



New South Wales

## **Tweed Local Environmental Plan 2000 (Amendment No 6)**

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*. (G00/00127/PC)

ANDREW REFSHAUGE, M.P.,

Minister for Planning

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## 2002 No 766

Clause 1 Tweed Local Environmental Plan 2000 (Amendment No 6)

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# Tweed Local Environmental Plan 2000 (Amendment No 6)

## 1 Name of plan

This plan is *Tweed Local Environmental Plan 2000 (Amendment No 6)*.

## 2 Aims of plan

- (1) This plan aims to reclassify the land to which this plan applies from community land to operational land within the meaning of the *Local Government Act 1993*.
- (2) This plan also aims to make further provision for the classification or reclassification of public land as operational land as a consequence of major changes made 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 certain land in Banora Point, Bogangar, Bray Park, Byrrill Creek, Kingscliff, Murwillumbah, Pottsville, Terranora, Tweed Heads South and Tweed Heads West, as shown cross-hatched and edged heavy black on Sheets 1–5 of the map marked “Tweed Local Environmental Plan 2000 (Amendment No 6)” deposited in the office of Tweed Shire Council.

## 4 Amendment of Tweed Local Environmental Plan 2000

*Tweed Local Environmental Plan 2000* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 55 Classification or reclassification of public land

Omit clause 55 (2). Insert instead:

- (2) The public land described in Part 1 of Schedule 4 is classified, or reclassified, as community land for the purposes of the *Local Government Act 1993*.
- (3) The public land described in Parts 2 and 3 of Schedule 4 is classified, or reclassified, as operational land for the purposes of the *Local Government Act 1993*, subject to subclauses (4)–(7).
- (4) Land described in Part 2 of Schedule 4:
  - (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 operational land.
- (5) Land described in Columns 1 and 2 of Part 3 of Schedule 4, to the extent (if any) that it is a public reserve, ceases to be a public reserve on the commencement of the relevant amending plan and, by the operation of that plan, is discharged from all trusts, estates, interests, dedications, conditions, restrictions and covenants affecting the land or any part of the land except those (if any) specified opposite the land in Column 3 of Part 3 of Schedule 4.
- (6) In this clause, *the relevant amending plan*, in relation to land described in Part 3 of Schedule 4, means this plan or, if the description of the land is inserted in that Part by another local environmental plan, that plan.
- (7) Before the relevant amending plan inserted the description of land into Part 3 of Schedule 4, the Governor approved of subclause (5) applying to the land.

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Schedule 1 Amendments

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### [2] Schedule 4

Omit Schedule 4. Insert instead:

## Schedule 4 Classification or reclassification of public land

(Clause 55)

### Part 1 Community land

### Part 2 Operational land—interests not changed

#### Banora Point

Avondale Drive	Lot 633, DP 869542, as shown cross-hatched and edged heavy black on Sheet 1 of the map marked “Tweed Local Environmental Plan 2000 (Amendment No 6)”.
Darlington Drive	Lot 1, DP 623932, as shown cross-hatched and edged heavy black on Sheet 1 of the map marked “Tweed Local Environmental Plan 2000 (Amendment No 6)”.
Donegal Court	Lot 757, DP 850786, as shown cross-hatched and edged heavy black on Sheet 1 of the map marked “Tweed Local Environmental Plan 2000 (Amendment No 6)”.
Fraser Drive	Lots 2 and 3, DP 591548, Lot 482, DP 591546, Lot 2, DP 591547, Lot 14, DP 746154 and Lot 15, DP 846287, as shown cross-hatched and edged heavy black on Sheet 1 of the map marked “Tweed Local Environmental Plan 2000 (Amendment No 6)”.
Greenway Drive	Lot 128, DP 817783, as shown cross-hatched and edged heavy black on Sheet 1 of the map marked “Tweed Local Environmental Plan 2000 (Amendment No 6)”.

#### Bogangar

Hastings Road	Lot 2, DP 831562, as shown cross-hatched and edged heavy black on Sheet 3 of the map marked “Tweed Local Environmental Plan 2000 (Amendment No 6)”.
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**Bray Park**

Elouera Terrace Lot 93, DP 621415, as shown cross-hatched and edged heavy black on Sheet 4 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

**Byrill Creek**

Byrill Creek Road Lot C, DP 381297, as shown cross-hatched and edged heavy black on Sheet 5 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

**Kingscliff**

Faulks Street Lot 113, DP 240966 and Lot 115, DP 241663, as shown cross-hatched and edged heavy black on Sheet 3 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

**Murwillumbah**

Alma Street Lots 2 and 3, DP 779815, as shown cross-hatched and edged heavy black on Sheet 4 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

Church Street Part of Lot 1, DP 863851, as shown cross-hatched and edged heavy black on Sheet 4 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

Hartigan Street Lot 1, Section 32, DP 9506, as shown cross-hatched and edged heavy black on Sheet 4 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

York Street Lot 45, DP 24583, as shown cross-hatched and edged heavy black on Sheet 4 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

**Pottsville**

Coast Road Lot 1, DP 589881, as shown cross-hatched and edged heavy black on Sheet 3 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

**Terranora**

Eliza Fraser Court Lots 320, 326, 349 and 350, DP 860725, as shown cross-hatched and edged heavy black on Sheet 1 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

**Tweed Heads South**

Chardonnay Crescent Lot 126, DP 836272, as shown cross-hatched and edged heavy black on Sheet 1 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

Dry Dock Road Lot 401, DP 755740, as shown cross-hatched and edged heavy black on Sheet 2 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

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Schedule 1 Amendments

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Vintage Lakes Drive Lot 708, DP 841011, as shown cross-hatched and edged heavy black on Sheet 1 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

### **Tweed Heads West**

Blue Water Crescent Lot 109, DP 238224, as shown cross-hatched and edged heavy black on Sheet 2 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

Jacaranda Avenue Lot 365, DP 30960 and Lot 488, DP 30961, as shown cross-hatched and edged heavy black on Sheet 2 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

Kiata Parade Lot 87, DP 866281, as shown cross-hatched and edged heavy black on Sheet 2 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

Piggabeen Road Lot 1, DP 622561 and Lot 4, DP 837715, as shown cross-hatched and edged heavy black on Sheet 2 of the map marked "Tweed Local Environmental Plan 2000 (Amendment No 6)".

## **Part 3 Operational land—interests changed**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
Locality	Description	Trust etc not discharged

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BY AUTHORITY