



New South Wales

## **Severn Local Environmental Plan 2002 (Amendment No 1)**

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*. (S03/00835/S69)

DIANE BEAMER, M.P.,

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

## 2004 No 254

Clause 1 Severn Local Environmental Plan 2002 (Amendment No 1)

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## Severn Local Environmental Plan 2002 (Amendment No 1)

under the

Environmental Planning and Assessment Act 1979

### 1 Name of plan

This plan is *Severn Local Environmental Plan 2002 (Amendment No 1)*.

### 2 Aim of plan

The aim of this plan is to amend the *Severn Local Environmental Plan 2002*:

- (a) to insert savings provisions providing that applications for consent to the erection of a dwelling-house may be considered, on merit, under the *Severn Local Environmental Plan 2002*, on allotments created under certain previous planning instruments on which, at the time of approval of the allotment, a dwelling was permissible with the consent of the Severn Shire Council, and
- (b) to insert a sunset clause in respect of this savings provision as it applies to certain allotments created under *Interim Development Order No 1, Shire of Severn*.

### 3 Land to which plan applies

This plan applies to all land to which the *Severn Local Environmental Plan 2002* applies.

### 4 Amendment of Severn Local Environmental Plan 2002

*Severn Local Environmental Plan 2002* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 29 What controls apply to dwellings in Zone No 1 (a)?

Omit clause 29 (1) (c) (v). Insert instead:

- (v) an existing allotment that meets the requirements for an allotment to be created in accordance with clause 25, or
- (vi) an allotment created under *Interim Development Order No 1, Shire of Severn* on which, at the time of approval of the creation of the allotment, a dwelling was permissible with the consent of the Council, or
- (vii) an allotment created under *Severn Local Environmental Plan 1991* on which, at the time of approval of the creation of the allotment, a dwelling was permissible with the consent of the Council.

### [2] Clause 29 (5)

Insert after clause 29 (4):

- (5) Unless permissible under other provisions of this plan, the Council shall not consent to dwellings under clause 29 (1) (c) (vi) after 31 October 2008.