



Maitland Local Environmental Plan 1993 (Amendment No 66)

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*. (N02/00004/S69)

ANDREW REFSHAUGE, M.P.,
Minister for Planning

2002 No 763

Clause 1 Maitland Local Environmental Plan 1993 (Amendment No 66)

Maitland Local Environmental Plan 1993 (Amendment No 66)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Maitland Local Environmental Plan 1993 (Amendment No 66)*.

2 Aims of plan

This plan aims to clarify the intent and application of clauses 8 and 13 of the *Maitland Local Environmental Plan 1993* relating to subdivision and dwelling entitlements, and to minimise the impact of development on productive agricultural land and protect its character and amenity.

3 Land to which plan applies

This plan applies to all rural land in the City of Maitland under *Maitland Local Environmental Plan 1993*.

4 Amendment of Maitland Local Environmental Plan 1993

Maitland Local Environmental Plan 1993 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 How are terms defined?

Insert after clause 5 (3):

- (4) Notes in the text of this plan do not form part of this plan.

[2] Clause 8 What subdivision controls apply?

Insert after clause 8 (2):

Note. Clause 13 (4) prevents the erection of a dwelling house on an allotment of land in Zone 1 (a), (b) or (c) created by a subdivision under subclause (2) (a), (b), (c), (d) or (f), except an allotment with a minimum area of 40 hectares created by a subdivision consolidating allotments.

[3] Clause 13 What are the requirements with respect to the erection of dwelling houses in rural zones?

Insert after clause 13 (3):

- (4) Subclause (3) (a) does not apply to an allotment created before or after the commencement of this subclause by a subdivision consented to by the Council for a purpose set out in clause 8 (2) (a), (b), (c), (d) or (f), except an allotment with a minimum area of 40 hectares created by a subdivision consolidating allotments.