



New South Wales

# **Kempsey Local Environmental Plan 2013 (Amendment No 15)**

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*.

**DARYL HAGGER, ACTING GENERAL MANAGER, KEMPSEY SHIRE COUNCIL**  
As delegate for the Minister for Planning

## **Kempsey Local Environmental Plan 2013 (Amendment No 15)**

under the

Environmental Planning and Assessment Act 1979

### **1 Name of Plan**

This Plan is *Kempsey Local Environmental Plan 2013 (Amendment No 15)*.

### **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 certain land adjoining, or in the vicinity of, Lachlan Street, South Kempsey, including the land to which clause 7 of Schedule 1 to *Kempsey Local Environmental Plan 2013* applies.

### **4 Maps**

The maps adopted by *Kempsey 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 Kempsey Local Environmental Plan 2013**

**[1] Clause 2.1 Land use zones**

Insert “B4 Mixed Use” in appropriate order under the heading **Business Zones**.

**[2] Land Use Table**

Insert after Zone B3 Commercial Core:

### **Zone B4 Mixed Use**

**1 Objectives of zone**

- To provide a mixture of compatible land uses.
- To integrate suitable business, office, residential, retail and other development in accessible locations so as to maximise public transport patronage and encourage walking and cycling.
- To facilitate the development of a mix of local-scale facilities and services that do not detract from the core commercial functions of the Kempsey central business district.
- To ensure that new buildings make a positive contribution to the streetscape and public domain.
- To permit appropriate light industrial uses and industrial retail uses compatible with the character of the precinct.

**2 Permitted without consent**

Building identification signs; Home-based child care; Home businesses; Home occupations

**3 Permitted with consent**

Boarding houses; Child care centres; Commercial premises; Community facilities; Educational establishments; Entertainment facilities; Function centres; Hotel or motel accommodation; Information and education facilities; Light industries; Medical centres; Passenger transport facilities; Recreation facilities (indoor); Registered clubs; Respite day care centres; Restricted premises; Roads; Seniors housing; Shop top housing; Any other development not specified in item 2 or 4

**4 Prohibited**

Agriculture; Air transport facilities; Airstrips; Animal boarding or training establishments; Biosolids treatment facilities; Boat building and repair facilities; Boat launching ramps; Boat sheds; Camping grounds; Caravan parks; Cemeteries; Charter and tourism boating facilities; Correctional centres; Crematoria; Depots; Eco-tourist facilities; Electricity generating works; Exhibition villages; Farm buildings; Farm stay accommodation; Forestry; Freight transport facilities; Heavy industrial storage establishments; Helipads; Highway service centres; Industrial training facilities; Industries; Jetties; Marinas; Mooring pens; Moorings; Mortuaries; Recreation facilities (major); Resource recovery facilities; Rural industries; Sewage treatment plants; Storage premises; Transport depots; Truck depots; Vehicle body repair workshops; Waste disposal facilities; Water

recreation structures; Water recycling facilities; Water treatment facilities; Wharf or boating facilities

**[3] Schedule 1 Additional permitted uses**

Omit clause 7.