



New South Wales

# Hurstville Local Environmental Plan 1994 (Amendment No 44)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (S03/02448/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

## 2006 No 429

Clause 1 Hurstville Local Environmental Plan 1994 (Amendment No 44)

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# Hurstville Local Environmental Plan 1994 (Amendment No 44)

under the

Environmental Planning and Assessment Act 1979

### 1 Name of plan

This plan is *Hurstville Local Environmental Plan 1994 (Amendment No 44)*.

### 2 Aims of plan

This plan aims:

- (a) to reclassify the land to which this plan applies from community land to operational land within the meaning of the *Local Government Act 1993* so as to remove the public reserve status of the land and clearly identify it as not being required by the public for community purposes, and
- (b) to rezone the land from Zone No 6 (a) (the Open Space Zone) to Zone No 3 (a) (the Neighbourhood Business Zone) under *Hurstville Local Environmental Plan 1994 (the 1994 plan)* so that the zoning of the land will be compatible with surrounding land uses, and
- (c) to effect minor law revision in the 1994 plan relating to the classification and reclassification of public land as operational land.

### 3 Land to which plan applies

This plan applies to land situated in the City of Hurstville, being Lot 2, DP 538402 and known as the Ogilvy Street Reserve, Peakhurst, as shown distinctively coloured on Sheet 1 of the map marked "Hurstville Local Environmental Plan 1994 (Amendment No 44)" deposited in the office of the Council of the City of Hurstville.

### 4 Amendment of Hurstville Local Environmental Plan 1994

*Hurstville Local Environmental Plan 1994* is amended as set out in Schedule 1.

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## Schedule 1 Amendments

(Clause 4)

**[1] Clause 5 Interpretation**

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

Hurstville Local Environmental Plan 1994 (Amendment No 44)—Sheet 1

**[2] Clause 26A Classification and reclassification of public land as operational land**

Omit “cited at the end of the description of the land” from clause 26A (5).

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

**[3] Schedule 4, heading**

Omit the heading to the Schedule. Insert instead:

### **Schedule 4 Classification and reclassification of public land as operational land**

**[4] Schedule 4, Part 3**

Insert in Part 3 of the Schedule in alphabetical order of locality in Columns 1, 2 and 3 respectively:

**Peakhurst**

Ogilvy Street	Lot 2, DP 538402, known as the Ogilvy Street Reserve, as shown edged heavy black on Sheet 2 of the map marked “Hurstville Local Environmental Plan 1994 (Amendment No 44)”.	Nil.
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