

Request to modify a major project



NSW GOVERNMENT
Department of Planning

Date duly made: 25/03/11

Modification No. 07_0094 MOD 1

1. Before you lodge

This form is required under section 75W of the *Environmental Planning and Assessment Act 1979* (the Act) in order to request the Minister to modify the Minister's approval to carry out a project or concept plan to which Part 3A of the Act applies.

Before making this request, it is recommended that you first consult with the Department of Planning (the Department) concerning your modification. The Director-General may issue environmental assessment requirements that must be complied with before your request will be considered by the Minister. If the changes proposed by the modification will result in a project that is consistent with the existing approval, the Minister's approval for a modification is not required.

Disclosure Statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

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

Lodgement

All modification requests must be lodged with the Director-General of the Department of Planning, by courier or mail. An electronic copy should also be e-mailed to the assessment contact officer assigned to the project.

NSW Department of Planning
Ground floor, 23-33 Bridge Street, SYDNEY NSW 2000
GPO Box 39 SYDNEY NSW 2001
Phone 1300 305 695

2. Details of the proponent

Company/organisation/agency		ABN	
ATB MORTON PTY LTD		66 122 612 980	
☒ Mr ☐ Ms ☐ Mrs ☐ Dr ☐ Other			
First name		Family name	
Anthony		Williams	
Position			
Planning and Approvals Manager			
STREET ADDRESS			
Unit/street no.	Street name		
9	Old Punt Road		
Suburb or town	State	Postcode	
Tomago	NSW	2325	
POSTAL ADDRESS (or mark 'as above')			
PO Box 186			
Suburb or town	State	Postcode	
HRMC	NSW	2310	
Daytime telephone	Fax	Mobile	
02 4961 6822	02 4961 4343	0428 616 828	
Email			
anthonywilliams@atbmorton.com.au			

3. Identify the land

STREET ADDRESS (where relevant)

Unit/street no.

Street or property name

Janet Parade

Suburb, town or locality

SALT ASH

Postcode

Local government area(s)

PORT STEPHENS

State Electorate(s)

PORT STEPHENS

REAL PROPERTY DESCRIPTION

L4042 DP1090633 L632 & 633 DP 609506

Note: The real property description is found on a map of the land or on the title documents for the land. If you are unsure of the real property description, you should contact the Department of Lands.

Please ensure that you place a slash (/) to distinguish between the lot, section, DP and strata numbers. If the proposed modification applies to more than one piece of land, please use a comma to distinguish between each real property description.

OR: detailed description of land attached: ☐

MAP: A map of the site and locality should also be submitted with this request.

4. Details of the original major project or concept plan

Briefly describe what the original approval allows

Sand Extraction, up to 200,000 tonnes per annum,

What was the original project application no.?

07_0094

What was the date of the approval?

29/10/2010

What was the original application fee?

\$24,270

Note: Clause 245K of the *Environmental Planning and Assessment Regulation 2000* provides information on calculating the maximum fee for a request for modification.

5. Describe the modification you propose to make to the approval

Describe the proposed modification

Amend location of offset site from Markwell Offset Site to Lot 2, DP707938, Tomalla Road TOMALLA, NSW

Your modification request may need to be accompanied by an Environmental Assessment, including plans. An electronic and hard copy of this document will be required.

ESTIMATED CAPITAL INVESTMENT VALUE

Please indicate the estimated capital investment value (CIV) of the modification to the project approval or concept plan (excluding GST).

\$0

FULL TIME EQUIVALENT JOBS

Please indicate the number of jobs created by the proposed modification. This should be expressed as a proportion of full time equivalent (FTE) jobs over a full year.

Construction jobs (FTE)

0

Operational jobs (FTE)

0

6. Landowner's consent (where required)

As the owner(s) of the above property, I/we consent to this request being made by the proponent:

Land

Land

Signature

Signature

Name

Name

Date

Date

Note: Under Clause 8F of the *Environmental Planning and Assessment Regulation 2000* (the Regulation), certain applications for approval under Part 3A of the Act do not require consent of the landowner, however, the proponent is required to give notice of the application (e.g. linear infrastructure, mining & petroleum projects, and critical infrastructure).

7. Political donation disclosure statement

Persons making a request to modify a project or concept plan are required to declare reportable political donations (including donations of or more than \$1,000) made in the previous two years.

Have you attached a disclosure statement to this request?

- ☐ Yes
☒ No

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

8. Proponent's signature

As the proponent(s) of the project and in signing below, I/we hereby:

- provide a description of the modification to the project approval or concept plan and address all matters required by the Director-General pursuant to Section 75W of the Act, and
- declare that all information contained within this form is accurate at the time of signing.

Signature

In what capacity are you signing if you are not the proponent

Name

Name, if you are not the proponent

Date

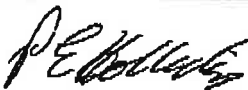
OWNERS AUTHORISATION

SITE DETAILS: Lot 4042 DP1090633, Lot 632 DP609506
Lot 633 DP609506

OWNER'S NAME: OWNERS TRADING AS HOTHTO PTY LTD
(and ACN if applicable)

I/we the undersigned being the owner/s of the above mentioned property
(all owners must sign. If a company, at least 2 directors must sign and state position, a
company seal must also be stamped on this form, in accordance with Section 127 of the
Corporations ACT - 2001).


Name: DAVID GIBSON THOMAS Position: Director


Name: PETER PAUL HOLLIDAY Position: OWNER

Name: DAVID OWEN TOWERS Position: Former owner

Name: _____ Position: _____

Herby authorise **ATB Morton Pty Ltd** to make necessary applications,
including Development Applications, Construction Certificate Applications,
Section 96 Applications Occupation Certificate Applications and any other
required statutory applications associated with the proposed development of
the above mentioned property.

Yours faithfully,