

Application to Modify a Development Consent

DA Modification Number: _____

1. Before you lodge

You can use this form to apply to modify a development consent given by the Minister for Planning. If the changes you propose mean the development will not be substantially the same as that originally approved, please do not use this form. You will need to submit a new development application.

Disclosure statement

Persons lodging applications are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years. For more details, including a disclosure form, go to www.planning.nsw.gov.au/donations

Lodgement

To minimise delay in receiving a decision about your application, please ensure you submit all relevant information to us. When your application has been assessed, you will receive a notice of determination.

To complete this form, please place a cross in the appropriate boxes ☐ and complete all sections.

2. Details of the applicant

NAME

Mr ☐

Ms ☒

Mrs ☐

Dr ☐

Other ☐

First name

Danelia

Family name

Robinson

Company/organisation

Penrith Lakes Development Corporation

ABN

46000133951

STREET ADDRESS

Unit/street no.

89-151

Old Castlereagh Rd

Suburb or town

Castlereagh

State

NSW

Postcode

2749

POSTAL ADDRESS (or mark 'as above')

PO BOX 457

Suburb or town

Cranebrook

State

NSW

Postcode

2749

CONTACT DETAILS

Daytime telephone

0247290044

Fax

0247301462

Mobile

0400552825

Email

Dani.Robinson@pldc.com.au

How would you prefer to be contacted?

All of the Above

3. Identify the land

Unit/street no. (or lot no. for Kosciuszko ski resorts)

89 – 151

Street or property name

Old Castlereagh Rd

Suburb, town or locality

Castlereagh

Postcode

2749

Lot/DP or Lot/Section/DP or Lot/Strata no.

Please ensure that you put a slash (/) between lot, section, DP and strata numbers. If you have more than one piece of land, you will need to separate them with a comma eg 123/579, 162/2.

Please see attached Lot and DP descriptions

- (1) (Note: You can find the lot, section, DP or strata number on a map of the land or on the title documents for the land, if title was provided after 30 October 1983. If you have documents older than this, you will need to contact Land & Property Information (LPI), a division of the Department of Finance, Service and Innovation, for updated details.
- (2) Note: If the subject land is located within the Kosciuszko ski resorts area, DP and strata numbers may not always apply.

4. Details of the original development consent

Describe what the original consent allows

DA2,3,4 permits continued extraction, rehabilitation and VENM importation on land included in these consents.

What is the development application no.?

DA2,3,4

What is the date of consent?

24/02/89,
27/06/95,
9/9/98

What was the original estimated cost of development (including GST)?

5. Describe the modification you propose to make

Please indicate the type of modification you propose to make by placing a cross in the appropriate box ☐ below.

You need to submit with your application form a full description of the expected impacts of the modifications proposed, including relevant plans, drawings and compliance with relevant controls.

☐

A modification to correct a minor error, misdescription or miscalculation

Describe the error, misdescription or miscalculation

(Refer to section 96(1) of the *Environmental Planning and Assessment 1979* (EP&A) Act)



A modification that will have minimal environmental impact

Describe the modification and its expected impact
(Refer to section 96(1A) of the EP&A Act)

PLDC propose to continue importation of an additional 5 million tonnes of VENM and/ or ENM from 2018 to fulfil landform requirements set out in the "2 Year Plan" approved as part of the Development Approvals approved by the Minister 20 October 2016 under previous consent approvals 1990, 2000, 2001, 2013.

The proposed modification will remain substantially the same development as last modified under the provision of s75W of the EP&A Act 1979.

The modification will facilitate the increase of aggregate total of VENM to be imported to site to increase from 8 million tonnes to 13 million tonnes. The volume of additional material to be imported is required to facilitate the delivery of the most recently approved landform plan. The latest plan, Urban North two-year plans (approved by the Minister for Planning on 20 October 2016) identifies the approved landform to be delivered for the Scheme. The engineering calculations of the volume of material required for the approved landform is an additional 5 million tonnes.

The modification seeks only to amend the conditions of consent relating to the additional aggregate volume of material. All other operational conditions relating to haulage routes and environmental protection will continue to operate with no changes.

With the continuation of these operational and management conditions the importation of VENM can continue with appropriate protection of the environment. The Modification to increase the fill volume delivers on the approved landforms associated with the rehabilitation of the site post the cessation of quarrying activities previously undertaken on the site.

Given the consistency of the modification to deliver the approved landform and the existing regime of management approval of the modification is warranted as the proposal does not result in adverse environmental, social economic or amenity impacts on the locality.



Any other modification

Describe the modification and its expected impact
(Refer to section 96(2) of the EP&A Act)

Will the modified development be substantially the same as the development that was originally approved?

- No ☐ Please submit a new development application.
- Yes ☒ Please provide evidence that the development will remain substantially the same.
(If you need to attach additional pages, please list below the material attached).

See attached Report "Penrith Lakes Scheme Importation of VENM / ENM modification - Environmental Assessment" completed by ARUP PTY LTD dated 28 March 2018

6. Number of jobs to be created

Please indicate the number of jobs this will create. This should be expressed as a proportion of full time jobs over a full year. (e.g. a person employed full-time for 6 months would equal 0.5 of a full-time equivalent job; six contractors working on and off over 2 weeks equate to 2 people working full-time for 2 weeks, which equals approximately 0.08 of an FTE job.)

Construction jobs (full-time equivalent)

75

Operation jobs (full-time equivalent)

12

7. Application fee

For development that involves a building or other work, the fee for your application is based on the estimated cost of the development.

Clause 258 of the Environmental Planning and Assessment Regulation 2000 and the table attached to that clause set out how to calculate the fee for an application for modification of a consent.

If your development needs to be advertised to the public you may also need to include an advertising fee. Clause 258 of the regulations includes details on these fees.

Note: Contact us if you need help to calculate the fee for your application.

Estimated cost of the development

5 million dollars

Total fees lodged

8. Political donation disclosure statement

Persons lodging a development application are required to declare reportable political donations (including donations of or more than \$1000) made in the previous two years. Disclosure statements are to be submitted with your application.

Have you or any person with a financial interest in the application or any persons associated with the application made a political donation?

No ☒

Yes ☐

Have you attached a disclosure statement to this application?

No ☐

Yes ☒

Note: for more details about political donation disclosure requirements, including a disclosure form, go to www.planning.nsw.gov.au/donations.

9. Signatures

The lessee(s) of the land this application relates to must sign the application.

As the lessee(s) of the above property, I/we consent to this application:

Signature

Name

Date

Capacity in which you are signing

Signature

Name

Date

Capacity in which you are signing

10. Applicant's Signature

The applicant must sign the application.

Signature

Name

Date

11. Privacy policy

The information you provide in this application will enable us, and any relevant state agency, to assess your application under the *Environmental Planning and Assessment Act 1979* and other applicable state legislation. If the information is not provided, your application may not be accepted. If your application is for designated development or advertised development, it will be available for public inspection and copying during a submission period. Written notification of the application will also be provided to the neighbourhood. You have the right to access and have corrected information provided in your application. Please ensure that the information is accurate and advise us of any changes.

12. Contact details

Alpine Resorts Team

Shop 5A, 19 Snowy River Avenue
PO Box 36, JINDABYNE NSW 2627
Telephone: 02 6456 1733
Email: alpineresorts@planning.nsw.gov.au

Head Office

320 Pitt Street, SYDNEY 2000
GPO Box 39, SYDNEY NSW 2001
Telephone: 1300 305 695
Email: information@planning.nsw.gov.au

Note: contact details of other Sydney Metropolitan and Regional Offices, go to www.planning.nsw.gov.au



