



New South Wales

Tweed Local Environmental Plan 2014 (Amendment No 23)

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*.

JEREMY GRAY

As delegate for the Minister for Planning and Public Spaces

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1 Name of Plan

This Plan is *Tweed Local Environmental Plan 2014 (Amendment No 23)*.

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 clause applies to the land identified as “22” on the Additional Permitted Uses Map within the meaning of *Tweed Local Environmental Plan 2014*.

4 Maps

The maps adopted by *Tweed Local Environmental Plan 2014* 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 Tweed Local Environmental Plan 2014

Schedule 1 Additional permitted uses

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

Use of certain land between Crabbes Creek and Murwillumbah for rail trail

- (1) This clause applies to the land identified as “22” on the Additional Permitted Uses Map.
- (2) Development for the purposes of a rail trail is permitted without development consent.
- (3) Development for the purposes of a rail trail includes development for the purposes of one or more of the following in connection with the rail trail—
 - (a) environmental protection works,
 - (b) restaurants or cafes,
 - (c) kiosks,
 - (d) car parks,
 - (e) camping grounds,
 - (f) caravan parks,
 - (g) eco-tourist facilities,
 - (h) office premises,
 - (i) recreation facilities (outdoor),
 - (j) take away food and drink premises,
 - (k) shops.
- (4) Development for the following purposes is permitted without development consent if the development is ancillary to development for the purposes of a rail trail—
 - (a) signage,
 - (b) temporary lay-down areas for materials or equipment and stockpiling of materials or equipment,
 - (c) bridges,
 - (d) pathways,
 - (e) traffic and pedestrian safety devices,
 - (f) access ramps,
 - (g) lighting,
 - (h) stairs,
 - (i) stormwater drainage works,
 - (j) earthworks,
 - (k) minor road improvement works (including road surface upgrades, kerbs and guttering),
 - (l) minor internal and external alterations to existing buildings,
 - (m) public toilets and related facilities.

(5) In this clause—

rail trail means a dedicated public carriageway or pathway used by pedestrians and cyclists for recreation that—

- (a) is part of a disused railway line that has been converted into the carriageway or pathway, and
- (b) is generally aligned with the disused railway line.

traffic and pedestrian safety devices includes chicanes, fencing, line markings and other controls.