



New South Wales

Fairfield Local Environmental Plan 1994 (Amendment No 92)

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*. (P03/00195/S69)

DIANE BEAMER, M.P.,

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

2003 No 775

Clause 1 Fairfield Local Environmental Plan 1994 (Amendment No 92)

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under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Fairfield Local Environmental Plan 1994 (Amendment No 92)*.

2 Aims of plan

This plan aims:

- (a) to update references to a development control plan which has been amended, and
- (b) to clarify the meaning of “motor orientated activities”, which are permissible with consent in Zones 4 (a), 4 (b) and 4 (c) under *Fairfield Local Environmental Plan 1994*, and
- (c) to limit the application of clause 22E of that plan, which deals with certain development applications for single dwelling houses, and
- (d) to limit the application of clause 25E of that plan, which allows development for the purpose of an outdoor dining area, to areas the subject of a footpath licensing agreement.

3 Land to which plan applies

This plan applies to all land within the City of Fairfield other than the 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 as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 6A What is exempt and complying development?

Insert “and amended on 24 June 2003” after “24 August 1999” wherever occurring in clause 6A (1), (2) and (3).

[2] Clause 8 Zone objectives and development control table

Insert “(that is, the use of a building or place associated with, and ancillary to, industrial purposes on the same land for the sale by retail of motor vehicle components or goods but not the use of a building or place elsewhere defined in this plan)” after “motor orientated activities” wherever occurring in item 1 (c) (iii) of the matter relating to Zones 4 (a) and 4 (b) in the development control table to the clause.

[3] Clause 8, development control table

Insert “(that is, the use of a building or place associated with the sale by retail of motor vehicle components or goods, where that building or place has a work bay or area for the fitting of motor vehicle components or goods or a large area for the handling, storage or display of motor vehicle components or goods but not the use of a building or place elsewhere defined in this plan)” after “motor orientated activities” in item 1 (c) (iv) of the matter relating to Zone 4 (c).

[4] Clause 22E Development applications for single dwelling houses on lots of less than 450 square metres area in the Residential A Zone lodged before 28 March 2000

Omit “the other provisions of this plan”.

Insert instead “clauses 22D, 22DA and 22F”.

[5] Clause 22E (2)

Insert at the end of clause 22E:

- (2) This clause applies only to the land shown edged heavy black on the maps marked as follows:
 - (a) “Fairfield Local Environmental Plan 1994 (Amendment No 60)”,
 - (b) “Fairfield Local Environmental Plan 1994 (Amendment No 70)”.

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Schedule 1 Amendments

[6] Clause 25E Outdoor dining

Insert “or a footpath licensing agreement for use of Council-owned land”
after “*Roads Act 1993*” in clause 25E (2) (a).

BY AUTHORITY
