



Bankstown Local Environmental Plan 2001 (Amendment No 18)

under the

Environmental Planning and Assessment Act 1979

I, the Minister Assisting the Minister for Infrastructure and Planning (Planning Administration), make the following local environmental plan under the *Environmental Planning and Assessment Act 1979*. (P03/00298/S69)

DIANE BEAMER, M.P.,

Minister Assisting the Minister for Infrastructure
and Planning (Planning Administration)

2005 No 35

Clause 1 Bankstown Local Environmental Plan 2001 (Amendment No 18)

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under the

Environmental Planning and Assessment Act 1979

1 Name of plan

This plan is *Bankstown Local Environmental Plan 2001 (Amendment No 18)*.

2 Aims of plan

The aims of this plan are:

- (a) to rezone certain land at Padstow from Zone 6 (a)—Open Space to Zone 4 (b)—Light Industrial under *Bankstown Local Environmental Plan 2001*, and
- (b) to ensure that the portion of that land that is required for open space purposes is used for no other purpose, and
- (c) to provide environmental protection for the portion of that land that is required for open space purposes, and
- (d) to provide for the operation of covenants and similar instruments that restrict or prohibit the carrying out of development on that land.

3 Land to which plan applies

This plan applies to land in the City of Bankstown, being Lot 52, DP 606305, known as 55 Davies Road, Padstow, as shown edged heavy black and coloured violet on the map marked “Bankstown Local Environmental Plan 2001 (Amendment No 18)” deposited in the office of Bankstown City Council.

4 Amendment of Bankstown Local Environmental Plan 2001

Bankstown Local Environmental Plan 2001 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 4)

[1] Clause 54A

Insert after clause 54:

54A Development of certain land at Padstow

- (1) This clause applies to land in the City of Bankstown, being that part of Lot 52, DP 606305, known as 55 Davies Road, Padstow, as shown edged heavy black and coloured violet on the map marked “Bankstown Local Environmental Plan 2001 (Amendment No 18)”, which is made up of:
 - (a) land that is shown in a section 88B instrument under the *Conveyancing Act 1919* as being restricted for open space purposes only (which is called *the open space portion* in this clause), and
 - (b) other land (which is called *the industrial portion* in this clause).
- (2) A person must not carry out development of the industrial portion of the land to which this clause applies unless vegetation is planted or maintained on a strip of a minimum width of 1 metre on the boundary of that part of the industrial portion of the land that adjoins the open space portion of the land.
- (3) A person must not carry out development of the industrial portion of the land to which this clause applies unless provision is made for any drainage from that industrial portion to drain away from the open space portion of the land.
- (4) A person must not carry out development of the open space portion of the land to which this clause applies unless the development is for a purpose consistent with the open space status of the land, which may include, but is not limited to, landscaping and drainage.
- (5) Clause 7 (1) does not affect any restriction or prohibition created under section 88B of the *Conveyancing Act 1919* that limits use of the open space portion so that it may be used only for open space purposes.

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Schedule 1 Amendments

[2] Schedule 1 Dictionary

Insert in appropriate order in the definition of *Floor Space Ratio Map*:

Bankstown Local Environmental Plan 2001 (Amendment
No 18)

[3] Schedule 1, definition of “the map”

Insert in appropriate order:

Bankstown Local Environmental Plan 2001 (Amendment
No 18)

BY AUTHORITY
