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Address all correspondence to
 The General Manager, PO Box 42, Nowra NSW Australia 2541
 or Council@shoalhaven.nsw.gov.au

COUNCIL REFERENCE: DA09/2077
 CONTACT PERSON: Steve McDiarmid

**NOTIFICATION OF A REGIONAL DEVELOPMENT APPLICATION
 PROPOSED AMENDMENT TO EXISTING DESIGNATED DEVELOPMENT**

This application is notified in accordance with the EPA Regulations 2000 and Council's Community Consultation Policy for Subdivision and Development Applications and the Formulation of Development Guidelines and Policies

**DEVELOPMENT PROPOSAL -DA09/2077
 SECTION 79 NOTICE – DESIGNATED DEVELOPMENT**

The Land affected by the Application is located at:	146 Parnell Rd, TOMERONG - Lot 4 - DP 775296
The Application is for:	Non-Putrescible Waste Facility proposing to initially receive 50,000 tonnes of waste per year which will exponentially increase to approximately 100,000 tonnes per year over an (8) eight year period.
The Application Reference Number is:	DA09/2077
The Applicant for the proposal is:	Watkinson Apperley Pty Limited
You may view the application and associated documents at Council's offices. (See note below)	City Administrative Centre Bridge Road, NOWRA 2541 Postal Address: PO Box 42, NOWRA 2541
Determining Authority : Southern Region Joint Planning Panel	Consent Authority: Shoalhaven City Council

AMENDMENT: A proposed 5 metre high noise attenuation barrier located along the eastern side of the privately owned road, into the existing Quarry site, which extends north from the end of Gumden Lane

NOTICE DATE: **14-July-2010**
Submissions must be received by close of business on: **13-Aug-2010**

The proposed development as outlined above is **Designated Development** in accordance with the requirements of Schedule 2 (Designated Development), Clause 32 (Waste Management Facilities or Works) of the Environmental Planning and Assessment Regulation 2000.

The proposed development is also integrated development. As such, the following approvals are required:

- Environmental Protection Licence is required to be issued under the Protection of Environment and Operations Act, 1997, from the Environmental Protection Authority of the Dept of Environment & Climate Change.

Where and when the Application can be viewed

The Regional Development Application (DA09/2077) and the documents accompanying the application, including the Environmental Impact Statement (EIS) may be inspected at the office of Shoalhaven City Council, City Administrative Centre, Bridge Road, Nowra and at the office of the Department of Planning – Wollongong Office, State Government Offices, 84 Crown Street, Wollongong for a period of thirty (30) days from 14th July 2010 to 13th August 2010 inclusive, during normal office hours.

Documents relating to this application will be available on-line. Should you wish to check the progress of the application leading to determination you can do so on-line. This information can be accessed on www.shoalhaven.nsw.gov.au by following the **DA Tracking links**.

Making a Submission

Submissions must be in writing addressed to the General Manager making reference to File Number DA09/2077 and received by Council on or before 13th August 2010 detailing any grounds for objection or reasons for support. A submission may be made online using the DA Tracking links on Council's website www.shoalhaven.nsw.gov.au by following the directions in that site.

Any submission in its entirety will be made available on Council's Internet site through Council's Development Application Tracking process. The substance of written submissions may also be included in a Report to the Southern Region Joint Planning Panel (our Local Regional Planning Panel). In making any submission, you should ensure that its content does not include defamatory, privacy or security issues in relation to either yourself or other people. Any person who feels that they could be affected, either positively or negatively, by the determination of this application may make a submission addressed to the General Manager. Submissions received in pre-printed form letters, which have been individually signed, or petitions will be considered but not formally acknowledged. A summary only of a form letter or petition may be published online.

Regional Development Application (RDAs) and Joint Regional Planning Panels (JRPPs)

This proposal falls within a class of development which has been legislated by the NSW Government as Regional Development requiring determination by the Southern Region Joint Planning Panel.

As a RDA, any submissions received by Council will be forwarded to the Southern Region Joint Planning Panel for consideration prior to a determination on the application being made by the Panel. You may personally attend the JRPP hearing and address the Panel on your submission.

Details on the operation of the Joint Regional Planning Panels may be viewed at <http://jrpp.planning.nsw.gov.au/Home/tabid/38/Default.aspx>

A notice of date, time and place of the meeting of the Panel will be given to persons making submissions by the Panel Secretariat seven (7) days prior to the meeting at which the RDA will be considered.

Third Party Appeal Rights

Unless the proposed development is development for which a Commission of Inquiry has been held, any person who makes a submission by way of objection and is dissatisfied with the determination of the consent authority to grant development consent may appeal to the Land and Environment Court. If the Planning Assessment Commission conducts a review, the Minister's determination of the application is final and not subject to appeal.

Political Donations and Gifts

Pursuant to Section 147 of the *EP & A Act, 1979*, any person making a public submission (whether opposing or supporting the application) shall disclose all reportable political donations or gifts made within two (2) years before the application or submission is made. If the political donation or gifts were made after the application or submission was made, the disclosure must be made within seven (7) days. Failure to do so is an offence under the Act. A disclosure form is available on Council's website or by contacting Council's offices.

Any submission or disclosure of political donations and gifts received will be made publicly available online. Please read the information about submissions on the next page.

NOTES

- In the interest of public transparency, please note that your (any) submission in its entirety will be made available on Council's Internet site through Council's Development Application Tracking process. Accordingly, your submission may be viewed by any person or body accessing Council's Website in DA Tracking.**
- In making a submission, you should ensure that its content does not include defamatory, privacy or security issues in relation to either yourself or other people.**
- A submission may be made online using DA Tracking (see detailed "Making a Submission" information contained in DA Tracking.)**
- A submission must:
 - Be sent to Council in writing, addressed to the General Manager.
 - Include any reasons for objections to, or support of the proposal
- If you make a submission:
 - Please quote the development application number.
 - By email - include your postal address.
 - Council will advise you of its decision.
 - Specific replies to issues raised will not be provided, due to limited resources.
 - A copy of any subsequent determination may be viewed at Council offices and DA Tracking Website.
- If additional supporting documentation is submitted or required, the application may be re-notified.
- The substance of written submissions may be included in a report to the elected Councillors at a Council meeting.
- Submissions made to Council on this matter may be made available to the public in accordance with the Local Government Act 1993 and the Freedom of Information Act 1989 without notifying the correspondent.
- Copies of subdivision plans and floor plans for residential parts of proposed buildings cannot be made available.
- Submissions received in pre-printed form letters, which have been individually signed, or petitions will be considered but not formally acknowledged. A summary only of a form letter or petition may be published online.
- A location plan with house numbers (property in black) is shown below.

