



New South Wales

Dubbo Local Environmental Plan 2011 (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

The following local environmental plan is made by the local plan-making authority under the *Environmental Planning and Assessment Act 1979*.

DAMIEN PFEIFFER

As delegate for the Minister for Planning

Dubbo Local Environmental Plan 2011 (Amendment No 12)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Dubbo Local Environmental Plan 2011 (Amendment No 12)*.

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 the following land to which *Dubbo Local Environmental Plan 2011* applies:

- (a) Lot 1002, DP 1236775,
- (b) Lot 77, DP 1237332,
- (c) Lot 503, DP 1152321,
- (d) Lot 1728, DP 1222337.

4 Maps

The maps adopted by *Dubbo Local Environmental Plan 2011* are amended or replaced, as the case requires, by the maps approved by the local plan-making authority on the making of this Plan.

Schedule 1 Amendment of Dubbo Local Environmental Plan 2011

[1] Clause 7.12A

Insert after clause 7.12:

7.12A Retail premises on certain land at Boundary Road, Dubbo

- (1) This clause applies to that part of Lot 1002, DP 1236775 at Boundary Road, Dubbo that is:
 - (a) within Zone B1 Neighbourhood Centre, and
 - (b) identified as “5” on the Additional Permitted Uses Map.
- (2) Despite any other provision of this Plan, development consent may be granted to development for the purposes of retail premises on land to which this clause applies with a gross floor area that will exceed 1,000 square metres but will not exceed 5,000 square metres.
- (3) Before granting consent to development under this clause, the consent authority must consider the economic impact of the proposed development and be satisfied that the proposed development will not have an adverse impact on the commercial hierarchy of Dubbo.

[2] Schedule 1 Additional permitted uses

Insert at the end of the Schedule, with appropriate clause numbering:

Use of certain land at Boundary Road, Dubbo

- (1) This clause applies to that part of Lot 1002, DP 1236775 at Boundary Road, Dubbo that is identified as “5” on the Additional Permitted Uses Map.
- (2) Development for the purposes of a recreation facility (indoor) is permitted with development consent.