



New South Wales

Bankstown Local Environmental Plan 2001 (Amendment No 8)

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. (P02/00159/S69)

ANDREW REFSHAUGE, M.P.,

Minister for Planning

2002 No 860

Clause 1 Bankstown Local Environmental Plan 2001 (Amendment No 8)

Bankstown Local Environmental Plan 2001 (Amendment No 8)

1 Name of plan

This plan is *Bankstown Local Environmental Plan 2001 (Amendment No 8)*.

2 Aims of plan

This plan aims:

- (a) to rezone the land to which this plan applies to Zone 2 (a)—Residential A under *Bankstown Local Environmental Plan 2001*, and
- (b) to ensure consent will not be granted to residential development until Bankstown City Council (as consent authority) is satisfied that an acceptable level of amenity is maintained to the land by noise mitigation measures that minimise the impact of noise and vibration on any current or future residents in the locality, and
- (c) to ensure consent will not be granted to residential development until the consent authority:
 - (i) considers whether the land is contaminated, and
 - (ii) if contaminated, considers whether the land is suitable in its contaminated state for residential development, and
 - (iii) if it considers that the land is to be remediated to a level suitable for residential development, is satisfied that the land has been remediated to that level.

3 Land to which plan applies

This plan applies to land situated in the City of Bankstown, being Lot 101, DP 771594, and known as 64 Johnston Road, Bass Hill, as shown edged heavy black on the map marked “Bankstown Local Environmental Plan 2001 (Amendment No 8)” deposited in the office of Bankstown City Council.

4 Amendment of Bankstown Local Environmental Plan 2001

Bankstown Local Environmental Plan 2001 is amended as set out in Schedule 1.

2002 No 860

Bankstown Local Environmental Plan 2001 (Amendment No 8)

Schedule 1 Amendments

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(Clause 4)

[1] Schedule 1 Dictionary

Insert in appropriate order in the definition of *the map*:

Bankstown Local Environmental Plan 2001 (Amendment No 8)

[2] Schedule 9 Special requirements for particular sites

Insert in alphabetical order of locality in the Schedule, in Columns 1 and 2, respectively:

Bass Hill

64 Johnston Road

The consent authority must be satisfied that noise mitigation measures to control aircraft noise have been incorporated into the development so that the development complies with AS 2021—2000 *Aircraft noise intrusion—Building siting and construction*.

The consent authority:

- (a) must consider whether the land is contaminated, and
- (b) if the land is contaminated—must be satisfied that the land is suitable in its contaminated state for residential development, and
- (c) if it considers that the land is to be remediated to a level suitable for residential development—must be satisfied that the land has been remediated to that level.

Nothing in this item affects the application of *State Environmental Planning Policy No 55—Remediation of Land* or the *Contaminated Land Management Act 1997* to the land.

BY AUTHORITY