



New South Wales

Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)

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*. (NEW0004496/PC)

FRANK SARTOR, M.P.,
Minister for Planning

2007 No 524

Clause 1 Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)

Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)

under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)*.

2 Aims of plan

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

- (a) to reclassify part of the land to which this plan applies from community land to operational land (within the meaning of the *Local Government Act 1993*) to allow the land to be rezoned and sold to facilitate the relocation of the Charlestown Bowling Club and the expansion of the Charlestown Square Shopping Centre,
- (b) to rezone part of the land from partly Zone 2 (1) Residential Zone, partly Zone 6 (1) Open Space Zone and partly Zone 6 (2) Tourism and Recreation Zone to Zone 3 (1) Urban Centre (Core) Zone to facilitate the expansion of the Charlestown Square Shopping Centre,
- (c) to rezone part of the land from Zone 6 (2) to Zone 6 (1) to facilitate the creation of a public passive park,
- (d) to rezone part of the land from Zone 6 (1) to Zone 6 (2) to facilitate the relocation of the Charlestown Bowling Club,
- (e) to rezone part of the land from Zone 2 (1) to Zone 6 (1) to facilitate the creation of future open space,
- (f) to apply the acquisition requirement under clause 55 of the 2004 plan to the land referred to in clause 3 (6) so as to include that land for future acquisition by Lake Macquarie City Council,
- (g) to rezone part of the land from Zone 6 (2) to Zone 6 (1) to allow for the relocation of the Charlestown Occasional Care Centre.

3 Land to which plan applies

- (1) With respect to the aim set out in clause 2 (a), this plan applies to 2 Canberra Street (Lot 2, DP, 727770), 1 Frederick Street (Lot 4, DP 248597 and Lot 1, DP 47292), 3 Frederick Street (Lot 3, DP 248597) and 128A Pacific Highway (part of Lot 3, DP 1090261), Charlestown, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)" deposited in the office of the Council of the City of Lake Macquarie.
- (2) With respect to the aim set out in clause 2 (b), this plan applies to 2 Canberra Street (Lot 2, DP, 727770), 1 Frederick Street (Lot 4, DP 248597 and Lot 1, DP 47292), 3 Frederick Street (Lot 3, DP 248597), 128A Pacific Highway (part of Lot 3, DP 1090261) and land fronting Patricia Avenue (part of Lot 2, DP 1090261), Charlestown, as shown edged heavy black and lettered "3 (1)" on Sheet 1 of that map.
- (3) With respect to the aim set out in clause 2 (c), this plan applies to part of Lot 2, DP 1090261, Patricia Avenue, Charlestown, as shown edged heavy black and lettered "6 (1)" on Sheet 1 of that map.
- (4) With respect to the aim set out in clause 2 (d), this plan applies to part of Lot 3, DP 1090261, Patricia Avenue, Charlestown, as shown edged heavy black and lettered "6 (2)" on Sheet 1 of that map.
- (5) With respect to the aim set out in clause 2 (e), this plan applies to 10 Lincoln Street (Lot 2, DP 840119), 2–14 Carl Close (Lot 3, DP 840119, Lot 6, DP 340758 and Lots 7–11, DP 18839) and 126 Pacific Highway (Lot 33, DP 19804), Charlestown, as shown edged heavy black and lettered "6 (1)" on Sheet 1 of that map.
- (6) With respect to the aim set out in clause 2 (f), this plan applies to 10 Lincoln Street (Lot 2, DP 840119), 2–12 Carl Close (Lot 6, DP 340758 and Lots 7–11, DP 18839) and 126 Pacific Highway (Lot 33, DP 19804), Charlestown, as shown edged heavy black, cross-hatched and lettered "6 (1)" on Sheet 1 of that map.
- (7) With respect to the aim set out in clause 2 (g), this plan applies to Lot 1, DP 503101, Kahibah Road, Highfields, as shown edged heavy black and lettered "6 (1)" on Sheet 2 of that map.

4 Amendment of Lake Macquarie Local Environmental Plan 2004

Lake Macquarie Local Environmental Plan 2004 is amended as set out in Schedule 1.

2007 No 524

Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)

Schedule 1 Amendments

Schedule 1 Amendments

(Clause 4)

[1] Schedule 3 Reclassification of community land as operational land

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

Charlestown

2 Canberra Street	Lot 2, DP 727770, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)"	Nil.
1 Frederick Street	Lot 4, DP 248597 and Lot 1, DP 47292, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)"	Nil.
3 Frederick Street	Lot 3, DP 248597, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)"	Nil.
128A Pacific Highway	Part of Lot 3, DP 1090261, as shown edged heavy black on Sheet 3 of the map marked "Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)"	Easement for water supply pipeline (Government Gazette 14/12/1956) 3.05 wide as noted on Certificate of Title Folio Identifier 3/1090261.

[2] Dictionary

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

Lake Macquarie Local Environmental Plan 2004 (Amendment No 19)—Sheets 1 and 2

BY AUTHORITY