

Modification Refusal

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

The Planning Assessment Commission of New South Wales, as delegate of the Minister for Planning and Environment under delegation dated 1 October 2011, **refuse** to give approval for the modification of the project application referred to in schedule 1 pursuant to Section 75W of the *Environmental Planning and Assessment Act 1979*, for the reasons listed in schedule 2.



Garry Payne AM
MEMBER OF THE COMMISSION



Richard Thorp
MEMBER OF THE COMMISSION

Sydney

2 October 2014

SCHEDULE 1

Project Approval:

MP 07_0118 granted by the Land and Environment Court on 7 May 2010.

For the following:

The construction and operation of a wind farm and associated infrastructure known as the Gullen Range Wind Farm.

Modification Application:

The Proponent seeks to modify the existing approval to relocate 69 turbines within the approved project footprint

SCHEDULE 2

REASONS FOR REFUSAL

1. The application is inconsistent with the intent and spirit of the Draft NSW Planning Guidelines: Wind Farms.
2. The application, if approved, would have significant visual impact on non-associated residences and the proposed vegetation screening would not be able to mitigate the impact on all affected residences to an acceptable level.

Notes: The reasons for refusal are further explained within the Commission's Determination Report in Schedule 3.

End of Schedule 2

SCHEDULE 3

PLANNING ASSESSMENT COMMISSION DETERMINATION REPORT