



New South Wales

Muswellbrook Local Environmental Plan 2009 (Amendment No 9)

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*.

DANIEL SIMPKINS

As delegate for the Minister for Planning and Public Spaces

Muswellbrook Local Environmental Plan 2009 (Amendment No 9)

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1 Name of Plan

This Plan is *Muswellbrook Local Environmental Plan 2009 (Amendment No 9)*.

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 Lots 101 and 103, DP 1170190, Ironbark Road, Muswellbrook.

4 Maps

The maps adopted by *Muswellbrook Local Environmental Plan 2009* 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 Muswellbrook Local Environmental Plan 2009**

[1] **Clause 4.1A**

Insert after clause 4.1AA—

4.1A Exception to minimum subdivision lot size for biodiversity conservation

- (1) The objective of this clause is to provide flexibility in the application of standards for the subdivision of certain land for the purpose of long-term biodiversity conservation management.
- (2) This clause applies to land identified as “Ironbark Ridge” on the Key Sites Map.
- (3) Despite any other provision of this Plan, development consent may be granted to the subdivision of land to which this clause applies to create a lot that is less than the minimum size shown on the Lot Size Map in relation to the land if the consent authority is satisfied—
 - (a) the subdivision will facilitate long-term biodiversity conservation management across the resulting lots, and
 - (b) suitable arrangements have been, or will be, made for the long-term protection, conservation and management of the land, and
 - (c) the subdivision will not create the opportunity for additional dwellings on any of the resulting lots.

[2] **Dictionary**

Insert in alphabetical order—

Key Sites Map means the Muswellbrook Local Environmental Plan 2009 Key Sites Map.