



New South Wales

# Lake Macquarie Local Environmental Plan 2004 (Amendment No 76)

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*.

ROSS GILSHENAN, ACTING DIRECTOR CITY STRATEGY,  
LAKE MACQUARIE CITY COUNCIL  
As delegate for the Minister for Planning and Infrastructure

## **2013 No 537**

Clause 1            Lake Macquarie Local Environmental Plan 2004 (Amendment No 76)

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# **Lake Macquarie Local Environmental Plan 2004 (Amendment No 76)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of Plan**

This Plan is *Lake Macquarie Local Environmental Plan 2004 (Amendment No 76)*.

### **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 land at Cooranbong, being Lot 4, DP 264501 and Lot 211, DP 702166.

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## Schedule 1      Amendment of Lake Macquarie Local Environment Plan 2004

### [1]    Clause 15 General controls for land within zones

Insert “or cafes” after “restaurants” wherever occurring in item 3 of the matter relating to Zones 3 (1), 3 (2), B4, 4 (3), 5, 6 (1), 6 (2) and 7 (4) in the Land use table to the clause.

### [2]    Schedule 7 Additional development allowed on certain land

Insert at the end of the Schedule:

- |    |   |  |
|----|---|--|
| 20 | Land at Cooranbong, being part of Lot 4, DP 264501, as shown edged heavy black on Sheet 2 of the map marked “Lake Macquarie Local Environmental Plan 2004 (Amendment No 76)”.   | Development for the following purposes: <ul style="list-style-type: none"> <li>(a) a highway service centre,</li> <li>(b) a shop with a floor area not exceeding 250 square metres,</li> <li>(c) subdivision into no more than 2 lots of any size that separate the highway service centre site and access ramps from adjoining rural and environmental land, not involving any dwelling.</li> </ul> |
| 21 | Land at Cooranbong, being part of Lot 211, DP 702166, as shown edged heavy black on Sheet 2 of the map marked “Lake Macquarie Local Environmental Plan 2004 (Amendment No 76)”. | Development for the following purposes: <ul style="list-style-type: none"> <li>(a) a highway service centre,</li> <li>(b) a shop with a floor area not exceeding 250 square metres,</li> <li>(c) subdivision into no more than 2 lots of any size that separate the highway service centre site and access ramps from adjoining rural and environmental land, not involving any dwelling.</li> </ul> |

### [3]    Dictionary

Insert “or cafe” after “restaurant” in the definition of *function centre*.

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Lake Macquarie Local Environmental Plan 2004 (Amendment No 76)

Schedule 1 Amendment of Lake Macquarie Local Environment Plan 2004

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### [4] Dictionary

Insert in alphabetical order:

***highway service centre*** means a building or place used to provide refreshments and vehicle services to highway users. It may include any one or more of the following:

- (a) a restaurant or cafe,
- (b) take away food and drink premises,
- (c) service stations and facilities for emergency vehicle towing and repairs,
- (d) parking for vehicles,
- (e) rest areas and public amenities.

***take away food and drink premises*** means premises that are predominantly used for the preparation and retail sale of food and drink (or both) for immediate consumption away from the premises.

### [5] Dictionary, definition of “restaurant”

Insert “*or cafe*” after “*restaurant*”.

### [6] Dictionary, definition of “the map”

Insert in appropriate order:

Lake Macquarie Local Environmental Plan 2004 (Amendment No 76)