



New South Wales

Nambucca Local Environmental Plan 2010 (Amendment No 10)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning and Infrastructure, make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*.

SAM HADDAD

As delegate for the Minister for Planning and Infrastructure

2013 No 35

Clause 1 Nambucca Local Environmental Plan 2010 (Amendment No 10)

Nambucca Local Environmental Plan 2010 (Amendment No 10)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Nambucca Local Environmental Plan 2010 (Amendment No 10)*.

2 Commencement

This Plan commences on the day on which it is published on the NSW legislation website.

3 Land to which Plan applies

This Plan applies to all the land to which *Nambucca Local Environmental Plan 2010* applies.

Schedule 1 Amendment of Nambucca Local Environmental Plan 2010

Clause 4.1B

Insert after clause 4.1AA:

4.1B Minimum subdivision lot sizes for certain split zones

- (1) The objectives of this clause are:
 - (a) to provide for the subdivision of lots that are within more than one zone but cannot be subdivided under clause 4.1, and
 - (b) to ensure that the subdivision occurs in a manner that promotes suitable land use and development.
- (2) This clause applies to each lot (an *original lot*) that contains:
 - (a) land in a residential, village, business, industrial or special purpose zone, and
 - (b) land in Zone RU1 Primary Production, Zone RU2 Rural Landscape, Zone E2 Environmental Conservation or Zone E3 Environmental Management.
- (3) Despite clause 4.1, development consent may be granted to subdivide an original lot to create other lots (the *resulting lots*) if:
 - (a) one of the resulting lots will contain:
 - (i) land in a residential or village zone that has an area that is not less than the minimum size shown on the Lot Size Map in relation to that land or land in a business, industrial or special purpose zone that has an area that is not less than 1000 square metres, and
 - (ii) all of the land in Zone RU1 Primary Production, Zone RU2 Rural Landscape, Zone E2 Environmental Conservation or Zone E3 Environmental Management that was in the original lot, and
 - (b) all other resulting lots will contain land that has an area that is not less than the minimum size shown on the Lot Size Map in relation to that land.
- (4) In this clause, a reference to a village zone is a reference to Zone RU5 Village.