

[CCL 24/11/15 - 4 MAYO STREET, JESMOND - ENDOR...](#)

ACTION ITEM

Ordinary Council
Tuesday, 24 November 2015

**SUBJECT: CCL 24/11/15 - 4 MAYO STREET, JESMOND -
ENDORSEMENT OF PROPOSED AMENDMENT TO
NEWCASTLE LOCAL ENVIRONMENTAL PLAN 2012**

RESOLVED: (Councillors Clausen/Lord Mayor Cr Nelmes)

PART A

Council resolves to:

- a) Endorse the attached planning proposal (**Attachment A**), pursuant to Section 55 of the *Environmental Planning and Assessment Act 1979*, in order to amend Newcastle Local Environmental Plan 2012 for land at Part 4 Mayo Street Jesmond, as follows:
 - i. Amend the Land Zoning Map to rezone part of the site from RE1 Public Recreation to R2 Low Density Residential.
 - ii Amend the Height of Buildings Map to include a maximum permissible height of 8.5 metres over the land proposed to be zoned R2 Low Density Residential.
 - iii Amend the Floor Space Ratio (FSR) Map to include a maximum permissible FSR of 0.75 over the land proposed to be zoned R2 Low Density Residential.
 - iv Amend the Minimum Lot Size Map to reduce the minimum lot size of 40 hectares to 450m² over the land proposed to be zoned R2 Low Density Residential.
 - v Amend the Minimum Lot Size Map to reduce the minimum lot size of 40 hectares to 4000m² over the land to remain RE1 Public Recreation.
 - vi Include the subject land within Part 2 – Land classified or reclassified, as operational land – interests changed within Schedule 4 Classification and reclassification of public land, as follows:
 - Column 1 to read “*Jesmond*”
 - Column 2 to read “Part of Lot 20 DP 230341, being the land in Zone R2 Low Density Residential and part of 4 Mayo Street”.

- Column 3 to read “Easement for sewage pipeline (R906718) as noted on *Certificate of Title Folio Identifier 20/10396*”.
- b) Forward the planning proposal to the Minister for Planning and Environment for Gateway Determination pursuant to Section 56 of the *EP&A Act 1979*.
- c) Advise the Secretary of Planning and Environment that Council does not seek to exercise delegations for undertaking Section 59(1) of the *EP&A Act 1979*.
- d) Consult with the community and relevant government agencies as instructed by the Gateway Determination, noting that section 29 of the Local Government Act 1993 requires a public hearing to be held in respect of the reclassification of the land.
- e) Receive a report back on the planning proposal following completion of the required consultation.

PART 2

A report be presented to Council proposing local park improvements including to remaining sections of Maclure Reserve and nearby Heaton Park.