



New South Wales

Penrith Local Environmental Plan 2010 (Amendment No 37)

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*.

ANDREW MOORE, GENERAL MANAGER
PENRITH CITY COUNCIL
As delegate for the local plan-making authority

Penrith Local Environmental Plan 2010 (Amendment No 37)

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1 Name of plan

This plan is *Penrith Local Environmental Plan 2010 (Amendment No 37)*.

2 Commencement

This plan commences on 18 December 2023 and is required to be published on the NSW legislation website.

3 Land to which plan applies

This plan applies to Lot 1, DP 771927, 61–79 Henry Street, Penrith.

4 Maps

The maps adopted by *Penrith Local Environmental Plan 2010* 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 Penrith Local Environmental Plan 2010

[1] Clause 4.6 Exceptions to development standards

Omit “6.6, 6.7, 6.16,” from clause 4.6(8)(ca).

[2] Clause 4.6(8)(ca)

Omit “or Part 9”. Insert instead “, Part 9 or Schedule 1, clause 42(2)(a) or (b)”.

[3] Schedule 1 Additional permitted uses

Insert at the end of the schedule—

42 Use of land at 61–79 Henry Street, Penrith

- (1) This clause applies to Lot 1, DP 771927, 61–79 Henry Street, Penrith, identified as “46” on the Additional Permitted Uses Map.
- (2) Development for the purposes of residential accommodation is permitted with development consent if—
 - (a) the residential accommodation is part of a mixed use development, and
 - (b) the floor space ratio for the buildings used for non-residential purposes is at least 2:1.
- (3) This clause does not apply to development for which a development application is made on or after 18 December 2028.