



New South Wales

## **Hornsby Shire Local Environmental Plan 1994 (Amendment No 58)**

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*.  
(S00/01117/S69)

ANDREW REFSHAUGE, M.P.,

Minister for Urban Affairs and Planning

Sydney, 12th March 2001.

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## **2001 No 208**

Clause 1                      Hornsby Shire Local Environmental Plan 1994 (Amendment No 58)

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# **Hornsby Shire Local Environmental Plan 1994 (Amendment No 58)**

## **1 Name of plan**

This plan is *Hornsby Shire Local Environmental Plan 1994 (Amendment No 58)*.

## **2 Aim of plan**

This plan aims:

- (a) to reclassify part of Furber Park, Berowra Waters, from community land to operational land to facilitate the formalisation of an existing accessway to property No 132 Bay Road, Berowra Waters, and
- (b) in so doing, to make further provision as to the classification and reclassification generally of public land as operational land as a consequence of major changes to the statutory scheme in section 30 (Reclassification of community land as operational) of the *Local Government Act 1993*.

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

This plan applies to land within the Hornsby local government area, known as part Lot 1, DP 318160 and part Lot 33, DP 14065 Bay Road, Berowra Waters, being the land shown edged heavy black on the diagram identified as "Diagram BA" appearing at the end of Schedule 1 [4].

## **4 Amendment of Hornsby Shire Local Environmental Plan 1994**

*Hornsby Shire Local Environmental Plan 1994* is amended as set out in Schedule 1.

## Schedule 1 Amendments

(Clause 4)

**[1] Clause 16 Council land**

Insert “(if any)” after “extent” in clause 16 (3).

**[2] Clause 16 (7)**

Insert after clause 16 (6):

- (7) A parcel of land shown edged heavy black on a Diagram set out in Part 3 of Schedule C:
  - (a) to the extent (if any) that the land is a public reserve, does not cease to be a public reserve, and
  - (b) continues to be affected by any trusts, estates, interests, dedications, conditions, restrictions or covenants by which it was affected before its classification, or reclassification, as the case requires, as operational land

**[3] Schedule C Land classified or reclassified as operational land**

Omit the headings to Parts 1 and 2. Insert instead, respectively:

**Part 1 Land classified or reclassified before application of amendments made to s 30 of Local Government Act 1993**

**Part 2 Public reserve status and other interests discharged**

**[4] Schedule C, Part 3**

Insert at the end of the Schedule:

**Part 3 Public reserve status and other interests retained**

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