



## **Armidale Local Environmental Plan 1988 (Amendment No 28)**

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*. (S03/02562/PC)

DIANE BEAMER, M.P.,

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

## 2004 No 898

Clause 1 Armidale Local Environmental Plan 1988 (Amendment No 28)

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# Armidale Local Environmental Plan 1988 (Amendment No 28)

under the

Environmental Planning and Assessment Act 1979

## 1 Name of plan

This plan is *Armidale Local Environmental Plan 1988 (Amendment No 28)*.

## 2 Aims of plan

- (1) The aims of this plan are:
  - (a) to reclassify part of the land to which this plan applies, being land no longer required for use by the Armidale Dumaresq Council for open space and access restriction purposes, from community land to operational land within the meaning of the *Local Government Act 1993*, and
  - (b) to rezone part of the land to Zone No 2 (Residential) under *Armidale Local Environmental Plan 1988 (the 1988 plan)*, and
  - (c) to rezone the remaining land to Zone No 6 (a) (Public Open Space) under the 1988 plan.
- (2) This plan also gives effect to some minor law revision to the 1988 plan.

## 3 Land to which plan applies

- (1) To the extent that this plan reclassifies land, it applies to Lots 14 and 15, DP 569694, Link Road, Armidale, and part Lot 56, DP 616895 and part Lot 82, DP 785077, near Ash Tree Drive, Armidale, as shown edged heavy black on Sheets 1 and 2, respectively, of the map marked "Armidale Local Environmental Plan 1988 (Amendment No 28)" deposited in the offices of Armidale Dumaresq Council.

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- (2) To the extent that this plan rezones land to Zone No 2, it applies to part Lot 56, DP 616895, part Lot 82, DP 785077, part Lot 1, DP 738275 and part Lot 37, DP 1058915, near Ash Tree Drive, Armidale, as shown edged heavy black and lettered “2” on Sheet 3 of that map.
  - (3) To the extent that this plan rezones land to Zone No 6 (a), it applies to part Lot 37, DP 1058915, near Ash Tree Drive, Armidale, as shown edged heavy black and lettered “6 (a)” on Sheet 3 of that map.

**4 Amendment of Armidale Local Environmental Plan 1988**

*Armidale Local Environmental Plan 1988* is amended as set out in Schedule 1.

## 2004 No 898

Armidale Local Environmental Plan 1988 (Amendment No 28)

Schedule 1 Amendments

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### Schedule 1 Amendments

(Clause 4)

#### [1] Clause 5 Definitions

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

Armidale Local Environmental Plan 1988 (Amendment No 28)—Sheet 3

#### [2] Clause 31 Classification and reclassification of public land as operational land

Omit “cited at the end of the description of the land” from clause 31 (5).

Insert instead “that inserted the description of the land in that Part”.

#### [3] Schedule 3

Omit the heading to the Schedule. Insert instead:

### **Schedule 3 Classification and reclassification of public land as operational land**

#### [4] Schedule 3, Parts 2 and 3

Omit the headings to the Parts. Insert instead:

**Part 2 Land classified, or reclassified, under amended section 30 of Local Government Act 1993—interests not changed**

**Part 3 Land classified, or reclassified, under amended section 30 of Local Government Act 1993—interests changed**

Armidale Local Environmental Plan 1988 (Amendment No 28)

Amendments

Schedule 1

**[5] Schedule 3, Part 3**

Insert in alphabetical order of street name under the heading “**Armidale**” in Columns 1, 2 and 3, respectively:

Near Ash Tree Drive	Part Lot 56, DP 616895 and part Lot 82, DP 785077, as shown edged heavy black on Sheet 2 of the map marked “Armidale Local Environmental Plan 1988 (Amendment No 28)”	Easements to drain water as noted on Certificates of Title Folio Identifiers 56/616895 and 82/785077.
Link Road	Lots 14 and 15, DP 569694, as shown edged heavy black on Sheet 1 of the map marked “Armidale Local Environmental Plan 1988 (Amendment No 28)”	Easement to drain water as noted on Certificate of Title Folio Identifier 14/569694.