

Council DA reference number	Lot number	DP number	Apartment/Unit number	Street number	Street name	Suburb/Town	Postcode	Category of development	Environmental planning instrument	Zoning of land	Development standard to be varied	Justification of variation	Extent of variation	Concurring authority	Date DA determined dd/mm/yyyy
SF10859	831	12278		14	Penguins Head Rd	Culburra Beach	2540	13: Subdivision only	Shoalhaven Local Environmental Plan 2014	R2 - Low Density Residential	4.1 Minimum Subdivision size	The subdivision proposed will enable the retention of an existing dwelling and the other lot will be capable of supporting a dwelling. Each lot will have their own individual lot frontage. It is within the character of the local area as surrounding development includes multi dwelling developments and dual occupancies is similar to that proposed. The proposed subdivision will not have a negative impact on the existing amenity of the area or have impact on neighbouring properties.	2.32%	Council	3/03/2021
DA20/2119	1	591021		215	Moss Vale Rd	Kangaroo Valley	2577	7: Tourist	Shoalhaven Local Environmental Plan 2014	RU1 - Primary Production	4.3 Maximum Permissible Height	<p>The height encroachment occurs in the central portion of the amenities building. Due to the pitch of the roof, only a small area of the roof will exceed the maximum height. An alternate roof design, eg a flat skillion roof, could have been considered, but such roof would be out of keeping with the overall historic character of the Kangaroo Valley which still retains older and heritage listed buildings. The pitched roof is a preferable outcome in this location. The land is also flood liable and the floor level was raised to address this issue.</p> <p>The latest court determination regarding clause 4.6 and height exceedences (Ricola Pty Ltd v Wollahra) states that "there must be something that tethers the stated environmental planning ground with the contravention of the development standard". for this DA that is, that the flooding matters are the direct result for the exceedance</p>	9.64%	Council	22/02/2021