



New South Wales

Fairfield Local Environmental Plan 1994 (Amendment No 86)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (P02/00254/S69)

ANDREW REFSHAUGE, M.P.,

Minister for Planning

2002 No 759

Clause 1 Fairfield Local Environmental Plan 1994 (Amendment No 86)

Fairfield Local Environmental Plan 1994 (Amendment No 86)

1 Name of plan

This plan is *Fairfield Local Environmental Plan 1994 (Amendment No 86)*.

2 Aims of plan

This plan aims to clarify a provision of *Fairfield Local Environmental Plan 1994* relating to the filling of land within the City of Fairfield.

3 Land to which plan applies

This plan applies to all land within the City of Fairfield except land to which *Sydney Regional Environmental Plan No 31—Regional Parklands* applies.

4 Amendment of Fairfield Local Environmental Plan 1994

Fairfield Local Environmental Plan 1994 is amended:

- (a) by omitting “for the provision of utility services” from clause 13 (2) (a) and by inserting instead “in connection with drainage works or the provision of utility services”,
- (b) by inserting after clause 13 (3):
 - (4) In applying subclause (2) (a) to land in Zone 1 (a), ***reasonable economic use*** of the land means any of the following:
 - (a) to fill a dam on the land,
 - (b) to reinstate the land to the condition or state it was in immediately before the carrying out of development on the land that altered the state or condition of the land,
 - (c) to fill the area surrounding the footprint of a lawful building on the land, out to a maximum distance of 1 metre from the footprint, to a maximum depth of 300 millimetres.

BY AUTHORITY