



New South Wales

# Lake Macquarie Local Environmental Plan 2004 (Amendment No 7)

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*. (NEW0005984/S69)

FRANK SARTOR, M.P.,  
Minister for Planning

## 2007 No 318

Clause 1 Lake Macquarie Local Environmental Plan 2004 (Amendment No 7)

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### Lake Macquarie Local Environmental Plan 2004 (Amendment No 7)

under the

Environmental Planning and Assessment Act 1979

#### 1 Name of plan

This plan is *Lake Macquarie Local Environmental Plan 2004 (Amendment No 7)*.

#### 2 Aims of plan

This plan aims to amend *Lake Macquarie Local Environmental Plan 2004 (the 2004 plan)* as follows:

- (a) to remove the acquisition requirement under clause 55 of the 2004 plan to the land referred to in clause 3 (1) so as to exclude that land from future acquisition by Lake Macquarie City Council and to rezone that land from Zone 6 (1) Open Space Zone to Zone 2 (1) Residential Zone to accommodate the existing private dwelling on the land,
- (b) to rezone the land referred to in clause 3 (2) from Zone 2 (1) Residential Zone to Zone 6 (1) Open Space Zone to facilitate public access to Lake Macquarie,
- (c) to apply the acquisition requirement under clause 55 of the 2004 plan to the land referred to in clause 3 (3) so as to include that land for future acquisition by Lake Macquarie City Council,
- (d) to rezone the land referred to in clause 3 (4) from Zone 2 (2) Residential (Urban Living) Zone to Zone 3 (1) Urban Centre (Core) Zone to recognise the existing shopping centre at Caves Beach and to cater for future retail expansion on the adjoining vacant lot,
- (e) to rezone the land referred to in clause 3 (5) from Zone 5 Infrastructure Zone to Zone 6 (1) Open Space Zone so as to change inappropriate zoning for land that is in the ownership of Lake Macquarie City Council,
- (f) to remove the acquisition requirement under clause 55 of the 2004 plan to the land referred to in clause 3 (6) so as to exclude that land from future acquisition by Lake Macquarie City Council,

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- (g) to rezone the land referred to in clause 3 (7) from Zone 1 (1) Rural (Production) Zone to Zone 9 Natural Resources Zone so as to enable the use of that land for the purposes of a waste management and/or recycling facility (Awaba Tip) and energy generation works.

### 3 Land to which plan applies

- (1) With respect to the aims referred to in clause 2 (a), this plan applies to Lot 639, DP 13410, 109 Beach Road, Wangi Wangi, as shown edged heavy black and lettered “2 (1)” on Sheet 1 of the map marked “Lake Macquarie Local Environmental Plan 2004 (Amendment No 7)” deposited in the office of Lake Macquarie City Council.
- (2) With respect to the aim referred to in clause 2 (b), this plan applies to Lot 31, DP 747652, 28A Edward Street, Fennell Bay, as shown edged heavy black and lettered “6 (1)” on Sheet 2 of that map.
- (3) With respect to the aim referred to in clause 2 (c), this plan applies to:
  - (a) Lot 11, DP 235243, corner of Violet Town Road and Tingira Drive, Tingira Heights, as shown edged heavy black, cross-hatched and lettered “6 (1)” on Sheet 3 of that map, and
  - (b) part of Lot 1121, DP 528453, Freemans Drive, Cooranbong, as shown edged heavy black, cross-hatched and lettered “7 (1)” on Sheet 5 of that map.
- (4) With respect to the aim referred to in clause 2 (d), this plan applies to Lot 111, DP 749623 and Lot 15, DP 867390, Caves Beach Road, Caves Beach, as shown edged heavy black and lettered “3 (1)” on Sheet 4 of that map.
- (5) With respect to the aim referred to in clause 2 (e), this plan applies to Lot 21, DP 1003062, LT Creek Reserve, Bridge Street, Fassifern and part of LT Creek, as shown edged heavy black and lettered “6 (1)” on Sheet 6 of that map.
- (6) With respect to the aim referred to in clause 2 (f), this plan applies to:
  - (a) parts of Lots A and B, DP 390795, The Boulevard, Toronto and Lots 105–109, DP 243194 and part of Lot 43, DP 2505, Brighton Avenue, Toronto, as shown edged heavy black and lettered “3 (1)” on Sheet 8 of that map, and
  - (b) part of Lot 89, DP 4800, Dora Street, Dora Creek, as shown edged heavy black and lettered “7 (2)” on Sheet 9 of that map.
- (7) With respect to the aim referred to in clause 2 (g), this plan applies to Lot 372, DP 723259, Awaba Tip site, Wilton Road, Awaba, as shown edged heavy black and lettered “9” on Sheet 7 of that map.

## 2007 No 318

Clause 4 Lake Macquarie Local Environmental Plan 2004 (Amendment No 7)

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### 4 Amendment of Lake Macquarie Local Environmental Plan 2004

*Lake Macquarie Local Environmental Plan 2004* is amended by inserting in appropriate order in the definition of *the map* in the Dictionary the following words:

Lake Macquarie Local Environmental Plan 2004  
(Amendment No 7)

BY AUTHORITY

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