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A Introduction

1.1 What is the name of this Plan?

This Plan is known as “Penrith Development Control Plan 2014”.

It has been prepared in accordance with Section 74C of the Environmental Planning and Assessment Act 1979 and clause 16 of the Environmental Planning and Assessment Regulation 2000.

1.2 What does the Plan seek to achieve?

The purpose of this Plan is:

- a) To provide guidance to people wishing to carry out development within the City of Penrith
- b) To promote development which is consistent with Council’s vision for the City of Penrith, namely, one of a sustainable and prosperous region with a harmony of urban and rural qualities with a strong commitment to environmental protection and enhancement.
- c) To ensure development incorporates the principles of sustainable development through the delivery of balanced social, economic and environmental outcomes.
- d) To encourage development which ‘lifts the bar’ in terms of delivering sustainable and healthy communities in the long term.
- e) To foster development that responds appropriately to the natural and built environment, in particular, vegetation, biodiversity corridors, significant waterways, riparian land, significant buildings and gardens, and scenic landscapes and views.
- f) To provide for an urban environment that is active, attractive and safe for residents and visitors.
- g) To ensure the quality of development in the City of Penrith is of a high standard.

1.3 Where does the Plan apply?

This Plan applies to all land within the Penrith Local Government Area. It covers the Land covered by the following Planning Instruments

- Penrith Local Environmental Plan 2010
- Penrith Local Environmental Plan 1991 (Environmental Heritage Conservation)
- Penrith Local Environmental Plan 1998 (Urban Land)
- Penrith Local Environmental Plan No.201 (Rural Lands)
- Penrith Interim Development Order No.13
- Penrith Interim Development Order No.47
- Penrith Interim Development Order No. 93
- State Environmental Planning Policy (Penrith Lakes Scheme) 1989
- State Environmental Planning Policy (Western Sydney Employment Area) 2009
- Sydney Regional Environmental Plan No. 30 – St Marys

1.4 Relationship of this Plan to the LEP and other plans and policies

This Plan must be read in conjunction with any environmental planning instrument that applies to the land. An environmental planning instrument includes a State Environmental Planning Policy (SEPP) (including Sydney Regional Environmental Plans (SREPs), now referred to as deemed SEPPs) or a Local Environmental Plan (LEP). Applicants should confirm which SEPPs apply and consider them when determining applicable development controls.

The provisions contained in this Plan supplement the provisions of the relevant environmental planning instrument. If there is any inconsistency between this Plan and relevant environmental planning instrument, the provisions of the relevant environmental planning instrument will prevail.

1.5 Repeal of plans

This Plan repeals the following Development Control Plans

- Penrith Development Control Plan 2006
- Penrith Development Control Plan 2010
- Werrington Mixed Use Area Development Control Plan
- Penrith City Centre Development Control Plan 2007
- Orchard Hills Development Control Code No. 1
- Orchard Hills Development Control Code No. 2
- Development Control Code - Orchard Hills subzone C

1.6 How is the Plan structured?

The Plan is divided into six parts:

Part A Introduction

This section provides details on the aims and purpose of the Plan and where and how it applies.

Part B Development Control Plan Principles

This section sets out Council's key sustainable development principles that apply to all development and how these principles should be used.

Part C Controls applying to all Land Uses

This section sets out the requirements for a range of issues that apply across the Penrith Local Government Area, including:

- a) Site Planning and Design Principles
- b) Vegetation Management
- c) Water Management
- d) Land Management
- e) Waste Management

- f) Landscape Design
- g) Culture and Heritage
- h) Public Domain
- i) Advertising and signage
- j) Transport, Access and Parking
- k) Subdivision
- l) Noise and Vibration
- m) Infrastructure and Services.

Part D Specific Land Uses / Activities

This section specifies the requirements relating to various types of land uses, including

- a) Rural Land Uses
- b) Residential Development
- c) Commercial and Retail Development
- d) Industrial Development
- e) Other Land Uses

Part E Key Precincts

This section details additional requirements relating to specific sites or areas in the City.

Part F Appendices

This section provides additional information to assist in the preparation of a development application that meets Council's requirements. This includes definitions of terms used, technical information requirements, notification and advertising requirements, and processes for development applications. Unless separately defined in a specific part of this Plan, terms used in this Plan have the same meaning as those adopted by the relevant environmental planning instrument.

Some sections of this Plan contain 'lifting the bar' requirements. 'Lifting the bar' establishes ways in which applicants can demonstrate additional commitment to the key Development Control Plan principles. Demonstration of this commitment may lead to Council considering variation of development controls.

Other relevant information: provides a list of additional information sources and legislation for consideration.

1.7 Where do I find the relevant controls?

The layered approach of this Plan means that some parts are relevant to all development, some to specific types of development or activities and some to specific land or precincts. Development may be determined as being either minor or major, with a higher level of submission and assessment required for more complex or larger proposals, or sites which are highly constrained.

- Step 1 → Establish the zoning, permissibility and planning controls that apply to the proposed use and the property under the relevant environmental planning instrument.

- Step 2→** Understand and apply the DCP Principles for Penrith in Part B of this Plan. These principles apply to all development.
- Step 3→** Determine which controls or parts of this Plan apply to your development proposal. Remember some City wide provisions such as flooding, salinity and bushfire will only apply if these natural hazards affect your site.
- Sites identified or located in the vicinity of a heritage item, heritage conservation area or archaeological site will need to consider the Culture and Heritage chapter in Part C of this Plan.
- If you are uncertain whether a section of this Plan applies to your development, you should check that section, or ring Council for assistance.
- Step 4→** Understand the development application process and submission requirements. An overview of the application and assessment process, together with the submission requirements, is provided in Appendix F.
- Notification and advertising, and technical information requirements are also provided in Appendix F.
- In addition, you can check any words or terms you may be unsure of in Appendix F.
- Step 5→** Contact Council if you require further clarification on any aspect of this Plan or for advice on preparing your development application or determining whether your proposal is considered minor or major development.

1.8 What is the date of commencement for the Plan?

This Plan was adopted by Penrith City Council on 23 March 2015 and came into effect on 17 April 2015. The following is a list of the amendments to the DCP:

| Amendment No. | Chapter | Change | Adopted by Council | Date of commencement |
|---------------|----------------------------------|--|--------------------|---|
| 1 | E7 Part B, Glenmore Park Stage 2 | <ul style="list-style-type: none"> - Lot size range reduced to 450-1000m² - Setbacks reduced - Amending the maximum dwelling yield in Precinct C to 344 dwellings. | 7 December 2015 | 19 February 2016 (date of commencement of Amendment 6 to LEP 2010) |
| 2(a) | C5 Waste Management | To broaden the objectives relating to waste management and introduce a number of new controls for medium and high density residential developments | 27 June 2016 | 7 July 2016 |

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| 2(b) | E16 – Sydney Science Park | Introduce a new Sydney Science Park Chapter into the DCP 2014 to provide provision for development in Sydney Science Park | 14 March 2016 | 3 November 2016 |
| 3 | E11 Part A – Penrith E11 Part C – 164 Station Street, Penrith | Introduce site-specific controls for 164 Station Street, Penrith. Remove previous controls for 164 Station Street, Penrith previously located within Part A - Penrith | 19 December 2016 | 12 January 2017 |
| 4.1 | E6 Erskine Business Park, C10 Transport, Access and Parking | To align the DCP and the State Significant Development (SSD 6917) consent for the Oakdale South Industrial Area and provide consistency of the built form across the site. | 28 May 2018 | 21 June 2018 |
| 4.2 | C3 Water Management, C6 Landscape Design, C13 Infrastructure and Services, and, F3 DA Submission Requirements | Update references and information in the DCP to be consistent with Council's <i>Stormwater Drainage Specification for Building Developments</i> policy (adopted November 2016). | 28 May 2018 | 21 June 2018 |
| 4.5 | D2 Residential Development, E5 Emu Plains, E8 Kingswood, and E15 St Marys / North St Marys | To revise controls at affected locations that will clarify Council's position relating to road construction, land dedication and guide development on affected lots. | 28 May 2018 | 21 June 2018 |

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| 5 | D2 Residential Development D5 Other Land Uses | To revise controls for Multi Dwelling Housing and introduce controls for Boarding Houses. | 10 December 2018 | 21 December 2018 |
| 6 | C1 Site Planning and Design Principles C2 Vegetation Management C8 Public Domain D5 Other Land Uses Removal of F4 Notification and Advertising | To revise and update controls, consistent with Council policy and legislation updates. To remove F4 Notification and Advertising, as the Community Participation Plan relaces it. | 10 August 2020 | 3 September 2020 |
| 7 | E13 The Riverlink Precinct, Part B – Panthers Penrith Precinct | To align controls for the Panthers Penrith Precinct with Council plan updates. | 13 November 2017 | 23 December 2020 |
| 8 | E13 Part A - Riverlink Precinct - Winter Sporting Facility | Provide site-specific planning controls for 2 Tench Avenue, Jamisontown | 24 May 2021 | 23 December 2021 |
| 9 | C14 Urban Heat Management | Introduce a new Urban Heat chapter into the DCP 2014 and provides new cooling measures below: <ul style="list-style-type: none"> • Cooling with landscaping • Cool colours and materials • Cooling through building design • Optimising mechanical heating and cooling | 9 May 2022 | 22 July 2022 |

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| | | This chapter supplements the LEP 2010 with more detailed planning. | | |
| 10 | E7 Part C – Glenmore Park Stage 3 | Introduce a new Glenmore Park Stage 3 chapter into the DCP 2014 to support the PLEP Amendment No. 30 | Ordinary Meeting of 12 December 2022 | 30 June 2023 |
| 11 | E7 Part C – Glenmore Park Stage 3 | To introduce traffic and transport related sections and address other housekeeping matters. | Ordinary Meeting of 28 August 2023 | 8 September 2023 |
| 12 | E17 Orchard Hills North | To Introduce a new Orchard Hills North chapter into Penrith DCP 2014 to support Penrith LEP 2010 Amendment No. 29 | Ordinary Meeting of 12 December 2022 | 1 October 2023 |
| 13 | E18 Luddenham Road Industrial Business Park | Introduce a new Luddenham Road Industrial Business Park chapter into the DCP 2014 to support the PLEP Amendment No. 43 | Ordinary Meeting of 20 November 2023 | 20 May 2024 |
| 14 | E7 Part B Glenmore Park Stage 2 E7 Part C Glenmore Park Stage 3 E17 Orchard Hills North | Addressing several formatting errors, omissions and minor inconsistencies for each chapter. Introduce a new section for Glenmore Park Stage 3 which addresses development staging of the release area. Updating masterplan for Orchard Hills North to add two 'compact lots' areas to align with Penrith LEP 2010. | Ordinary Meeting of 24 June 2024 | 8 July 2024 |
| 15 | E7 Part C Glenmore Park Stage 3 | Updated reference to water management strategy. | Ordinary Meeting of 21 July 2025 | 29 July 2025 |

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| 16 | E17 Orchard Hills North | Corrected duplicated side setback control Clarity on first floor side setback controls for certain dwelling types. | Ordinary Meeting of 21 July 2025 | 29 July 2025 |
| 17 | D5 – 5.2 Child Care Centres | To revise, clarify and contemporise objectives and built form and landscaping controls for child care centre developments. | Ordinary Meeting of 21 July 2025 | 29 July 2025 The following Development Applications (DAs) are exempt from the date of commencement, and a savings provision is in place: <ul style="list-style-type: none"> • DA25/0331 • DA25/0352 • DA25/0332 • DA25/0404 • DA24/0996 • DA24/0886. The savings provision is limited to the listed DAs, which will be assessed against the child care centre controls in force, at the time of their lodgement. |
| 18 | E15 St Marys Town Centre | Updates Chapter E15 with new objectives and controls to support the implementation of the St Marys Town Centre Master Plan as endorsed by Council at its Ordinary Meeting of 3 March 2025. | Ordinary Meeting of 28 April 2025 | 11 February 2026 |