



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

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.

Re-number 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 re-numbered).

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Schedule 1

Amendments

[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.

[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.