



New South Wales

## **Penrith Local Environmental Plan No 253**

under the

**Environmental Planning and Assessment Act 1979**

I, the Minister for Urban Affairs and Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (P00/00044/S69)

ANDREW REFSHAUGE, M.P.,  
Minister for Urban Affairs and Planning

Sydney, 29 January 2001

## **2001 No 48**

Clause 1

Penrith Local Environmental Plan No 253

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# **Penrith Local Environmental Plan No 253**

### **1 Name of plan**

This plan is *Penrith Local Environmental Plan No 253*.

### **2 Aims of plan**

The aims of this plan are to:

- (a) remove the concurrence and approval roles of the Department of Urban Affairs and Planning as it relates to the development of land within *Interim Development Order No 28—City of Penrith*, and
- (b) prohibit development for the purpose of hotels on land zoned General Business (Group Neighbourhood Centre) under *Interim Development Order No 28—City of Penrith*, and
- (c) repeal clauses within *Interim Development Order No 28—City of Penrith* already subsumed by other environmental planning instruments.

### **3 Land to which plan applies**

This plan applies to land within the City of Penrith affected by the provisions of *Interim Development Order No 28—City of Penrith*.

### **4 Amendment of Interim Development Order No 28—City of Penrith**

*Interim Development Order No 28—City of Penrith* is amended as set out in Schedule 1.

## **Schedule 1 Amendments**

(Clause 4)

### **[1] Clause 2**

Omit the definition of *Commission*.

### **[2] Clause 4**

Insert “and” after “Council;” in clause 4 (b).

### **[3] Clause 4 (c) and (d)**

Omit the paragraphs. Insert instead:

(c) may not be carried out,

### **[4] Clause 4**

Omit “Columns II, III, IV, and V”.

Insert instead “Columns II, III and IV”.

### **[5] Clause 4, Table**

Omit Column IV of the Table.

Renumber Column V as Column IV.

### **[6] Clause 4, Table**

Omit “Column V” wherever occurring in the matter relating to Zones Nos 3 (a), 4 (a), 4 (b) and 4 (c) in Column III.

Insert instead “Column IV”.

### **[7] Clause 4, Table**

Insert “hotels;” after “extractive industries;” in the matter relating to Zone No 3 (a) in Column IV (as renumbered).

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Schedule 1      Amendments

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### [8] Clause 4, Table

Omit “Shops;” from the matter relating to Zone No 3 (c) in Column III.  
Insert instead “Clubs; commercial premises (other than health care consulting rooms); shops;”.

### [9] Clause 4, Table

Omit “or Column IV” from the matter relating to Zone No 3 (c) in Column IV (as renumbered).

### [10] Clause 9

Omit “the consent of the Commission”.  
Insert instead “development consent”.

### [11] Clause 10

Omit “road or”.

### [12] Clause 10

Omit “the Commission”.  
Insert instead “the Roads and Traffic Authority”.

### [13] Clause 13

Omit “except in accordance with a development control plan approved by the Commission” from clause 13 (1).  
Insert instead “unless it is generally in accordance with any development control plan applying to the land”.

### [14] Clause 13 (2)

Omit the subclause. Insert instead:

- (2) Despite subclause (1), the Council may consent to development referred to in Column III of the Table to clause 4 that is not generally in accordance with a development control plan, where it is of the opinion that the development otherwise satisfies the objectives of that plan.

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Amendments

Schedule 1

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**[15] Clauses 24 (3) and 27 (1)**

Omit “and the Commission” wherever occurring.

**[16] Clauses 25, 29 and 30**

Omit the clauses.

**[17] Clause 26**

Omit “and of the Commission” from clause 26 (1).

**[18] Clause 30A (7)**

Omit the subclause.

BY AUTHORITY