



Cessnock Local Environmental Plan 1989 (Amendment No 79)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (N98/00312/S69)

DIANE BEAMER, M.P.,

Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

2003 No 310

Clause 1 Cessnock Local Environmental Plan 1989 (Amendment No 79)

Cessnock Local Environmental Plan 1989 (Amendment No 79)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Cessnock Local Environmental Plan 1989 (Amendment No 79)*.

2 Aims of plan

This plan aims to:

- (a) to reclassify certain land from community land to operational land under the *Local Government Act 1993*, and
- (b) to provide for the classification or reclassification of public land as community land under *Cessnock Local Environmental Plan 1989* for the purposes of that Act, and
- (c) to reclassify certain land from operational land to community land under that Act, and
- (d) to rezone certain land from Zone No 2 (a) Residential “A” to Zone No 6 (a) Open Space under *Cessnock Local Environmental Plan 1989*, and to rezone certain other land from Zone No 6 (a) Open Space to Zone No 2 (a) Residential “A” under that plan, and
- (e) to correct an error in the numbering of an item in Schedule 5 to that plan.

3 Land to which plan applies

- (1) The amendments made by this plan apply to land situated in the City of Cessnock, being:
 - (a) to the extent the amendments implement the aim referred to in clause 2 (a), Lot 80, DP 15069, Church Street, Cessnock, Lot 12, Section 8, DP 979187, Second Street, Weston, and Lots 1–4, Section B, DP 157, and Lot B, DP 913498, High Street, Greta, and

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- (b) to the extent the amendments implement the aim referred to in clause 2 (c), Lot 78, DP 15069, Church Street, Cessnock, and
 - (c) to the extent the amendments implement the aim referred to in clause 2 (d), Lots 78 and 80, DP 15069, Church Street, Cessnock,

as shown edged heavy black on Sheets 1–4 of the map marked “Cessnock Local Environmental Plan 1989 (Amendment No 79)” deposited in the office of the Cessnock City Council.

- (2) The amendments made by this plan that implement the aim referred to in clause 2 (b) apply to all of the land to which *Cessnock Local Environmental Plan 1989* applies.

4 Amendment of Cessnock Local Environmental Plan 1989

Cessnock Local Environmental Plan 1989 is amended as set out in Schedule 1.

2003 No 310

Cessnock Local Environmental Plan 1989 (Amendment No 79)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Clause 5 Definitions

Insert in appropriate order in the definition of *the map* in clause 5 (1):

Cessnock Local Environmental Plan 1989 (Amendment No 79)—Sheets 1 and 2

[2] Clause 47A Classification and reclassification of land

Insert after clause 47A (6):

- (7) The public land described in Part 4 of Schedule 6 is classified, or reclassified, as community land for the purposes of the *Local Government Act 1993*.

[3] Schedule 5 Development for certain additional purposes

Omit “17” where secondly occurring as an item number.

Insert instead “18”.

[4] Schedule 6 Classification and reclassification of public land

Omit the matter relating to Lots 78 and 79, DP 15069, Church Street, under the heading “**Cessnock**” in Part 1.

Insert instead:

Church Street — Lot 79, DP 15069, as shown edged heavy black (except for its boundary with Lot 78 in that DP) on Sheet 5 of the map marked “Cessnock Local Environmental Plan 1989 (Amendment No 49)”.

[5] Schedule 6, Part 2

Insert in alphabetical order of locality the following matter:

Cessnock

Church Street — Lot 80, DP 15069, as shown edged heavy black on Sheet 1 of the map marked “Cessnock Local Environmental Plan 1989 (Amendment No 79)”.

Greta

High Street — Lots 1–4, Section B, DP 157 and Lot B, DP 913498, as shown edged heavy black on Sheet 4 of the map marked “Cessnock Local Environmental Plan 1989 (Amendment No 79)”.

Weston

Second Street — Lot 12, Section 8, DP 979187, as shown edged heavy black on Sheet 3 of the map marked “Cessnock Local Environmental Plan 1989 (Amendment No 79)”.

[6] Schedule 6, Part 4

Insert at the end of the Schedule:

Part 4**Cessnock**

Church Street — Lot 78, DP 15069, as shown edged heavy black (except for its boundary with Lot 79 in that DP) on Sheet 5 of the map marked “Cessnock Local Environmental Plan 1989 (Amendment No 49)”.