

ENVIRONMENTAL PLANNING & ASSESSMENT ACT 1979

MODIFICATION (MOD 106-9-2006) OF

DEVELOPMENT CONSENT (DA 309-12-2004)

DESCRIBED AS FOLLOWS:

Amendment of development consent

**PURSUANT TO SECTION 80 OF THE ENVIRONMENTAL PLANNING AND
ASSESSMENT ACT 1979**

(FILE NO. S06/00666)

I, Chris Wilson, Executive Director Major Project Assessments, as delegate of the Minister for Planning, pursuant to Section 96 (1A) of the *Environmental Planning & Assessment Act, 1979*, modify the development consent referred to in the attached Schedule 1 in the manner set out in the attached Schedule 2.

The reasons for the imposition of the conditions are:

- a to preserve the integrity of the development as a tourist facility; and
- b to ensure that the consent, as modified, is substantially the same as originally granted

Chris Wilson
Executive Director Major Project Assessments

Sydney,

2006

SCHEDULE 1

PART A—TABLE

Application Number:	MOD 106-9-2006
Application made by:	R Grahame Roberts and Associates. 45 Pioneer Drive, Forster, NSW 2428
On land comprising:	Forster Beach Caravan Park, part of Crown Reserve 79681, Oyster Parade and Dolphin Drive, Forster
Local Government Area	Great Lakes Council
Development Consent	DA 309-12-2004 for the development of four additional cabin sites at the caravan park.
granted by:	Minister for Planning
on:	19 July 2005
S.119 public inquiry held:	No
As modified:	Consent not previously modified
Section 96 (1A) Application	Amendment to the Landscape Concept Plan to allow the erection of a permanent structure over the barbeque area.

PART B—NOTES RELATING TO THE MODIFICATION OF DEVELOPMENT CONSENT NO. MOD 106-9-2006

Responsibility for other approvals / agreements

The applicant is solely responsible for ensuring that all additional consents and agreements are obtained from other authorities, as relevant.

Appeals

The applicant has the right to appeal to the Land and Environment Court under Section 97 of the *Environmental Planning and Assessment Act, 1979*. The right to appeal is only available within 12 months after the date on which the applicant received this notice.

Appeals—Third Party

A third party right to appeal to this development consent is available under Section 123, subject to Section 101, of the *Environmental Planning and Assessment Act, 1979*.

Legal notices

Any advice or notice to the consent authority shall be served on the Director-General.

PART C—DEFINITIONS

The definitions within this modification are consistent with the definitions in Schedule 1 of the consent to development application 309-12-2004.

SCHEDULE 2

MODIFICATION (MOD 106-9-2006) OF DEVELOPMENT CONSENT TO DEVELOPMENT APPLICATION NO. DA 309-12-2004

The development consent is modified as follows:

(1) Delete Condition A2 and insert condition A2A:

A2A Development in Accordance with Plans

The development shall be generally in accordance with development application number 309-12-2004 submitted by the applicant on 14 December 2004, and in accordance with the supporting documentation submitted with that application, including, but not limited to, the following:

Statement of Environmental Effects Submitted by Great Lakes Council on behalf of Forster Beach House Association Inc, Entitled "Proposed Cabin Development, Forster Beach Caravan Park – (Part of Crown Reserve 79681)" dated December 2004.			
Site Plan submitted by Great lakes Council, Entitled "Figure 3 medium Term Master plan". Site coloured pink by DIPNR.			
Cabin Detail Drawing prepared by North coast Planning Services			
Drawing No.	Revision	Name of Plan	Date
	Issue B	4 timber-framed relocatable cabins	03. 09. 2004
Landscape Concept Plan prepared by Pamela Fletcher Landscape Architect dated 13/09/06.			
Drawing No.	Job No	Name of Plan	Date
0502/ 1		Landscape Plan	13.09.2006
Site Plan prepared by R Grahame Roberts & Associates.			
Drawing No.	Job No	Name of Plan	Date
02	F357	Proposed Details Site Plan	July 06
Barbeque Shelter Detail Drawing prepared by R Grahame Roberts & Associates			
Drawing No.	Job No	Name of Plan	Date
01A	F357	Proposed Details Barbeque Area	June 06

Except where modified by the conditions of this consent.

(3) Delete Condition B1 and insert condition B1A:

B1A Landscape Plan

Landscaping of the site being carried out to Council satisfaction generally in accordance with drawing No: 0502/1 prepared by Pamela Fletcher Landscape Architect, dated 13 September 2006.