054
Myola Road, No 77 Lot 1, DP 538888	House “Bungania”	2270017
Prince Alfred Parade, No 174 Lot 74, DP 737370	House “Jacaranda Cottage” (formerly known as “Peck’s Cottage”)	2270113

Queens Parade West, No 25 Lots 1 and 2, DP 794943, grounds of Newport Public School	Port Jackson Fig (<i>Ficus rubiginosa</i>) and Bunya Pine (<i>Araucaria bidwillii</i>)	2270028
Queens Parade West, No 25 Lots 1 and 2, DP 794943, grounds of Newport Public School	Hoop Pine (<i>Araucaria cunninghamii</i>)	2270036
The Serpentine and Barrenjoey Road, Bilgola Valley Lots 139–144, 336–338, 547–557, 566 and 596, DP 16902, Lots 1–4, DP 232164, Lot 2, DP 395158, Lot 3, DP 511677, Lot 4C, DP 413781 and part R58243	Grove of Cabbage Tree Palms (<i>Livistona australis</i>)	2270031
Palm Road, No 6 Newport Bowling Club Lot 2, DP 1066239	Picnic Shelter Shed	2270352

North Narrabeen Locality

No items listed.

Palm Beach Locality

Location	Description	Database No
Barrenjoey Headland and Sand Area Isthmus Lots 1–6, DP 849249, Lot 2, DP 540435, Lot 132, DP 752046, Land Nos 023 and 015	Barrenjoey Heritage Conservation Area	2270047
Florida Road Comprising “Kookaburra” No 79, “Florida House” No 81, Nos 83, 85 and 87, “Tidapa” Nos 89–91, “The Moorings” Nos 93 and 95 and “Back-O-Moon” No 97	Florida Road Heritage Conservation Area	2270018
Ocean Road Comprising land having a frontage to Ocean Road between Ocean Place and Hordern Park (Lots 76–78, 81 and 85, DP 6746, Lots 1 and 2, DP 1028649, Lots 1 and 2, DP 648212, Lots 92, 92A and part Lot 93, DP 6937, Lots D and E, DP 25914, Lot M, DP 416666, Lot 2, DP 938890 and Lot 1, DP 951226)	Ocean Road Heritage Conservation Area	2270411
Sunrise Road Comprising “Jeeda” No 40, “Kookoomgiligai” No 42, “Seaward” No 44, No 46, “Windyridge” No 50, No 52, “La Quinla” No 54, No 56, “Winbro Hill” Nos 58–60, “Craigie Lee” Nos 35–37, including the public reserve at the crown of Sunrise Hill (Lots 1–10, DP 19219)	Sunrise Hill Heritage Conservation Area	2270034
Barrenjoey Headland Western side, Lot 5, DP 849249	Site of former Customs House	2270102
Barrenjoey Headland Lot 1, DP 849249	Memorial Cairn (near lighthouse)	2270093
Barrenjoey Headland Lot 5, DP 849249	Grave	2270095
Barrenjoey Headland Lot 5, DP 849249	Memorial Cairn	2270
Barrenjoey Headland Lots 1–4, DP 849249	Barrenjoey Lighthouse and two cottages	2270104
Barrenjoey Headland Lot 5, DP 849249, leading to Barrenjoey Lighthouse	Stone Path (former access road)	2270127
Barrenjoey Road,  Park Reserve No R60988, Lots 1–10, Sec A, DP 12979 and Lot 7008, DP 93682 (opposite Barrenjoey House)	Norfolk Island Pines (<i>Araucaria heterophylla</i>)	2270037
Barrenjoey Road, near No 889	Bus Shelter	2270077


Barrenjoey Road, No 1108 Lot 2, DP 1004105	Restaurant/accommodation —“Barrenjoey House”	2270076
Barrenjoey Road, No 1170 Lot 8, DP 6746	House “Collins House”	2270091
Bynya Road, No 25 Lot 122, DP 14961	House	2270074
Bynya Road, No 39 corner Lot A, DP 399368 and Lot 115, DP 14961	House	2270073
Florida Road, No 38 Lot B, DP 25914 (Kelor Land)	Vegetation—Spotted Gum (<i>Corymbia maculata</i>) community— known as the “Kelor Land”	2270066
Florida Road, in front of No 69 Just south of entry to No 407 Whale Beach Road	Old Street Lamps	2270092
Florida Road, No 79 Lot 2, DP 537231	House “Kookaburra”	2270066
Florida Road, No 81 Lot 1, DP 537231	House “Florida House”	2270089
Florida Road, No 93 Lot 112, DP 6937	House “The Moorings”	2270144
Florida Road, No 97 Lot 2, DP 521720	House “Back O’Moon”	2270119
Governor Phillip Park	Picnic Shelter Sheds	2270097
Mitchell Road, No 6 Lot 2, DP 1086858	Bible Garden	2270329
Nabilla Road	Post Box	2270075
Northview Road, No 3 Lots 12 and 13, DP 11552	House “Villa d’Este”	2270099
Northview Road, No 9 Lot 4, DP 27555 and Lot 1, DP 336481	House “Skye”	2270098
Ocean Road, Nos 27 and 28 Corner Lots 76 and 77, DP 6746	Palm Beach Surf Club	2270072
Ocean Road, Ocean Beach Reserve Lot 1, DP 938890	Change Room and Toilets	2270065
Ocean Road, No 31 Lot 2, DP 1028649	Memorial to Douglas Marks	2270355
Ocean Road, Hordern Park and Wiltshire Park Lot 2, DP 938890 and Lots 1 and 2, DP 648212, Lots 92 and 92A, DP 6937	Spotted Gums and Cabbage Tree Palms (<i>Corymbia maculata</i> and <i>Livistona australis</i>)	2270450
Ocean Road Within road reserve	Norfolk Island Pines (<i>Araucaria heterophylla</i>)	2270038
Pacific Road, No 48 Lot 1, DP 314233	House	2270063
Pacific Road, No 112 Lot 3, DP 614546	House “Burrawong”	2270079
Pacific Road, No 117 Lot 1, DP 650029	Cabbage Tree Palms (<i>Livistonia australis</i>) and Sydney Red Gums (<i>Angophora costata</i>)	2270027
Pacific Road, No 119 Lot X, DP 368966	House “Craboon”	2270071
Pacific Road, No 128 Lot 2, DP 708380	House “Summerlands”	2270081
Pacific Road, No 130A Lot 13, DP 713523	House	2270069
Palm Beach Road, No 2 Lot 1, DP 172003	House	2270064
Palm Beach Road, No 21 Lot 7B, DP 13374	House “Winten”	2270056

Sunrise Road, No 35 Lot 1, DP 1024404	House “Craigie Lee”	2270094
Sunrise Road, No 50 Lot 335, DP 734511	House “Windyridge”	2270152
Whale Beach Road, Nos 307, 309 and 311 Lots 233–235, DP 16362	House “Orcades”	2270087
Whale Beach Ocean Reserve Lot 1, DP 234079, adjoining The Strand	Norfolk Island Pines (<i>Araucaria heterophylla</i>)	2270035

Upper Western Foreshores Locality

Location	Description	Database No
Currawong Comprising land having a frontage to Currawong Area Beach (part Lot 10, DP 752017, Lot 1, DP 166328, Lot 1, DP 337208, and Lot 4, DP 978424)	Currawong Heritage Conservation	2270410
Currawong Beach, No 1A Part Lot 10, DP 752017, Currawong Beach	House “Midholme”	2270040

Warriewood Locality

Location	Description	Database No
Macpherson Street, opposite Flower Power Nursery Bus Shelter	Memorial in bus shelter	2270429
Macpherson Street, No 21 Lot 2, DP 16387	Federation Cottage	2270337
Namona Street, No 6 North Narrabeen Public School Lot 3, DP 1018621	Concrete Geodesic Domes	2270341
 Pittwater Road, No 1468 Lot G, DP 20399	Moreton Bay Fig Tree “Alma’s Tree”	2270331

Waterways Locality

Location	Description	Database No
Avalon Beach	Ocean rock pool	2270118
Bilgola Beach	Ocean rock pool	2270120
Mona Vale Beach	Ocean rock pool	2270136
Narrabeen Beach	Ocean rock pool	2270137
Newport Beach	Ocean rock pool	2270138
Palm Beach	Ocean rock pool	2270140
Whale Beach	Ocean rock pool	2270149
Elvina Bay Below mean high water mark, adjoining No 59 Douglass Estate (Lot 17, DP 10002)	Stone bath remnants	2270426
Illuka Road, No 22, Palm Beach Below mean high water mark, adjoining Lot 42, DP 14682	Timber jetty (Sandy Beach Jetty)	2270344
Towlers Bay Adjoining PGRS, south side, below mean high water mark, adjoining Lot 19, DP 23180, Towlers Bay	Store, jetty and shed	2270042
Coasters Retreat, southern end Adjoining Ku-ring-gai Chase National Park, below mean high water mark, Coasters Retreat	“Bonnie Doon” Wharf	2270041
Adjacent to and to the south of Avalon Sailing Club (Being Lot 1, DP 260209, No 28B Hudson Parade, Clareville)	Wharf remnant	2270062

Towlers Bay, north side Former Youth Hostel site below mean high water mark, north side Towlers Bay, adjoining Ku-ring-gai National Park	Wharf remnant	2270048
Paradise Beach Below mean high water mark adjacent to No 2 Paradise Avenue (Lot 2, DP 635433)	Tidal swimming pool	2270348

Schedule 10 Development for certain additional purposes

(Clause 44)

That part of lot 6, DP 545717, Lovett Bay, as shown on the map marked “Interim Development Order No 119—Shire of Warringah” (except so much of that land as is subject to Permissive Occupancy 64/165)—commercial boat shed; maintenance of existing commercial boat shed.

Part lot 2, DP 232164, The Serpentine, Bilgola as shown on the map marked “Warringah Local Environmental Plan 1985 No 7”—residential buildings.

Lots 4 and 5, DP 237045, No 8 Kara Crescent, Bayview—commercial use of not more than 2 tennis courts.

Lot C, DP 395667, Narrabeen Park Parade, Warriewood Beach—residential flat building containing 2 dwellings.



Crown reserve 84080, having frontages to Park Street, Barrenjoey Road and  Road, Mona Vale—baby health centre.

Lot 13, DP 13449 Wurringulla Avenue, Elvina Bay—fire station.

Lot 1, DP 361971 having frontage to Wilga Road and Mirbelia Parade, Elanora Heights—subdivision for the purposes of:

- (a) creating 2 allotments of land, each having an area of not less than 0.5 hectares, and
- (b) widening a public road, and the erection of a dwelling-house on each of the allotments so created, subject to the condition that the council shall not grant consent unless it is satisfied that the land, being lot 10, DP 252037, and being the whole of the land comprised in Certificate of Title, volume 13141, folio 201, is to be dedicated free of cost to the council for the purpose of public open space.

Part Reserve R.60118, part lots 1 and 2, DP 566246, part Reserve Ms34785y and part of the Reserve having frontage to Barrenjoey Road and Bramley Avenue, Newport, as shown edged heavy black on the map marked “Warringah Local Environmental Plan No 64”—carparking.

Lot 13, DP 20127 and Lot 1, DP 775005 (Nos 4–6) Vineyard Street, Mona Vale, as shown edged heavy black on the map marked “ Local Environmental Plan 1993 (Amendment No 25)”—residential development and commercial carparking which facilitates the retention of the identified heritage item on the adjoining land being Lot 1, DP 775005 No 1725  Road, Mona Vale.

Lots 15–19, DP 9151, and lot 201, DP 636526, having frontage to Old Barrenjoey Road, Avalon, and known as Dunbar Park—baby health centre.

Lot 356, DP 12749, and known as Catherine Park, Scotland Island—bush fire station.

Lots 12–15, DP 11594, Nos 230–236, Powderworks Road, Ingleside—the erection of one dwelling-house to replace the existing dwelling-house on the consolidated site area of those lots.

Land being Crown land within the area of **Pittwater** being part Reserve No 71235, Reserve No 59970, Reserve No 67607 and Portion 57, Parish of Narrabeen being land lying generally south of the Wakehurst Parkway, adjacent to Narrabeen Lagoon, as shown edged heavy black on the map marked “Warringah Local Environmental Plan 1985 (Amendment No 35)”—extractive industry and development ancillary thereto.

Lots 1–3, DP 13811, Lot 3, DP 607010 and Lot A being part of Portion 20, Parish of Narrabeen, Coonanga Road, Avalon—child care centre.

Lot 33, DP 23429, and known as No 12 Woorarra Avenue, North Narrabeen—storage and office facilities used in association with the adjacent community centre.

Lots 6A and 8A, DP 11186, part Lot 1, DP 173780 and part Lot 306, DP 727037, No 1714 **Pittwater** Road, Bayview, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 21)”—shops, offices and a restaurant.

Lot 34, DP 708050, No 10 Taronga Place, Mona Vale, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan No 7”—educational establishment.

Lot 1, DP 792259, Lot Q and Lot P, DP 410599, Lot 1, DP 128632 and Lot 1, DP 824020 known as Nos 1102–1104 Barrenjoey Road, Palm Beach, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 7)”—to use the two residential units independently from the adjoining retail premises.

Lot 2, DP 737137, No 4 Vuko Place, Warriewood, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 10)”—a multi-cinema complex and ancillary commercial/retail land uses, but only if the council is satisfied that:

- (a) the hours of operation of the site will be limited so as not to interfere adversely and to a significant extent with the amenity of adjacent residential land or residents of that land or in the vicinity of that land, and
- (b) the seating capacity of the cinema will be limited so as to ensure adequate carparking will be available.

Lot 1, DP 15295, No 681 Barrenjoey Road, Avalon, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 12)”—commercial offices.

Lot 1, DP 581215 (Nos 2–4) Windsor Parade, North Narrabeen, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 23)”—motor showroom.

Lot 321, DP 824048, **Pittwater** Road, Church Point, being Crown Reserve 100256, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 26)”—carparking for public purposes in accordance with the plan of management for Crown Reserve 100256 adopted by the Council.

Lot 120, DP 135512 (No 84) Mona Vale Road and Lot 27, DP 5055 (No 22) Jubilee Avenue, Mona Vale, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 33)”—club purposes associated with a registered club situated at Lot 26, DP 654262 (Nos 80–82) Mona Vale Road, Mona Vale.

So much of Lot 9, DP 578688 having frontage to **Pittwater** Road, Mona Vale, as is shown hatched and within Zone No 7 (a) on Sheet 2 of the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 38)”—storage of cargo and bulky marine-related

goods, materials and equipment, the transfer of material-carrying vehicles from ramp to barges, the storage of recovered and abandoned watercraft and ancillary uses for marine contractors for construction and maintenance work related to the **Pittwater** waterway.

Lot 7089, DP 759007, Crown Reserve No R1001139 (being part of Mona Vale Village Park) situated between **Pittwater** Road and Park Street, Mona Vale, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 40)” —community and visitor information centre with minor ancillary commercial uses.

Lot A DP 407091, No 1 Palm Road, Newport, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 61)” —veterinary clinic and ancillary dwelling.

Lot 3, DP 6391 (No 19 Darley Street East, Mona Vale) and Lot C, DP 355289 (No 21 Darley Street East, Mona Vale), as shown edged heavy black and identified by the symbols “MUH” on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 69)” —multi-unit housing not exceeding 6 dwellings.

Lot 2, DP 37857, No 22 Park Street, Mona Vale, as shown edged heavy black on the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 78)” —veterinary clinic and ancillary dwelling.

So much of Lot 2, DP 1086858, known as 6 Mitchell Road, Palm Beach, as is shown edged heavy black and lettered “PT1 & PT2” on Sheet 3 of the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 83)” and is above 74.5 metres Australian Height Datum—any land use set out under the heading “Permissible Uses Requiring Development Consent” in the relevant plan of management for the land.

Lot 11, Section C, DP 5464, 23B Macpherson Street, Warriewood—neighbourhood shops and restaurants.

In this item:

neighbourhood shop means retail premises used for the purposes of selling small daily convenience goods such as foodstuffs, personal care products, newspapers and the like to provide for the day-to-day needs of people who live or work in the local area, and may include ancillary services such as a post office, bank or dry cleaning, but does not include restricted premises.

restaurant means a building or place the principal purpose of which is the provision of food or beverages to people for consumption on the premises, whether or not takeaway meals and beverages or entertainment are also provided.

Part Lot 62, DP 30255, Wesley Street, Elanora Heights as shown edged heavy black on Sheet 2 of the map marked “**Pittwater** Local Environmental Plan 1993 (Amendment No 93)” —outdoor recreational, religious and educational activities and associated equipment, but only if the council is satisfied that:

- (a) the activities proposed will only have a minimal environmental impact, and
- (b) the activities proposed are ancillary to and associated with the adjacent Elanora Conference Centre.

Schedule 11

Part 1 Objectives for certain zones within and adjoining **Pittwater** waterway

(Clauses 30B (2)–(2B) and 49 (3))

Zone No 6 (a1) (Waterways Recreation)

The objectives of this zone are:

- (a) to provide opportunities for a variety of passive and active recreational pursuits, having regard to the specific environmental setting of the locality, and
- (b) to recognise the importance of providing and maintaining public access in localities suitable for public recreation and transport purposes.

Zone No 7 (a1) (Environment Protection—Waterways)

The objectives of this zone are:

- (a) to identify areas having significant natural, cultural and heritage conservation values, and
- (b) to ensure that the ecology and environmental qualities of land within the zone are enhanced and protected from adverse impact arising from development of land in the vicinity.

Zone No W2 (Residential Waterways)

The objectives of this zone are:

- (a) to identify areas of the waterway where facilities providing some form of private access to the waterway are appropriate, and
- (b) to ensure that development is ordinarily incidental or subsidiary to development permissible on land zoned for residential purposes.

Zone No W3 (Recreational Boating Facilities)

The objectives of this zone are:

- (a) to identify areas of the waterway where development ordinarily incidental or subsidiary to existing amateur and professional recreational yachting or boating clubs and the like is appropriate, and
- (b) to ensure that such development is generally compatible with the existing or planned future character of the waterway and adjoining foreshore lands.

Zone No W4 (Business Boating Facilities)

The objectives of this zone are:

- (a) to identify areas of the waterway where boating facilities ordinarily incidental or subsidiary to existing waterfront business and service facilities and the like are appropriate, and
- (b) to ensure that such development is generally compatible with the existing or planned future character of the waterway and adjoining foreshore lands.

Part 2 Zone objectives for the Warriewood Valley Urban Land Release**Zone No 2 (f) (Urban Purposes—Mixed Residential)**

The objectives of this zone are:

- (a) to identify land within the Warriewood Valley Urban Land Release which is suitable for residential development and which will be provided with adequate physical and social infrastructure in accordance with a planning strategy for the area, and
- (b) to provide opportunities for more varied forms of housing and wider housing choice, and
- (c) to provide opportunities for a mixture of residential buildings which can be in the form of detached dwellings, integrated development, cluster housing, group buildings and the like.

Zone No 3 (e) (Office Business “E”)

The objectives of this zone are:

- (a) to enable a mix of office business and ancillary development to be carried out in financially viable office business areas, and
- (b) to identify land within the Warriewood Valley Urban Land Release which is suitable as attractive, functional and safe office business areas, and
- (c) to provide opportunities for employment-generating development within the Warriewood Valley Urban Land Release.

Zone No 4 (b) (Light Industrial “B”)

The objectives of this zone are:

- (a) to enable a mix of light industrial and ancillary development to be carried out in financially viable light industrial areas, and
- (b) to identify land within the Warriewood Valley Urban Land Release which is suitable as attractive, functional and safe light industrial areas, and
- (c) to provide opportunities for employment-generating development within the Warriewood Valley Urban Land Release.

Part 3 Objectives for Zone No 6 (a) (Existing Recreation “A”)

(Clause 43 (2) (e))

The objectives of this zone are:

- (a) to provide a range of open space and recreational land, and
- (b) to ensure that development on such land:
 - (i) is for a purpose that promotes or is related to the use and enjoyment of open space, and
 - (ii) is consistent with the purposes for which the land was reserved or otherwise set aside for public use, and
 - (iii) does not substantially diminish public use of, or access to, open space, and
 - (iv) does not adversely affect the natural environment, the heritage significance of any heritage items or heritage conservation areas or the existing amenity of the area.

Schedule 12 Development of certain land at Ingleside

(Clause 17A)

Lot 17, Section C, DP 11785,
No 70 Ingleside Road,
Ingleside.

Lot 18, Section C, DP 11785,
No 68 Ingleside Road,
Ingleside.

Lot 21, Section C, DP 11785,
No 62 Ingleside Road,
Ingleside.

Pt Lot 22, Section C, DP 11785,
No 60 Ingleside Road,
Ingleside.

Pt Lot 24, Section C, DP 11785,
No 56 Ingleside Road,
Ingleside.

Lot 1, Section J, DP 12297,
No 54 Ingleside Road,
Ingleside.

Lot 2, Section J, DP 12297,
No 52 Ingleside Road,
Ingleside.

Lot 8, Section J, DP 12297,
No 40 Ingleside Road,
Ingleside.

Lot 54, Section J, DP 12297,
No 38 Ingleside Road,
Ingleside.

Lot 86, Section B, DP 11784,
No 24 Ingleside Road,
Ingleside.

Lot 80, Section B, DP 11784,
No 12 Ingleside Road,
Ingleside.

Lot 77, Section B, DP 11784,
No 6 Ingleside Road,
Ingleside.

Lot 78, Section B, DP 11784,
No 8 Ingleside Road,
Ingleside.

Lot 8, Section A, DP 11446,
L8 Lane Cove Road,
Ingleside.

Lot 9, Section A, DP 11446,
L9 Lane Cove Road,
Ingleside.

Lot 12, Section A, DP 11446,
L12 Lane Cove Road,
Ingleside.

Lot 13, Section A, DP 11446,
L13 Lane Cove Road,
Ingleside.

Lot 18, Section A, DP 11446,
L18 Lane Cove Road,
Ingleside.

Lot 19, Section A, DP 11446,
L19 Lane Cove Road,

Lot 74, Section B, DP 11784,
No 2 Ingleside Road,
Ingleside.

Lot 7, DP 12130,
No 9 Ingleside Road,
Ingleside.

Lot 79, Section B, DP 11784,
No 10 Ingleside Road,
Ingleside.

Lot 83, Section B, DP 11784,
No 16 Ingleside Road,
Ingleside.

Lot 84, Section B, DP 11784,
No 18 Ingleside Road,
Ingleside.

Lot 85, Section B, DP 11784,
No 20 Ingleside Road,
Ingleside.

Lot 5, DP 12129,
No 41 Ingleside Road,
Ingleside.

Lot 4, DP 12129,
No 43 Ingleside Road,
Ingleside.

Lot 1, DP 549098,
No 69 Ingleside Road,
Ingleside.

Pt Lot 6, DP 12132,
No 71 Ingleside Road,
Ingleside.

Lot 5, DP 12132,
No 73 Ingleside Road,
Ingleside.

Lot 56, Section K, DP 12115,
L56 King Road,
Ingleside.

Lot 57, Section K, DP 12115,
L57 King Road,
Ingleside.

Lot 25, Section K, DP 12115,
L25 Lane Cove Road,
Ingleside.

Lot 26, Section K, DP 12115,
L26 Lane Cove Road,
Ingleside.

Lot 1, Section A, DP 11446,
L1 Lane Cove Road,
Ingleside.

Lot 2, Section A, DP 11446,
L2 Lane Cove Road,
Ingleside.

Lot 5, Section A, DP 11446,
L5 Lane Cove Road,
Ingleside.

Lot 13, Section J, DP 12297,
No 7 Laurel Road West,

Ingleside.

Lot 3, Section D, DP 11444,
L3 Lane Cove Road,
Ingleside.

Lot 4, Section D, DP 11444
L4 Lane Cove Road,
Ingleside.

Lot 6, Section D, DP 11444
L6 Lane Cove Road,
Ingleside.

Lot 52, DP 11786,
47 Laurel Road West,
Ingleside.

Lot 7, Section L, DP 12297,
No 37 Laurel Road West,
Ingleside.

Lot 8, Section L, DP 12297,
No 39 Laurel Road West,
Ingleside.

Lot 9, Section L, DP 12297,
No 41 Laurel Road West,
Ingleside.

Lot 10, Section L, DP 12297,
No 43 Laurel Road West,
Ingleside.

Lot 14, Section J, DP 12297,
No 9 Laurel Road West,
Ingleside.

Lot 12, Section K, DP 12115,
No 160 Mona Vale Road,
Ingleside.

Lot 13, Section K, DP 12115,
No 158 Mona Vale Road,
Ingleside.

Lot 14, Section K, DP 12115,
No 156 Mona Vale Road,
Ingleside.

Lot 15, Section K, DP 12115,
No 154 Mona Vale Road,
Ingleside.

Pt Lot 16, Section K, DP 12115,
No 152 Mona Vale Road,
Ingleside.

Pt Lot 17, Section K, DP 12115,
No 150 Mona Vale Road,
Ingleside.

Lot 36, DP 12115,
No 311 Powderworks Road,
Ingleside.

Lot 37, DP 12115,
No 309 Powderworks Road,
Ingleside.

Lot 42, Section B, DP 11594,
No 283 Powderworks Road,
Ingleside.

Lot 37, Section B, DP 11594,
No 273 Powderworks Road,
Ingleside.

Lot 36, Section B, DP 11594,
No 271 Powderworks Road,

Ingleside.

Lot 52, Section J, DP 12297,
No 4 Laurel Road East,
Ingleside.

Lot 29, Section J, DP 12297,
No 48 Laurel Road East,
Ingleside.

Lot 48, Section B, DP 11784,
No 53 McLean Street,
Ingleside.

Lot 45A, Section B, DP 11784,
No 47 McLean Street,
Ingleside.

Lot 44A, Section B, DP 11784,
No 45 McLean Street,
Ingleside.

Lot 58, Section B, DP 11784,
No 14 McLean Street,
Ingleside.

Lot 59, Section B, DP 11784,
No 16 McLean Street,
Ingleside.

Lot 60, Section B, DP 11784,
No 18 McLean Street,
Ingleside.

Lot 51, Section K, DP 12115,
No 3 Manor Road,
Ingleside.

Lot 63, Section K, DP 12115,
No 9 Manor Road,
Ingleside.

Lot 3, DP 502582,
No 121 Mona Vale Road,
Ingleside.

Pt Lot 1, Section K, DP 12115,
No 178 Mona Vale Road,
Ingleside.

Lot 5, Section K, DP 12115,
No 172 Mona Vale Road,
Ingleside.

Pt Lot 11, Section B, DP 11594,
No 238 Powderworks Road,
Ingleside.

Pt Lot 10, Section B, DP 11594,
No 240 Powderworks Road,
Ingleside.

Lot 2, DP 523955,
No 292 Powderworks Road,
Ingleside.

Lot 86, Section K, DP 12115,
L86 Waratah Road,
Ingleside.

Pt Lot 93, Section K, DP 12115,
L93 Waratah Road,
Ingleside.

Lot 85, Section K, DP 12115,
L85 Waratah Road,
Ingleside.

Pt Lot 103, Section K, DP 12115,
L103 Waratah Road,

Ingleside.

Lot 2, DP 524000,
No 257 Powderworks Road,
Ingleside.

Lot 1, DP 524000,
No 255 Powderworks Road,
Ingleside.

Lot 22, Section B, DP 11594,
No 245 Powderworks Road,
Ingleside.

Lot 18, Section B, DP 11594,
No 224 Powderworks Road,
Ingleside.

Lot 48, Section K, DP 12115
L48 Wattle Road,
Ingleside.

Lot 6, DP 12129,
L48 Wattle Road,
Ingleside.

Lot 42, DP 11786,
L42 Laurel Road West,
Ingleside.

Lot 43, DP 11786,
No 55 Laurel Road West,
Ingleside.

Ingleside.

Lot 104, Section K, DP 12115,
L104 Waratah Road,
Ingleside.

Lot 107, Section K, DP 12115,
L107 Waratah Road,
Ingleside.

Lot 71, Section K, DP 12115,
L71 Waratah Road,
Ingleside.

Lot 72, Section K, DP 12115,
L72 Waratah Road,
Ingleside.

Lot 73, Section K, DP 12115,
L73 Waratah Road,
Ingleside.

Lot 45, Section K, DP 12115,
L45 Wattle Road,
Ingleside.

Lot 46, Section K, DP 12115,
L46 Wattle Road,
Ingleside.

Lot L, DP 366622,
LL Boronia Road,
Ingleside.

Lot 27, Section A, DP 11786,
L27 Boronia Road,
Ingleside.

Lot 28, Section A, DP 11786,
L28 Boronia Road,
Ingleside.

Lot 29, Section A, DP 11786,
L29 Boronia Road,
Ingleside.

Lot 31 and Part Lot 30,
Section A, DP 11786,
L31 Boronia Road,
Ingleside.

Lot K, DP 366622,
LK Boronia Road,
Ingleside.

An allotment of vacant land created by a subdivision
referred to in clause 14C.

Schedule 13 Classification or reclassification of public land as operational

(Clause 54)

Part 1 Land classified, or reclassified, under original section 30 of Local Government Act 1993

Newport

16 Belinda Place

Lot 54, DP 218250, as shown edged heavy black on the map marked “
Pittwater ▶ Local Environmental Plan 1993 (Amendment No 34)”. ▶

Part 2 Land classified, or reclassified, under amended section 30 of Local

Government Act 1993—interests not changed**Warriewood**





5 Vuko Place

Lots 9, 11 and 12, SP 36126 and Lots 13, 14 and 16, SP 42156


Part 3 Land classified, or reclassified, under amended section 30 of Local Government Act 1993—interests changed

Column 1 Locality	Column 2 Description	Column 3 Trusts etc not discharged
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Elanora Heights

195 Powderworks Road	Lot 266, DP 27013, as shown edged heavy black on the map marked “  Local Environmental Plan 1993 (Amendment No 82)”—  <i>Local Environmental Plan 1993 (Amendment No 82)</i>	Nil.
205 Powderworks Road	Lot 267, DP 27013, as shown edged heavy black on the map marked “  Local Environmental Plan 1993 (Amendment No 56)”—  <i>Local Environmental Plan 1993 (Amendment No 56)</i>	Nil.

Ingleside

21 Walter Street	Lot A, DP 103294 and Lot A, DP 103295, as shown edged heavy black on the map marked “  Local Environmental Plan 1993 (Amendment No 59)— Classification Map”	Nil.
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Warriewood


155a Garden Street	Lot 6, DP 730450, as shown edged heavy black on the map marked “  Local Environmental Plan 1993 (Amendment No 64)”—  <i>Local Environmental Plan 1993 (Amendment No 64)</i>	Nil.
43 Warriewood Road	Lot 2, DP 972209, as shown edged heavy black on the map marked “  Local Environmental Plan 1993 (Amendment No 71)”—Sheet 3	Nil.
53A Warriewood Road	Lot 3, DP 942319, as shown edged heavy black on the map marked “  Local Environmental Plan 1993 (Amendment No 71)”—Sheet 3	Nil.

Historical notes

The following abbreviations are used in the Historical notes:

Am	amended	LW	legislation website	Sch	Schedule
Cl	clause	No	number	Schs	Schedules
Cll	clauses	p	page	Sec	section
Div	Division	pp	pages	Secs	sections
Divs	Divisions	Reg	Regulation	Subdiv	Subdivision
GG	Government Gazette	Regs	Regulations	Subdivs	Subdivisions
Ins	inserted	Rep	repealed	Subst	substituted

Table of amending instruments

 Local Environmental Plan 1993 published in Gazette No 31 of 4.2.1994, p 501 and amended by Gazettes No 99 of 29.7.1994, p 4002, No 106 of 19.8.1994, p 4490, No 132 of 30.9.1994, p 6081, No 174 of 23.12.1994, p 7647, No 23 of

3.3.1995, pp 1116, 1122, No 54 of 5.5.1995, p 2302, No 113 of 15.9.1995, p 6792, No 119 of 29.9.1995, p 7006, No 131 of 27.10.1995, p 7454, No 17 of 9.2.1996, p 552, No 20 of 16.2.1996, p 634, No 77 of 28.6.1996, p 3559, No 97 of 23.8.1996, p 4916, No 143 of 6.12.1996, p 7958, No 146 of 13.12.1996, p 8367, No 15 of 7.2.1997, p 505, No 73 of 4.7.1997, p 5343, No 88 of 8.8.1997, p 6159, No 91 of 15.8.1997, p 6370, No 114 of 24.10.1997, p 8723, No 25 of 13.2.1998, p 737, No 46 of 6.3.1998, p 1254, No 62 of 27.3.1998, p 1982, No 67 of 9.4.1998, p 2743 and No 79 of 15.5.1998, p 3486, by Act No 54, 1998, in Gazettes No 120 of 14.8.1998, p 6096, No 130 of 4.9.1998, p 7316, No 145 of 9.10.1998, p 8168, No 161 of 13.11.1998, p 8855, No 32 of 12.3.1999, p 2196, No 39 of 1.4.1999, p 2626, No 59 of 14.5.1999, p 3318, No 63 of 28.5.1999, p 3721, No 66 of 4.6.1999, p 3827, No 86 of 30.7.1999, p 5412, No 111 of 24.9.1999, pp 9183, 9193, No 122 of 22.10.1999, p 10131 and No 139 of 10.12.1999, p 11838 and as follows:

- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 43) (GG No 29 of 25.2.2000, p 1517)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 44)—Exempt and Complying Development (GG No 32 of 3.3.2000, p 1671)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 46) (GG No 68 of 9.6.2000, p 4880)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 48) (GG No 103 of 11.8.2000, p 7656)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 49) (GG No 109 of 25.8.2000, p 8449)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 42) (GG No 117 of 8.9.2000, p 10290)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 47) (GG No 121 of 15.9.2000, p 10546)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 52) (GG No 121 of 15.9.2000, p 10547)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 45) (GG No 137 of 13.10.2000, p 11085)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 53) (GG No 159 of 8.12.2000, p 12917)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 54) (GG No 34 of 2.2.2001, p 506)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 51) (GG No 41 of 23.2.2001, p 991)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 50) (GG No 81 of 11.5.2001, p 2528)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 57) (GG No 95 of 8.6.2001, p 3582)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 55) (GG No 100 of 22.6.2001, p 4384)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 56) (GG No 103 of 29.6.2001, p 5090)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 59) (GG No 142 of 6.9.2002, p 7975)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 60) (GG No 142 of 6.9.2002, p 7979)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 61) (GG No 220 of 15.11.2002, p 9694)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 62) (GG No 220 of 15.11.2002, p 9696)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 63) (GG No 25 of 24.1.2003, p 512)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 66) (GG No 25 of 24.1.2003, p 514)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 64) (GG No 54 of 28.2.2003, p 3941)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 65) (GG No 60 of 14.3.2003, p 4127)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 67) (GG No 83 of 9.5.2003, p 4703)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 69) (GG No 47 of 27.2.2004, p 888)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 70) (GG No 83 of 14.5.2004, p 2857)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 74) (GG No 95 of 11.6.2004, p 3527)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 73) (GG No 162 of 15.10.2004, p 7970)
- ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 75) (GG No 25 of 11.2.2005, p 365)
- 2005** (433) ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 76). GG No 102 of 12.8.2005, p 4383.
Date of commencement, on gazettal.
- (699) ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 77). GG No 132 of 28.10.2005, p 9185.
Date of commencement, on gazettal.
- (873) ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 78). GG No 166 of 23.12.2005, p 11637.
Date of commencement, on gazettal.
- 2006** (120) ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 80). GG No 35 of 17.3.2006, p 1448.
Date of commencement, on gazettal.
- (190) ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 79). GG No 52 of 13.4.2006, p 2160.
Date of commencement, on gazettal.
- (383) ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 82). GG No 84 of 30.6.2006, p 4995.
Date of commencement, on gazettal.
- (412) ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 71). GG No 93 of 21.7.2006, p 5792.
Date of commencement, on gazettal.
- (569) ▶ **Pittwater** ▶ Local Environmental Plan 1993 (Amendment No 72). GG No 114 of 8.9.2006, p 7927.

		Date of commencement, on gazettal.
	(756)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 85). GG No 183 of 15.12.2006, p 11018.
		Date of commencement, on gazettal.
2007	(155)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 83). GG No 45 of 30.3.2007, p 2040.
		Date of commencement, on gazettal.
	(462)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 84). GG No 116 of 7.9.2007, p 6980.
		Date of commencement, on gazettal.
	(587)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 86). GG No 180 of 7.12.2007, p 9448.
		Date of commencement, on gazettal.
2008	(154)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 87). GG No 61 of 30.5.2008, p 4068.
		Date of commencement, on gazettal.
	(487)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 88). GG No 138 of 31.10.2008, p 10578.
		Date of commencement, on gazettal.
	(545)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 58). GG No 152 of 28.11.2008, p 11397.
		Date of commencement, on gazettal.
	(571)	State Environmental Planning Policy (Repeal of Concurrence and Referral Provisions) 2008. GG No 157 of 12.12.2008, p 11946.
		Date of commencement, 15.12.2008, cl 3.
	(638)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 89). GG No 158 of 19.12.2008, p 12774.
		Date of commencement, on gazettal.
2009	(225)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 81)—Heritage Conservation. LW 5.6.2009.
		Date of commencement, on publication on LW.
2010	(81)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 90). LW 5.3.2010.
		Date of commencement, on publication on LW, cl 2.
	(367)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 92). LW 9.7.2010.
		Date of commencement, on publication on LW, cl 2.
	(377)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 91). LW 16.7.2010.
		Date of commencement, on publication on LW, cl 2.
2011	(202)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 93). LW 21.4.2011.
		Date of commencement, on publication on LW, cl 2.
2012	(74)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 95). LW 2.3.2012.
		Date of commencement, on publication on LW, cl 2.
2013	(9)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 96). LW 18.1.2013.
		Date of commencement, on publication on LW, cl 2.
	(683)	◀Pittwater▶ Local Environmental Plan 1993 (Amendment No 97). LW 6.12.2013.
		Date of commencement, on publication on LW, cl 2.

Table of amendments

Cl 3	Am 24.9.1999.
Cl 4	Am 3.3.1995; 15.10.2004.
Cl 5	Am 29.7.1994; 19.8.1994; 30.9.1994; 3.3.1995; 15.9.1995; 29.9.1995; 23.8.1996; 6.12.1996; 7.2.1997; 8.8.1997; 13.2.1998; 9.4.1998; 15.5.1998; 14.8.1998; 4.9.1998; 1.4.1999; 14.5.1999; 28.5.1999; 24.9.1999; 22.10.1999; 25.2.2000; 9.6.2000; 11.8.2000; 25.8.2000; 8.9.2000; 15.9.2000; 8.12.2000; 2.2.2001; 23.2.2001; 22.6.2001; 6.9.2002; 15.11.2002; 14.3.2003; 9.5.2003; 14.5.2004; 11.6.2004; 15.10.2004; 11.2.2005; 2005 (433), Sch 1 [1]; 2005 (699), Sch 1 [1]; 2006 (120), Sch 1 [1]; 2006 (190), Sch 1 [1]; 2006 (412), Sch 1 [1]; 2006 (756), Sch 1 [1] [2]; 2007 (155), Sch 1 [1]; 2007 (587), Sch 1 [1]; 2008 (154), Sch 1 [1]; 2008 (487), Sch 1 [1] [2]; 2008 (545), Sch 1 [1]; 2008 (638), Sch 1 [1]; 2010 (377), Sch 1 [1]; 2011 (202), Sch 1 [1]; 2012 (74), cl 4 (1); 2013 (683), Sch 1 [1].

Cl 6	Am 19.8.1994; 3.3.1995; 13.12.1996; 8.8.1997; 2013 (9), Sch 1 [1] [2].
Cl 7	Am 30.9.1994; 24.9.1999; 15.10.2004.
Cl 8	Am 29.7.1994; 28.5.1999. Subst 24.9.1999.
Cl 9, table	Am 29.7.1994; 8.8.1997; 15.5.1998; 14.5.1999; 28.5.1999; 24.9.1999; 8.9.2000; 23.2.2001; 11.2.2005; 2006 (569), Sch 1; 2008 (487), Sch 1 [3].
Cl 10	Am 29.7.1994; 28.6.1996; 24.9.1999.
Cl 14A	Ins 6.9.2002.
Cl 14B	Ins 2005 (699), Sch 1 [2].
Cl 14C	Ins 2007 (462), Sch 1 [1].
Cl 15A	Ins 3.3.1995.
Cl 15B	Ins 4.6.1999.
Cl 17	Am 23.12.1994; 24.9.1999.
Cl 17A	Ins 23.12.1994. Am 24.9.1999; 2008 (571), Sch 3.147 [1].
Cl 17B	Ins 6.9.2002. Am 2008 (571), Sch 3.147 [1].
Cl 17C	Ins 2005 (699), Sch 1 [3]. Am 2008 (571), Sch 3.147 [1].
Cl 19	Am 30.9.1994; 24.9.1999; 15.10.2004.
Cl 20	Am 14.5.1999.
Part 3, Div 3A	Ins 3.3.1995.
Cl 21A	Ins 3.3.1995. Am 23.8.1996; 7.2.1997; 4.7.1997; 13.2.1998; 4.9.1998; 1.4.1999. Rep 24.9.1999.
CII 21B–21D	Ins 3.3.1995. Am 24.9.1999.
Cl 21E	Ins 3.3.1995.
Cl 21F	Ins 3.3.1995. Subst 9.2.1996. Am 1998 No 54, Sch 2.14 [2].
Cl 21G	Ins 3.3.1995.
Cl 21H	Ins 3.3.1995. Am 24.9.1999.
Cl 21H, table	Subst 15.9.2000.
CII 21I–21K	Ins 3.3.1995.
Part 3, Div 3B	Ins 9.4.1998.
Cl 21L	Ins 9.4.1998.
Cl 21M	Ins 9.4.1998. Am 9.10.1998; 30.7.1999; 25.8.2000; 8.6.2001; 22.6.2001; 24.1.2003; 27.2.2004; 2005 (433), Sch 1 [2]; 2006 (756), Sch 1 [3]; 2008 (487), Sch 1 [4]; 2012 (74), cl 4 (2).
CII 21N, 21O	Ins 9.4.1998.
Part 3, Div 3C (cII 21P–21R)	Ins 2008 (545), Sch 1 [2].
Cl 25A	Ins 15.8.1997. Am 24.9.1999.
Cl 27	Rep 23.12.1994.
Cl 28	Am 2008 (571), Sch 3.147 [2] [3].
Part 3, Div 7A	Ins 28.5.1999.
Cl 30A	Ins 28.5.1999.
Cl 30B	Ins 28.5.1999. Am 9.6.2000; 8.12.2000; 2.2.2001; 14.3.2003; 14.5.2004; 2006 (120), Sch 1 [2]–[4]; 2006 (190), Sch 1 [2]; 2006 (412), Sch 1 [2]; 2007 (587), Sch 1 [2] [3]; 2008 (154), Sch 1 [2]; 2008 (638), Sch 1 [2]; 2010 (377), Sch 1 [2]; 2013 (683), Sch 1 [2]–[6].
Cl 30C	Ins 28.5.1999. Am 9.6.2000; 8.12.2000; 2.2.2001; 14.3.2003; 14.5.2004; 2006 (190), Sch 1 [3]; 2006 (412), Sch 1 [3] [4]; 2008 (154), Sch 1 [3]; 2010 (377), Sch 1 [3]; 2013 (683), Sch 1 [7]–[14].
Cl 30D	Ins 2006 (412), Sch 1 [5]. Am 2013 (683), Sch 1 [15] [16].
Cl 30E	Ins 2008 (154), Sch 1 [4]. Am 2010 (377), Sch 1 [4]; 2013 (683), Sch 1 [17]–[19].
Part 3, Div 8, heading	Subst 2009 (225), Sch 1 [1]. Am 2013 (9), Sch 1 [3].
Part 3, Div 8	Subst 2009 (225), Sch 1 [1].
Cl 31	Subst 4.6.1999; 2009 (225), Sch 1 [1].
Cl 32	Subst 4.6.1999. Am 2008 (571), Sch 3.147 [4]. Subst 2009 (225), Sch 1 [1].
Cl 33	Subst 4.6.1999. Rep 2009 (225), Sch 1 [1]. Ins 2013 (9), Sch 1 [4].
Cl 34	Subst 4.6.1999. Rep 2008 (571), Sch 3.147 [5].
Cl 35	Subst 4.6.1999. Am 2008 (571), Sch 3.147 [6] [7]. Rep 2009 (225), Sch 1 [1].
CII 36, 37	Subst 4.6.1999. Rep 2009 (225), Sch 1 [1].

CI 38	Rep 4.6.1999.
CI 39	Subst 11.5.2001.
CI 41	Am 13.12.1996. Rep 2013 (9), Sch 1 [5].
CI 43	Subst 8.9.2000.
CII 43A, 43B	Ins 8.9.2000.
CI 45	Rep 24.9.1999.
CI 46	Subst 24.9.1999. Am 2008 (571), Sch 3.147 [8].
CI 47	Am 24.9.1999.
CI 48	Subst 8.8.1997.
CI 49	Ins 29.7.1994. Am 28.5.1999.
CII 50, 51	Ins 29.7.1994.
CI 52	Ins 30.9.1994. Subst 24.9.1999. Rep 15.10.2004.
CI 54	Ins 1.4.1999. Subst 29.6.2001. Am 2010 (367), cl 4 (1).
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Sch 9	Am 3.3.1995; 4.6.1999; 24.9.1999; 13.10.2000. Subst 2009 (225), Sch 1 [2].
Sch 10	Am 5.5.1995; 27.10.1995; 16.2.1996; 24.10.1997; 6.3.1998; 27.3.1998; 9.4.1998; 13.11.1998; 12.3.1999; 22.10.1999; 10.12.1999; 15.11.2002; 27.2.2004; 2005 (873), cl 4; 2007 (155), Sch 1 [2]; 2008 (487), Sch 1 [5]; 2010 (81), cl 4; 2011 (202), Sch 1 [2].
Sch 11, heading	Ins 29.7.1994. Am 28.5.1999; 2007 (587), Sch 1 [4] [5].
Sch 11	Ins 29.7.1994. Am 28.5.1999; 8.9.2000; 2006 (120), Sch 1 [5].
Sch 12	Ins 23.12.1994. Am 2005 (699), Sch 1 [4]; 2007 (462), Sch 1 [2].
Sch 13	Ins 1.4.1999. Am 29.6.2001; 6.9.2002; 28.2.2003; 2006 (383), Sch 1; 2006 (412), Sch 1 [6]; 2010 (367), cl 4 (2).

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