

PLANNING AND DEVELOPMENT ACT 2005
RESOLUTION DECIDING TO AMEND A TOWN PLANNING SCHEME

SHIRE OF ROEBOURNE
TOWN PLANNING SCHEME NO. 8
AMENDMENT NO. 37

RESOLVED that the Council in pursuance of Section 75 of the Planning and Development Act 2005, amend the above town planning scheme by:

1. Deleting clause 7.5.1, 7.5.2 and 7.5.3 and delete all reference to the storm surge risk special control area throughout the scheme text;
2. Deleting reference to the storm surge risk special control area on the scheme maps;
3. Amending the first part of clause 4.1.3 to read as follows:

'4.1.3 Unless otherwise referred to in clause 4.1.4 or 4.1.5, the planning approval of Council is not required for the following development of land:...'
4. Inserting a new clause 4.1.5 as follows:

'4.1.5 Where land is identified as being vulnerable to storm surge inundation pursuant to Clause 6.17, the following uses identified within Clause 4.1.3 will cease to be exempt from the requirement to obtain planning approval:
 - (a) The development of land in a reserve, where such land is held by the Council or a public authority, and where the proposed development is for the purpose for which the land:*
 - (i) is reserved under the Scheme; or*
 - (ii) may be lawfully developed by the Council or public authority.*
 - (b) The erection on a lot of a single house, including swimming pool(s), outbuilding(s) and ancillary works;*
 - (c) A family day care centre.'*
5. Inserting a new clause 6.17 as follows:

'6.17 STORM SURGE RISK
 - 6.17.1 The local government is to maintain a local planning policy on storm surge risk which identifies land within the District that is vulnerable to storm surge inundation.*
 - 6.17.2 All land that is identified within this local planning policy as being vulnerable to storm surge inundation shall be subject to the requirements of the local planning policy.'*