



New South Wales

Oberon Local Environmental Plan 2013 (Amendment No 1)

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*.

GARY WALLACE, DEPUTY GENERAL MANAGER, OBERON COUNCIL
As delegate for the Minister for Planning

Oberon Local Environmental Plan 2013 (Amendment No 1)

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1 Name of Plan

This Plan is *Oberon Local Environmental Plan 2013 (Amendment No 1)*.

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 known as Titania Estate, 175 Titania Road, Oberon, being Lot 1, DP 1089862.

4 Maps

The maps adopted by *Oberon Local Environmental Plan 2013* are amended or replaced, as the case requires, by the maps approved by the Minister on the making of this Plan.

Schedule 1 Amendment of Oberon Local Environmental Plan 2013

Clause 4.1A Lot averaging subdivision in Titania Estate, Oberon

Omit clause 4.1A (2) and (3). Insert instead:

- (2) Despite clause 4.1, development consent may be granted to the subdivision of land identified as “Area B” on the Lot Size Map if:
 - (a) the consent authority is satisfied that the land to be subdivided is proposed to be used for the purpose of residential accommodation, and
 - (b) the area of each lot resulting from the subdivision will not be less than 2 hectares, and
 - (c) the average size of all lots resulting from the subdivision will not be less than the minimum size shown on the Lot Size Map in relation to that land, and
 - (d) the consent authority is satisfied that the development retains, and is complementary to, the environmental attributes of the land and its surrounds.

- (3) Despite clause 4.1, development consent may be granted to the subdivision of land identified as “Area C” on the Lot Size Map if:
 - (a) the consent authority is satisfied that the land to be subdivided is proposed to be used for the purpose of residential accommodation, and
 - (b) the area of each lot resulting from the subdivision will not be less than 1 hectare, and
 - (c) the average size of all lots resulting from the subdivision will not be less than 2 hectares, and
 - (d) the consent authority is satisfied that the development retains, and is complementary to, the environmental attributes of the land and its surrounds, and
 - (e) the consent authority is satisfied that the layout and design of all lots resulting from the subdivision is appropriate with regard to the hydrological constraints of the site.