



New South Wales

Cessnock Local Environmental Plan 2011 (Amendment No 35)

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*.

KEN LIDDELL, GENERAL MANAGER
CESSNOCK CITY COUNCIL
As delegate for the local plan-making authority

Cessnock Local Environmental Plan 2011 (Amendment No 35)

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Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is *Cessnock Local Environmental Plan 2011 (Amendment No 35)*.

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 to which *Cessnock Local Environmental Plan 2011* applies.

4 Maps

The maps adopted by *Cessnock 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 Cessnock Local Environmental Plan 2011

- [1] **Land Use Table**
Insert “Plant nurseries;” in alphabetical order in Zone RU2 Rural Landscape, item 3.
- [2] **Clauses 4.1AA(2)(c) and 4.2B(2)(c)**
Omit “E1” wherever occurring. Insert instead “C1”.
- [3] **Clauses 4.1AA(2)(d), 4.1B(2)(b) and (3)(a)(ii), 4.2A(2)(d), 4.2B(2)(d), 4.2C(2)(c) and (3)(f), 5.9(2)(c) and 7.6(1)(c)**
Omit “E2” wherever occurring. Insert instead “C2”.
- [4] **Clauses 4.1B(2)(b) and (3)(a)(ii), 4.2A(2)(e), 4.2C(2)(d) and (3)(f), 4.6(6), note, 5.3(3), note and 5.9(2)(d)**
Omit “E3” wherever occurring. Insert instead “C3”.
- [5] **Clause 4.2A, heading**
Omit “residential, rural and environmental protection”.
Insert instead “rural and conservation”.
- [6] **Clause 4.2A(1)(b)**
Omit “residential, rural and environmental protection”.
Insert instead “rural and conservation”.
- [7] **Clause 4.2A(2)(c)**
Omit the paragraph.
- [8] **Clause 4.2B, heading**
Omit “environmental protection”. Insert instead “conservation”.
- [9] **Clause 4.2C, heading**
Omit “environment protection”. Insert instead “conservation”.
- [10] **Clauses 4.6(6), note, 5.9(2)(e) and 7.16(1)**
Omit “E4” wherever occurring. Insert instead “C4”.
- [11] **Clause 7.6, heading**
Omit “environmental”. Insert instead “conservation”.
- [12] **Clause 7.17**
Insert after clause 7.16—
- 7.17 Subdivision of land at Lovedale Road, Allandale**
- (1) This clause applies to Lot 201, DP 1099068 and Lot 165, DP 755204, 1026 Lovedale Road, Allandale.
 - (2) Development consent may be granted to the subdivision of Lot 201, DP 1099068 if—

- (a) the subdivision creates 1 lot consisting of the part of Lot 201, DP 1099068 that is north of the Hunter Expressway, and
- (b) the remaining part of Lot 201, DP 1099068 is consolidated with Lot 165, DP 755204.

[13] Schedule 5 Environmental heritage

Omit “67 Wine Country Drive” and “Lot 1, DP 662149” from Part 1, item I158.

Insert instead “2 Kerlew Street” and “Lot 101, DP 1162970” and relocate to appropriate order.

[14] Schedule 5, Part 1, item I163

Omit “Lot 13, DP 755272”. Insert instead “Lot 131, DP 1213509”.

[15] Schedule 5, Part 1, item I203

Omit the item. Insert instead—

Wollombi	Wollombi Cottage and water well	2881 Wollombi Road	Lot 671, DP 1201787	Local	I203
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[16] Schedule 5, Part 1

Insert in appropriate order—

Wollombi	Gravestone	2881A Wollombi Road	Lot 672, DP 1201787	Local	I231
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