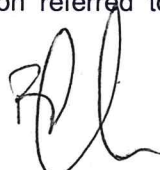


# Modification of Minister's Approval

## Section 75W of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning, under delegation dated 10 November 2014, I approve the modification of the project application referred to in Schedule 1, subject to the amendments to conditions in Schedule 2.



Ben Lusher  
Manager  
Key Sites

Sydney

5 FEBRUARY 2015

### SCHEDULE 1

#### PART A — TABLE

<b>Application No.:</b>	<b>MP 06_0210</b>
<b>Proponent:</b>	Rozelle Bay Pty Ltd
<b>Approval Authority:</b>	Minister for Planning
<b>Land:</b>	Lot 29 and 30, James Craig Road, Rozelle, and Part of Lot 33, being the water area of Rozelle Bay
<b>Project:</b>	Dry Boat Storage and Marine Facility
<b>Modification Number:</b>	<b>MP06_0210 MOD 7</b>
<b>Modification:</b>	Design changes to the marina, provision of additional berths within the marina and temporary changes to the use of the berths.

## SCHEDULE 2

### AMENDMENTS TO CONDITIONS

1. **In Schedule 2, Part A, Condition A2, insert the following additional drawing:**

Architectural Plans Prepared by Michael Fountain Architects, as follows:			
Drawing Reference	Name of Plan	Revision	Date
W-101	Marina Layout Plan Stage 2 – Final Development	V	11/12/14

2. **In Schedule 2, Part A, delete Condition A6 in its entirety and insert the following new condition:**

A6 A maximum of 670 boats are permitted to be stored on site, including boats within the dry store buildings, including any boats stored temporarily within the 36 layover berths, including a maximum of 24 brokerage boats stored within the 24 brokerage berths and including a maximum of 13 boats stored within the 13 general boat berths.

3. **In Schedule 2, Part A, delete Condition A6(i) in its entirety and insert the following new condition:**

A6(i) Temporary use of the layover berths for the storage of privately owned vessels is allowed until construction of the western boat store is completed. Temporary layover berthing is to be provided on the eastern side of Marina Arm D until construction of Phase 2 of Stage 1 is complete.

Post completion of the Western Boat Store, temporary use of up to 15 layover berths for the storage of privately owned vessels is allowed until construction of the Eastern Boat Store Building is complete.

4. **In Schedule 2, Part A, delete Condition A7 in its entirety and insert the following new condition:**

A7 The Proponent must maintain a register of all boats, including brokerage boats that are to be stored or berthed on the site. This register must be made available to NSW Maritime or the Director-General upon request. The register of boats must also be included in any reports to the Director-General required by the conditions of this Approval.

5. **In Schedule 2, Part A, delete Condition A14 in its entirety and insert the following new condition:**

A14 Only vessels registered at and/or stored or to be stored at the site, are permitted to visit or stop at the Facility for the purposes of refuelling, or to attend any of the marine chandlery, retail or commercial outlets, or food premises.

This condition does not limit the visiting of locally based vessels from Rozelle Bay for the purposes of refuelling only, between the hours specified in Condition B1(a) for "Retail outlets".

Only vessels up to a maximum length of 12 m and a maximum boat beam (width) of 4.4 m are permitted to stop at the refuelling wharf for the purpose of refuelling. Larger

vessels longer than 12 m with a boat beam of more than 4.4 m are not permitted to stop at the refuelling wharf.

**6. In Schedule 2, Part D, insert the following new condition:**

- D6 The Proponent is to revise the Vessel Traffic Management Plan (VTMP) required in Condition D5 to specify that only vessels up to a maximum length of 12 m and a maximum boat width of 4.4 m are permitted to stop at the refuelling wharf for the purpose of refuelling. Larger vessels longer than 12 m with a boat width of more than 4.4 m are not permitted to stop at the refuelling wharf. The revised VTMP must be submitted to and approved by the Secretary prior to the operation of the fuel wharf.

**END OF MODIFICATIONS – MP06\_0210 MOD 7**