



New South Wales

Liverpool Local Environmental Plan 2008 (Amendment No 5)

under the

Environmental Planning and Assessment Act 1979

I, the Minister for Planning, make the following local environmental plan under the
Environmental Planning and Assessment Act 1979. (10/04540)

TOM GELLIBRAND

As delegate for the Minister for Planning

2010 No 668

Clause 1 Liverpool Local Environmental Plan 2008 (Amendment No 5)

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1 Name of Plan

This Plan is *Liverpool Local Environmental Plan 2008 (Amendment No 5)*.

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 land to which *Liverpool Local Environmental Plan 2008* applies.

4 Maps

Each map adopted by *Liverpool Local Environmental Plan 2008* that is specified in Column 1 of the following table is declared by this Plan to be replaced by the map specified opposite in Column 2 of the table as approved by the Minister on the making of this Plan.

Column 1	Column 2
Name of map being replaced	Name of replacement map
Liverpool Local Environmental Plan 2008 Land Zoning Map (4900_COM_LZN_013_020_20090928)	Liverpool Local Environmental Plan 2008 Land Zoning Map (4900_COM_LZN_013_020_20100804)
Liverpool Local Environmental Plan 2008 Lot Size Map (4900_COM_LSZ_009_020_20100324)	Liverpool Local Environmental Plan 2008 Lot Size Map (4900_COM_LSZ_009_020_20100804)
Liverpool Local Environmental Plan 2008 Lot Size Map (4900_COM_LSZ_013_020_20100324)	Liverpool Local Environmental Plan 2008 Lot Size Map (4900_COM_LSZ_013_020_20100804)
Liverpool Local Environmental Plan 2008 Floor Space Ratio Map (4900_COM_FSR_009_020_20080815)	Liverpool Local Environmental Plan 2008 Floor Space Ratio Map (4900_COM_FSR_009_020_20090826)

Column 1	Column 2
Name of map being replaced	Name of replacement map
Liverpool Local Environmental Plan 2008 Floor Space Ratio Map (4900_COM_FSR_013_020_20090731)	Liverpool Local Environmental Plan 2008 Floor Space Ratio Map (4900_COM_FSR_013_020_20090826)
Liverpool Local Environmental Plan 2008 Height of Buildings Map (4900_COM_HOB_009_020_20080815)	Liverpool Local Environmental Plan 2008 Height of Buildings Map (4900_COM_HOB_009_020_20090826)
Liverpool Local Environmental Plan 2008 Height of Buildings Map (4900_COM_HOB_013_020_20080815)	Liverpool Local Environmental Plan 2008 Height of Buildings Map (4900_COM_HOB_013_020_20090826)
Liverpool Local Environmental Plan 2008 Land Reservation Acquisition Map (4900_COM_LRA_010_020_20080815)	Liverpool Local Environmental Plan 2008 Land Reservation Acquisition Map (4900_COM_LRA_010_020_20090826)
Liverpool Local Environmental Plan 2008 Land Reservation Acquisition Map (4900_COM_LRA_012_005_20080815)	Liverpool Local Environmental Plan 2008 Land Reservation Acquisition Map (4900_COM_LRA_012_005_20090826)
Liverpool Local Environmental Plan 2008 Key Sites Map (4900_COM_KYS_011_005_20080815)	Liverpool Local Environmental Plan 2008 Key Sites Map (4900_COM_KYS_011_005_20090826)
Liverpool Local Environmental Plan 2008 Dwelling Density Map (4900_COM_DWD_008_020_20091013)	Liverpool Local Environmental Plan 2008 Dwelling Density Map (4900_COM_DWD_008_020_20100804)

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Schedule 1 Amendment of Liverpool Local Environmental Plan 2008

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[1] Land Use Table

Omit “Home occupations” wherever occurring in item 2 in the matter relating to Zones B3, B5, IN1, IN2, IN3, SP1 and SP2.

Insert instead “Nil”.

[2] Land Use Table, Zone B6

Insert “Serviced apartments;” after “Service stations;” in item 3.

[3] Land Use Table, Zone RE2

Insert “Hotel or motel accommodation;” after “Function centres;” in item 3.

[4] Land Use Table, Zones E2 and W1

Omit “; Home occupations” wherever occurring in item 2.

[5] Land Use Table, Zone E3

Insert “Home-based child care;” after “Environmental protection works” in item 2.

[6] Clause 5.1 Relevant acquisition authority

Insert in appropriate order in the table to clause 5.1 (2) under the columns headed “**Type of land shown on Map**” and “**Authority of the State**”, respectively:

Zone SP2 Infrastructure and marked
“Educational establishment”

Department of Education and
Training

[7] Clause 7.13 Minimum lot width in Zones R1, R2, R3 and R4

Omit subclause (4). Insert instead:

- (4) If a lot resulting from a subdivision of land to which this clause applies is a battle-axe lot:
 - (a) the lot must have an average width of more than 10 metres and a minimum width of at least 5 metres, and
 - (b) the access handle must not be included when calculating the size of the lot for the purposes of clause 4.1 (3).

[8] Clause 7.13 (6)

Insert after clause 7.13 (5):

- (6) In this clause, *battle-axe lot* means a lot that has access to a road by an access handle.

[9] Clause 7.16 Ground floor development in Zones B1, B2 and B4

Omit clause 7.16 (2). Insert instead:

- (2) This clause applies to land in Zone B1 Neighbourhood Centre, B2 Local Centre or B4 Mixed Use.

[10] Clause 7.22 Development in Zone B6

Insert at the end of clause 7.22 (1) (b):

, and

- (c) to ensure active uses are provided at street level to encourage the presence and movement of people.

[11] Clause 7.22 (6)

Insert after clause 7.22 (5):

- (6) Development consent must not be granted for development for the purposes of a building on land to which this clause applies that is within 50 metres of a classified road unless the consent authority is satisfied that the ground floor of the building will have at least one entrance and at least one other door or window on the front of the building facing a street other than a service lane.

[12] Schedule 5 Environmental heritage

Omit the following matter from Division 1 of Part 1:

Casula	Glenfield Farm Group, including homestead, barn (former dairy and stables)	Leacocks Lane	Lot 22, DP 552488	State	14
Chipping Norton	Dwelling	2 and 4 Epsom Road	Lots 200 and 201, DP 712984	Local	20

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Hammondville	Hammondville Home for Senior Citizens	Judd Avenue	Lot 931, DP 1102273; Lot 152, DP 717956	Local	29
Liverpool	Liverpool General Cemetery	Moore and McLean Streets and Flowerdale Road	Lots 6, 7 and 13, Ms 652 Sy; Lots 3 and 10 and Part Lots 4 and 5, Ms 10005 Sy; Lot 14, Ms 22433 Sy; Lot 11, Ms 20611 Sy; Lots 16 and 17, DP 40453; Lots 425 and 426, DP 48284; Lots 443–445, DP 822281; Lot 7030, DP 1059048; Lot 7044, DP 1045353; Lots 7047 and 7048, DP 1059864	Local	47
Moorebank	Australian Army Engineers Group, including RAE Memorial Chapel, RAE Monument, Major General Sir Clive Steele Memorial Gates, Cust Hut	Moorebank Avenue	Lot 500, DP 1075886	Local	57

Insert instead:

Casula	Glenfield Farm Group, including homestead, barn (former dairy and stables)	Leacocks Lane	Lots 1 and 2, DP 1126484	State	14
Chipping Norton	Dwelling	2 and 4 Epsom Road	Cnr Lot 2000, DP 1140651	Local	20
Hammondville	Hammondville Home for Senior Citizens	Judd Avenue	Cnr Lot 100, DP 1148191; Lot 152, DP 717956	Local	29
Liverpool	Liverpool General Cemetery	Moore and McLean Streets and Flowerdale Road	Lots 6, 7 and 13, Ms 652 Sy; Lots 3 and 10 and Part Lots 4 and 5, Ms 10005 Sy; Lot 14, Ms 22433 Sy; Lot 11, Ms 20611 Sy; Lots 16 and 17, DP 40453; Lots 425 and 426, DP 48284; Lots 443–445, DP 822281; Lot 7030, DP 1059048; Lot 7044, DP 1045353; Lots 7047 and 7048, DP 1059854	Local	47

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Moorebank	Australian Army Engineers Group, including RAE Memorial Chapel, RAE Monument, Major General Sir Clive Steele Memorial Gates, Cust Hut	Moorebank Avenue	Lots 3001–3005, DP 1125930	Local	57
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[13] Schedule 5, Part 1, Division 2

Omit the following matter:

Liverpool	Light Horse Park	Atkinson Street	Lot 1, DP 234608; Lot 2, DP 579808	Local	70
Liverpool	Collingwood Inn Hotel	Hume Highway	Lot 1, DP 83770; Lots 1 and 2, DP 563488; Lot 5, DP 701018; Lot D, DP 374057	Local	88

Insert instead:

Liverpool	Light Horse Park	Atkinson Street	Lots 3, 7, 11 and 15, DP 1129945	Local	70
Liverpool	Collingwood Inn Hotel	Hume Highway	Land in DP 83770; Lots 1 and 2, DP 563488; Lot 5, DP 201018; Lot D, DP 374057	Local	88