NORTHERN TERRITORY OF AUSTRALIA

Planning Act

AMENDMENT TO NT PLANNING SCHEME

I, PETER GLEN CHANDLER, the Minister for Lands, Planning and the Environment under section 13(2)(a) of the Planning Act, amend the NT Planning Scheme by making the amendment, specified in the Schedule.

Dated 12 Nov 2014.

[Signature]

Minister for Lands, Planning and the Environment

SCHEDULE

AMENDMENT TO NT PLANNING SCHEME

AMENDMENT No. 353

1. Citation

This amendment to the NT Planning Scheme may be cited as Amendment No. 353.

2. Definition

In this amendment –

"amending map" means the map, signed by the Minister for Lands and Planning and marked "NT Planning Scheme Amendment No. 353, deposited in the office of the Department of Lands, Planning and the Environment;

"zoning map" means the zoning map within the meaning of the NT Planning Scheme.
3. Amendment of Zoning Map

The NT Planning Scheme is amended by amending the zoning map relating to Town of Palmerston to the extent of its inconsistency with the amending map in respect of the area of land shown on the amending map bounded by a thick black line and lettered SC (Service Commercial), which is Part Lots 7765, 7766 and 11037 Town of Palmerston.
NORTHERN TERRITORY OF AUSTRALIA

Planning Act

NOTICE OF MAKING OF AMENDMENT TO NT PLANNING SCHEME
AMENDMENT No. 353

I, PETER GLEN CHANDLER, Minister for Lands, Planning and the Environment, under section 28(1) of the Planning Act, give notice that:

(a) I have, under section under section 13(2)(a) of the Act, amended the NT Planning Scheme by rezoning Part Lots 7765, 7766 and 11037 Town of Palmerston from Zone PS (Public Open Space) to Zone SC (Service Commercial); and

(b) Copies of the amendment, (Amendment No. 353), are available from the Offices of the Department of Lands, Planning and the Environment, Ground Floor, 16 Parap Road, Parap.

Dated .........................2014

Minister for Lands, Planning and the Environment
NORTHERN TERRITORY OF AUSTRALIA

Planning Act
Section 29

Reasons for Decision

NORTHERN TERRITORY PLANNING SCHEME
AMENDMENT No. 353

Part Lots 7765, 7766 and 1037 Town of Palmerston (5, 11 and 15 Yarrawonga Road, Yarrawonga) is suitable for rezoning from Zone PS (Public Open Space) to Zone SC (Service Commercial).

Specifically, this rezoning is suitable because:

- the land in question is too narrow to be used in any practical way for purposes intended by the PS (Public Open Space) zoning, noting that the primary purpose of Zone PS is given by Clause 5.14 of the Planning Scheme as being, “to provide public areas for recreational activity”;

- the exceptional development permit that applies over the land, EDP14/0004, already extends over the subject land, and accordingly this should be viewed as an administrative decision only as the zone being sought will result in an outcome reflective of development decisions that have already been made; and

- EDP14/0004 has already been through a 28 day period of public notification, matching the potential equivalent for an amendment to the Planning Scheme, and uncovering related community sentiment surrounding use of this land. It is also noted that the notification material included documentation from the applicant that was transparent in terms of the desire to rezone this land.

PETER GLEN CHANDLER
Minister for Lands, Planning and the Environment

12/11/14