



New South Wales

Kempsey Local Environmental Plan 1987 (Amendment No 76)

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*.
(G94/00174/S69)

ANDREW REFSHAUGE, M.P.,

Minister for Urban Affairs and Planning

2001 No 854

Clause 1 Kempsey Local Environmental Plan 1987 (Amendment No 76)

Kempsey Local Environmental Plan 1987 (Amendment No 76)

1 Name of plan

This plan is *Kempsey Local Environmental Plan 1987 (Amendment No 76)*.

2 Aims of plan

This plan aims to permit the development of a registered club complex on certain land in Phillip Drive, South West Rocks.

3 Land to which plan applies

This plan applies to Lots 364, 367, 4, 5, 6 and 7, DP 754396 and Part Reserve 82364, Phillip Drive, South West Rocks, as shown edged heavy black on the map marked “Kempsey Local Environmental Plan 1987 (Amendment No 76)” deposited in the office of Kempsey Shire Council.

4 Amendment of Kempsey Local Environmental Plan 1987

Kempsey Local Environmental Plan 1987 is amended as set out in Schedule 1.

Schedule 1 Amendment

(Clause 4)

Clause 61

Insert in appropriate order:

61 Development of registered club in Phillip Drive, South West Rocks

- (1) This clause applies to Lots 364, 367, 4, 5, 6 and 7, DP 754396 and Part Reserve 82364, Phillip Drive, South West Rocks, as shown edged heavy black on the map marked “Kempsey Local Environmental Plan 1987 (Amendment No 76)” deposited in the office of Kempsey Shire Council.
- (2) Subject to subclause (3), nothing in this plan prevents the Council from consenting to the development of land to which this clause applies for the purposes of a registered club (within the meaning of the *Registered Clubs Act 1976*).
- (3) The Council must not grant consent to the development of land to which this clause applies for the purposes of a registered club unless:
 - (a) the Council has considered a traffic study prepared by a suitably qualified person that indicates the number of carparking spaces that are required to serve the registered club, and
 - (b) the proposed development makes provision for at least that number of carparking spaces.