



New South Wales

## **Penrith Local Environmental Plan 1996 (Industrial Land) (Amendment No 6)**

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*. (P03/00574/S69)

DIANE BEAMER, M.P.,  
Minister Assisting the Minister for Infrastructure  
and Planning (Planning Administration)

## 2005 No 219

Clause 1 Penrith Local Environmental Plan 1996 (Industrial Land) (Amendment No 6)

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### **Penrith Local Environmental Plan 1996 (Industrial Land) (Amendment No 6)**

under the

Environmental Planning and Assessment Act 1979

#### **1 Name of plan**

This plan is *Penrith Local Environmental Plan 1996 (Industrial Land) (Amendment No 6)*.

#### **2 Aims of plan**

This plan aims to rezone the land to which this plan applies from Zone No 3 (d) Special Business (Highway Service Area) under *Interim Development Order No 28—City of Penrith* to Zone No 4 (b) Special Industry Zone under *Penrith Local Environmental Plan 1996 (Industrial Land)* to encourage development for industrial and other employment-generating uses.

#### **3 Land to which plan applies**

This plan applies to Lot 2227, DP 857962, Wolseley Street, Jamisontown, as shown coloured purple, edged heavy black and lettered “4 (b)” on the map marked “Penrith Local Environmental Plan 1996 (Industrial Land) (Amendment No 6)” deposited in the office of the Council of the City of Penrith.

#### **4 Amendment of Penrith Local Environmental Plan 1996 (Industrial Land)**

*Penrith Local Environmental Plan 1996 (Industrial Land)* is amended as set out in Schedule 1.

#### **5 Amendment of Interim Development Order No 28—City of Penrith**

*Interim Development Order No 28—City of Penrith* is amended by inserting at the end of clause 1A the following words:

Land being Lot 2227, DP 857962, Wolseley Street, Jamisontown, as shown coloured purple, edged heavy black and lettered “4 (b)” on the map marked “Penrith Local Environmental Plan 1996 (Industrial Land) (Amendment No 6)” deposited in the office of the Council.

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## Schedule 1 Amendments

(Clause 4)

### [1] Clause 25

Insert after clause 24:

#### 25 Development of land at Wolseley Street, Jamisontown

- (1) This clause applies to Lot 2227, DP 857962, Wolseley Street, Jamisontown, as shown coloured purple, edged heavy black and lettered “4 (b)” on the map marked “Penrith Local Environmental Plan 1996 (Industrial Land) (Amendment No 6)”.
- (2) Despite any other provision of this plan, the council must not grant consent to the carrying out of development on the land to which this clause applies unless it is satisfied that:
  - (a) the proposed development will retain the *Eucalyptus tereticornis* (Forest Red Gum), identified as Trees 2, 3, 4, 6 (group of 4 trees), 7 and 8 on Fig 9 (Mud map of location of trees) of the Arborist Report dated 17 February 2004 and prepared by Australian Tree Consultants Pty Ltd, a copy of which is deposited in the office of the council, and
  - (b) the proposed development will be consistent with a tree management plan that has been prepared in accordance with the provisions of *Penrith Landscape Development Control Plan* (7 May 2002) and has been adopted by the council, and
  - (c) the proposed development will not involve direct vehicular access from the land to Mulgoa Road, and
  - (d) the proposed form, architectural design, siting, building materials and colours of the proposed new building on the land will complement existing buildings in the surrounding locality and enhance the gateway significance of the site.

### [2] Schedule 1 Definitions

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

Penrith Local Environmental Plan 1996 (Industrial Land)  
(Amendment No 6)