

**2004 No 78**



New South Wales

# **Carrathool Local Environmental Plan No 7**

under the

**Environmental Planning and Assessment Act 1979**

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (Q02/00144/PC)

DIANE BEAMER, M.P.,

Minister Assisting the Minister for Infrastructure  
and Planning (Planning Administration)

## **Carrathool Local Environmental Plan No 7**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of plan**

This plan is *Carrathool Local Environmental Plan No 7*.

### **2 Aims of plan**

This plan aims:

- (a) to allow, with the consent of Carrathool Shire Council, the subdivision under the *Community Land Development Act 1989* of the land to which this plan applies for the purpose of establishing an olive grove under a neighbourhood scheme (within the meaning of that Act), and
- (b) to require the subdivision to be generally in accordance with a specified plan of proposed subdivision (deposited in the office of Carrathool Shire Council) that provides for the creation of 76 allotments, including one allotment (allotment 1) to be the common property of the neighbourhood association constituted on registration of a neighbourhood plan of subdivision under the *Community Land Development Act 1989*, and one allotment (allotment 76) on which is to be erected a manager's residence, and
- (c) to allow development for the purposes of a manager's residence on allotment 76 created by the subdivision but to prohibit the erection of a dwelling-house on any other of the allotments, and
- (d) to ensure that agricultural land in the Carrathool local government area is not compromised by inappropriate rural subdivision, and
- (e) to correct the numbering of a clause in *Carrathool Interim Development Order No 1—Shire of Carrathool*.

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**3 Land to which plan applies**

This plan applies to Lot 11, DP 756043, Parish of Carrego, County of Sturt.

**4 Amendment of Interim Development Order No 1—Shire of Carrathool**

*Interim Development Order No 1—Shire of Carrathool* is amended as set out in Schedule 1.

## **Schedule 1 Amendments**

(Clause 4)

### **[1] Clause 3B What is exempt and complying development?**

Renumber the clause as 3D.

### **[2] Clause 3C**

Insert before clause 3D (as renumbered):

#### **3C Community title subdivision of certain land**

- (1) This clause applies to Lot 11, DP 756043, Parish of Carrego, County of Sturt.
- (2) The Council may consent to a subdivision under the *Community Land Development Act 1989* of land to which this clause applies for the purpose of establishing an olive grove under a neighbourhood scheme (within the meaning of that Act) but only if satisfied the subdivision will be generally in accordance with the plan entitled “Plan of proposed subdivision of Lot 11, DP 756043, Parish of Carrego, County of Sturt, associated with Carrathool Local Environmental Plan No 7” (*the plan of proposed subdivision*) deposited in the office of the Council.
- (3) The Council may consent to development for the purpose of a manager’s residence on the allotment created by the subdivision that is shown as allotment 76 on the plan of proposed subdivision.
- (4) Except as provided by subclause (3), no dwelling-house may be erected on an allotment created by the subdivision.
- (5) This clause applies despite any other provision of this Order.

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BY AUTHORITY