



New South Wales

Botany Local Environmental Plan 1995 (Amendment No 37)

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*. (SRE0000207/S69)

FRANK SARTOR, M.P.,
Minister for Planning

2007 No 149

Clause 1 Botany Local Environmental Plan 1995 (Amendment No 37)

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Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Botany Local Environmental Plan 1995 (Amendment No 37)*.

2 Aims of plan

- (1) This plan aims to improve the vitality, safety and economic viability of the Mascot Station Precinct and increase its utility to current and future residents, visitors and employees by allowing, with the consent of Botany Bay City Council, the carrying out of development on the land to which this plan applies for the purpose of refreshment rooms, irrespective of whether or not refreshment rooms are ancillary to certain other development.
- (2) This plan also corrects the citation of Zones Nos 10 (a) and 10 (b) in *Botany Local Environmental Plan 1995*.

3 Land to which plan applies

This plan applies to land within Zone No 10 (a) Mixed Uses—Commercial/Residential and Zone No 10 (b) Mixed Uses—Commercial/Warehouse under *Botany Local Environmental Plan 1995*.

4 Amendment of Botany Local Environmental Plan 1995

Botany Local Environmental Plan 1995 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 9 and Table to clause 10

Omit “Mixed Uses Commercial/Residential” and “**Mixed Uses Commercial/Residential**” wherever occurring.

Insert instead “Mixed Uses—Commercial/Residential” and “**Mixed Uses—Commercial/Residential**”, respectively.

[2] Clause 9 Zones indicated on the map

Omit “Zone No 10 (b) Mixed Uses Commercial”.

Insert instead “Zone No 10 (b) Mixed Uses—Commercial/Warehouse”.

[3] Clause 10 Zone objectives and development control table

Omit “that are ancillary to and form part of a hotel, motel, recreation area or recreation facility” from item 3 of the matter relating to Zone No 10 (a) in the Table to the clause.

[4] Clause 10, Table

Omit “that are ancillary to and form part of a hotel, motel, recreation area, recreation facility, or commercial premises” from item 3 of the matter relating to Zone No 10 (b).