

Corrigendum 1

1. Summary, “The Site”

For part lot 7301, DP1161404, read 108, DP1182342

2. Section 2.1.2

For part lot 7301, DP1161404 read 108, DP1182342

3. Figure 2.1

For the existing Figure 2.1 *substitute attached* Figure 2.1 - Amended

4. Section 4.1.3

For The Site includes two parcels of land as follows (**Figure 4.4**).

- Lot 7301, DP1161404 is registered to the State of NSW and is identified as a Travelling Stock Route (TSR). TSRs form an extensive network of public land that was established for the droving of sheep and cattle during early European colonisation (NPA 2011) and are administered by local Livestock Pest and Health Authorities. This particular TSR connects Nyngan with Canonba.
- Lot 107, DP822472 is registered to the State of NSW and controlled by the Applicant for the purposes of the existing waste management facility.

Discussions have been held with Catchments and Lands and the Livestock Pest and Health Authority regarding transfer of ownership of the Site to the Applicant. A plan of subdivision has been prepared but has yet to be approved.

Read The Site includes three parcels of land as follows (**Figure 4.4**).

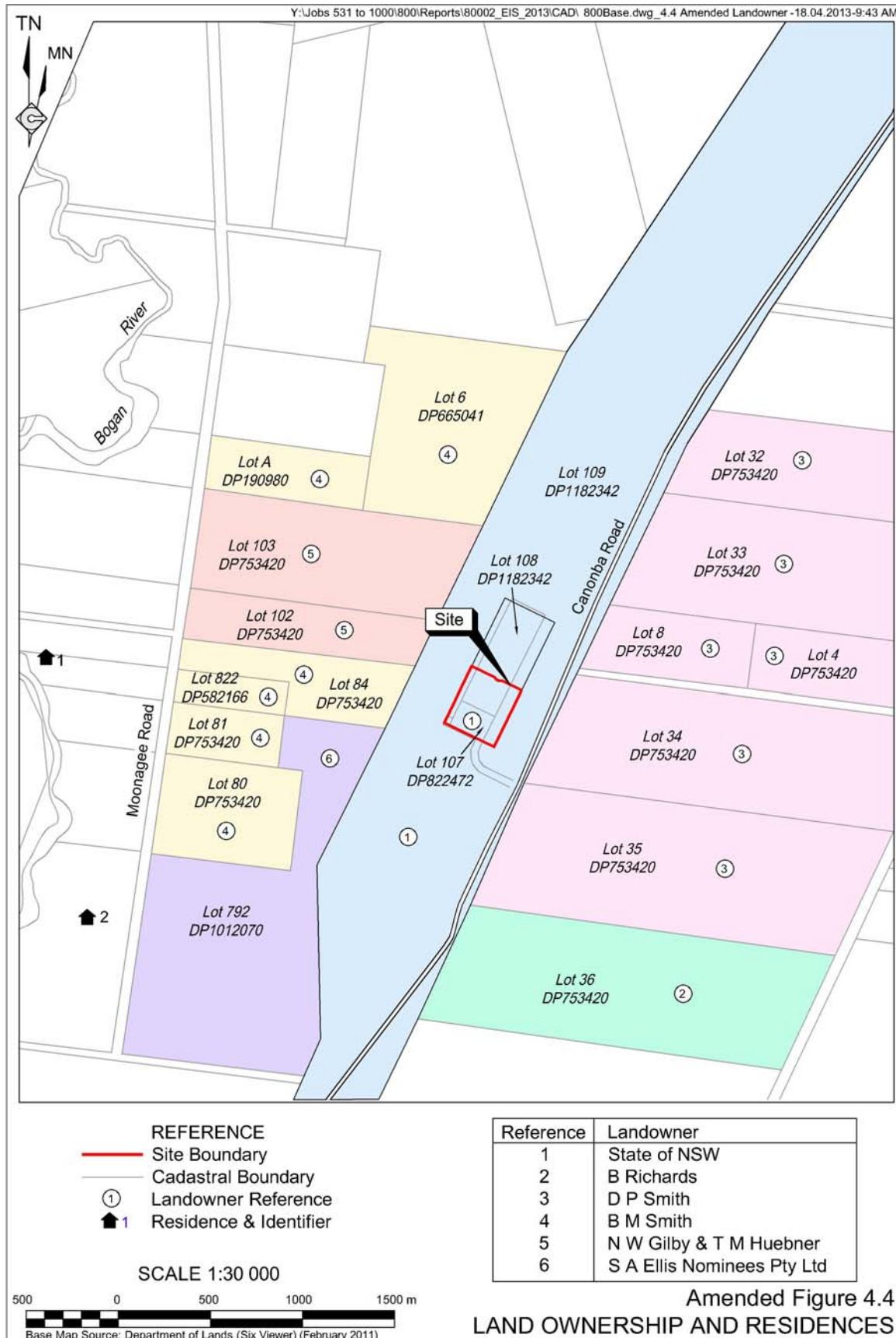
- Lot 108, DP1182342 is registered to the Bogan Shire Council (the Applicant) and has been recently transferred from the State of NSW in preparation for the extension of the proposed facility.
- Lot 107, DP822472 is registered to the State of NSW and controlled by the Applicant for the purposes of the existing waste management facility.
- Lot 109, DP1182342 is registered to the State of NSW and is identified as a Travelling Stock Route (TSR). TSRs form an extensive network of public land that was established for the droving of sheep and cattle during early European colonisation (NPA 2011) and are administered by local Livestock Pest and Health Authorities. This particular TSR connects Nyngan with Canonba.

Discussions have been held with Crown Lands and the Livestock Pest and Health Authority regarding permission to use part of Lot 109, DP1182342, with a Crown Lands Act Licence application being submitted to Crown Lands to allow use of the land.



5. Figure 4.4

For the existing Figure 4.4 *substitute attached* Figure 4.4 – Amended



6. Appendix 1 Application for Project Approval

For the existing Application for Project Approval *substitute attached* Application for Project Approval



"Comfortable Country Living"

Bogan Shire Council
P.O. Box 221
Nyngan, NSW 2825
Ph: (02) 6835 9000
Fax: (02) 6835 9011

DEVELOPMENT APPLICATION

(Section 78A, Environmental Planning & Assessment Act 1979)

Office Use Only

DA No.: _____

Date
Received: _____

The personal information that Council is collecting from you on this application form is personal information for the purposes of the Privacy and Personal Information Protection Act 1998 (PPIP Act). The supply of the information by you is not voluntary but is required by the Environmental Planning & Assessment Act, and in accordance with such Act and the Local Government Act, is required to be contained in a Public Register to which the public has right of access. This personal information may be supplied under certain circumstances to other public sector agencies e.g. Australian Bureau of Statistics, Australian Taxation Office, in accordance with the PPIP Act. Enquiries may be directed to Council's Public Officer concerning the PPIP Act or Council's Privacy Management Plan or your right of access to your personal information held by Council or its amendment.

Part 1 Site and Applicant Details

1. Location of the proposed development

Unit No. _____ House No. _____ Property/Building Name _____
Street Canonba Road
Town/Village/Locality Nyngan

2. Land title description

We need this to correctly identify the land

Lot(s) _____ Section _____
Deposited Plan(s) Lot 107 DP 8822452 & part of lot 7301 DP 1161404
Other _____ State _____

3. Your (the Applicant's) name

If you represent a company, please apply in the company's name. State your position under the "Title - Other"

Title ☐ Mr ☐ Mrs ☐ Ms ☐ Miss
☐ Dr ☐ Other:

Surname _____
Given names _____
Company Bogan Shire Council
Contact person Mr Timothy Riley

4. Your postal address

PO Box 221
Nyngan NSW 2825

5. Your contact details

Phone (BH) 02 6835 9000 Mobile _____
Fax 02 6835 9011 Email timothy.riley@bogan.nsw.gov.au

Part 2 Development Details

6. Development Proposal

Indicate the Type of development proposed

- | | |
|---|--|
| <input type="checkbox"/> Use of land/building | <input checked="" type="checkbox"/> Carrying out of work |
| <input type="checkbox"/> Erection of a building | <input type="checkbox"/> Demolition |
| <input type="checkbox"/> Subdivision of Land/building | <input type="checkbox"/> Advertisement/advertising sign |
| <input type="checkbox"/> Change of building use | |

Part 2

Development Details (cont.)

7. Development Description

e.g. erection of dwelling, strata subdivision of a residential flat building, change of use of building from warehouse to retail store, etc

The Proposal seeks to extend the life of the existing Nyngan Waste Management Facility by approximately 16 years and include facilities for resource recovery.

8. Proposed Use

State the intended use of the land/building, e.g. warehousing of whitegoods, motor vehicle repairs, etc.

Resource recovery and landfill

9. Staged development?

Are you applying for development consent in stages?

☒ No

☐ Yes → Attach information which describes the stages of your development.

10. What is the estimated cost of the development

Estimated Cost:

(Incl. GST – round up to nearest \$1,000.00)

\$ 80 000

11. Are you also seeking an approval under the Local Government Act 1993?

You can apply with this development application to seek an approval for any of the listed activities which require approval under Section 68 of the Local Government Act, 1993. Additional fee may be applicable.

NOTE: the plans, specifications and information required for Council to process and assess the relevant Activity (including that which is specified in the Regulations under the Local Government Act) must also be submitted with this application.

☐ No ☒ Yes – Tick the appropriate box(s) below ↓

(If you apply for any of the following activities please ensure the appropriate documentation required under the Local Government Act is also submitted – insufficient information WILL delay the processing of your development application)

- ☐ Install a manufactured home, moveable dwelling or associated structure on land
- ☐ Carry out water supply work
- ☐ Draw water from a ground water supply or a stand pipe or well water not drawn
- ☐ Install, alter, disconnect or remove a water connected pipe or pipe
- ☐ Carry out sewerage work
- ☐ Carry out stormwater drainage work
- ☐ Connect a private drain or sewer with a public drain or sewer under the control of a council or with a drain or sewer which connects with such a public drain or sewer
- ☐ For fee or reward, transport waste over or under a public place
- ☒ Place waste in a public place
- ☒ Place a waste storage container in a public place
- ☐ Dispose of waste into a sewer of the council
- ☐ Install, construct or alter a waste treatment device or a human waste storage facility or a drain connected to any such device or facility
- ☐ Operate a system of sewage management (within the meaning of section 68A)
- ☐ Swing or hoist goods across or over any part of a public road by means of a lift, hoist or tackle projecting over the footway
- ☐ Expose or allow to be exposed (whether for sale or otherwise) any article in or on or so as to overhang any part of the road or outside a shop window or doorway abutting the road, or hang an article beneath an awning over the road
- ☐ Operate a public car park
- ☐ Operate a caravan park or camping ground
- ☐ Operate a manufactured home estate
- ☐ Install a domestic oil or solid fuel heating appliance, other than a portable appliance
- ☐ Install or operate amusement devices

12. Does the development require the Concurrence of State Agencies?

☐ No

☒ Yes – If yes, state applicable agencies below ↓

Environmental Protection Agency

Part 2**Development Details (cont.)****13. Is this application for Integrated Development?**

Nominate the additional approvals to be obtained from the administering approval bodies.

NOTE: an application for Integrated Development must include:

- a) sufficient information to permit the approval body to assess the application;
- b) an additional fee of \$250 is applicable for each approval body - Council requires a separate cheque to be made out to these bodies;
- c) additional copies of plans as determined by Council.

☐ No ☒ Yes – Tick the appropriate box(s) below

- | | | | | | | | | |
|--|--|---|--------------------------|-------|--------------------------|-------|--------------------------|-------|
| <i>Fisheries Management Act 1994</i> | <input type="checkbox"/> | s.144 | <input type="checkbox"/> | s.201 | <input type="checkbox"/> | s.205 | <input type="checkbox"/> | s.219 |
| <i>Heritage Act 1977</i> | <input type="checkbox"/> | s.58 | | | | | | |
| <i>Mine Subsidence Compensation Act 1961</i> | <input type="checkbox"/> | s.15 | | | | | | |
| <i>Mining Act 1992</i> | <input type="checkbox"/> | ss. 63, 63 | | | | | | |
| <i>National Parks and Wildlife Act 1974</i> | <input type="checkbox"/> | s.90 | | | | | | |
| <i>Petroleum (Onshore) Act 1991</i> | <input type="checkbox"/> | s.9 | | | | | | |
| <i>Protection of the Environment Operations Act 1997</i> | | | | | | | | |
| <input type="checkbox"/> s.43(a), 47 & 55 - | Environment protection licence to authorise scheduled development work | | | | | | | |
| <input checked="" type="checkbox"/> s.43(b), 48 & 55 - | Environment protection licence to authorise scheduled activities | | | | | | | |
| <input type="checkbox"/> s.43(d), 55 & 122 - | Licence to regulate water pollution from non-scheduled activities | | | | | | | |
| <i>Roads Act 1993</i> | <input type="checkbox"/> | s.138 | | | | | | |
| <i>Rural Fires Act 1997</i> | <input type="checkbox"/> | s.100B (see Item 19 for submission details) | | | | | | |
| <i>Water Management Act 2000</i> | | | | | | | | |
| <input type="checkbox"/> s.89 - | Water use approval | | | | | | | |
| <input type="checkbox"/> s.90 - | Water management work approval | | | | | | | |
| <input type="checkbox"/> s.91 - | Activity approval | | | | | | | |

14. Part of your environmental consideration

Tick the applicable boxes, to indicate the likely effect of the proposed development.

Is the land, or part of it, Critical Habitat?

☐ Yes ☒ No

Is the development likely to significantly affect threatened species, populations or ecological communities, or their habitats?

☐ Yes ☒ No

Note: A more comprehensive environmental assessment must be submitted with this application, either in the form of a Statement of Environmental Effects, Environmental Impact Statement, and/or Species Impact Statement

15. Documents accompanying this application

Please list all documents accompanying this application.

Boyan Shire Local Environmental Impact Statement for the Nyngan Waste and Resource Management Facility, January 2013

Part 3**Signatures****16. Are you the owner of the land?**

☐ Yes ☒ No – If no, please ensure Q. 18 is completed.

17. Applicant's declaration

Before signing, make sure you have addressed and completed all applicable questions on this form.

I apply for approval to carry out the development described in this application, and I declare that to the best of my knowledge and belief, the information supplied is correct and complete. I also understand that:

- Personal information, provided on/with this application will be available to be accessed by the Public pursuant to the EP&A Act and the LG Act. The subject Acts permit members of the public to obtain extracts of the application and of certain accompanying documentation.
- I am not entitled to copyright and am taken to have indemnified all persons using the application and documents in accordance with the Act against any claim or action in respect of breach of copyright (cl 57, EP & A Reg. 2000).
- This application authorises Council officers to enter the property to perform inspections associated with its processing, determination and compliance.
- I am liable to pay for/rectify any damage caused to Council roads, drains etc arising from construction works associated with the proposed development.

Applicant's Signature _____

Applicant's Name _____

Capacity, if not Applicant _____

Part 3

Signatures (cont.)

18. Consent of all Land Owners to lodge this application

The owner(s) authorisation to lodge this application must be obtained if you are not the owner. This is a mandatory requirement of the Act.

Note: If the land is owned by a company, a company seal must be provided with at least one executive signature.

As owner of the above property, I/we consent to this application and grant permission for:-

- (1) The Applicant to:
 - submit amendments in relation to such application,
 - make application for activity approvals associated with the development,
 - make application for associated construction certificate(s),
 - make application for review/modification of any subsequent approval; and
- (2) Council officers to enter upon such property for the purposes of assessing this application and the performing of any associated and subsequent inspections.

Owner(s) Name:

CENTRAL WEST LIVESTOCK HEALTH

(print)

AND PEST AUTHORITY.

Owner(s) Signature(s):

Narelle Rodway

Narelle Rodway
General Manager
Central West Livestock Health
And Pest Authority

Date:

7/6/13.

Dept. of Primary Industries
Catchments and Lands
representative to sign
in parallel with assessment
process.

Part 4

Submission Checklist

19. The Development Application must be accompanied by the following documents: (Schedule 1 EP&A Reg.)

	Yes	N/A	Office Use Only
<ul style="list-style-type: none"> • Site Plan of the land, which must indicate the following: <ul style="list-style-type: none"> - Location, boundary dimensions, site area and north point of the land, <input checked="" type="checkbox"/> - Existing vegetation and trees on the land, <input checked="" type="checkbox"/> - The location and uses of existing buildings on the land, <input checked="" type="checkbox"/> - Existing levels of the land in relation to buildings and roads, <input checked="" type="checkbox"/> - The location and uses of buildings on sites adjoining the land, <input checked="" type="checkbox"/> • A Plan(s) of the development, which must indicate the following: <ul style="list-style-type: none"> - The location of any proposed buildings or works (including extensions or additions to existing buildings or works) in relation to the land's boundaries and adjoining development, <input checked="" type="checkbox"/> - Floor plans of any proposed buildings showing layout, partitioning, room sizes and intended uses of each part of the building, <input type="checkbox"/> - Elevations and sections showing proposed external finishes & heights of proposed buildings, <input type="checkbox"/> - Elevations and sections showing heights of any proposed temporary structures and the materials of which any such structures are proposed to be made (using the abbreviations set out in clause 7 of Schedule 1 of the Regulations), <input checked="" type="checkbox"/> - Proposed finished levels of the land in relation to existing & proposed buildings & roads, <input type="checkbox"/> - Proposed parking arrangements, entry and exit points for vehicles, & provisions for movement of vehicles within the site (including dimensions where appropriate), <input checked="" type="checkbox"/> - Proposed landscaping and treatment of the land (indicating plant types and their height and maturity), <input checked="" type="checkbox"/> - Proposed methods of draining the land, <input checked="" type="checkbox"/> - For BASIX affected development, such other matters as any BASIX certificate for the development requires to be included on the sketch, <input type="checkbox"/> - For BASIX optional development, if the development application is accompanied by a BASIX certificate or BASIX certificates, such other matters as any BASIX certificate for the development requires to be included on the sketch, <input type="checkbox"/> • In the case of development that involves the erection of a building, an A4 plan of the building that indicates its height and external configuration, as erected, in relation to its site (as referred to in clause 56 of the Regulation), <input type="checkbox"/> • If the development involves building work to alter, expand or rebuild an existing building, a scaled plan of the existing building, <input type="checkbox"/> • A Statement of Environmental Effects (in the case of development other than designated development), which must indicate the following: <ul style="list-style-type: none"> - The environmental impacts of the development, <input type="checkbox"/> - How the environmental impacts of the development have been identified, <input type="checkbox"/> - The steps to be taken to protect the environment or lessen the expected harm to the environment, <input type="checkbox"/> - Any matters required to be indicated by any guidelines issued by the Director-General of DoP, <input type="checkbox"/> • An environmental impact statement (in the case of designated development), <input checked="" type="checkbox"/> 			

Part 4

Submission Checklist (cont.)

- | | | | |
|--|-------------------------------------|-------------------------------------|--------------------------|
| • A species Impact statement (in the case of land that is, or is part of, critical habitat or development that is likely to significantly affect threatened species, populations or ecological communities, or their habitats). | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • If the development involves a change of building use: | | | |
| - A list of the Category 1 fire safety provisions that currently apply to the existing building, and | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| - A list of the Category 1 fire safety provisions that are to apply to the building under its new use. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| • If the development involves any subdivision work: | | | |
| - Details of the existing and proposed subdivision pattern (including roads and allotments), | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| - Details of consultation with public authorities responsible for provision of utility services, | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| - Preliminary engineering drawings indicating proposed infrastructure including roads, water, sewerage, stormwater, power, telephone, gas, | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| - Existing and finished ground levels, existing buildings, trees, wells and water channels, | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| - Details of areas to be filled, including nominating any existing trees to be removed, | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| - Preliminary soil & water management details. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| • If the land is within a wilderness area and is the subject of a wilderness protection agreement or conservation agreement within the meaning of the <u>Wilderness Act 1987</u> , a copy of the consent of the Minister for the Environment to the carrying out of the development, | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| • Additional Information required by Council, where applicable: | | | |
| - Measures proposed to protect any adjoining properties, roads and footpaths, and the public. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Waste products generated by the development, their collection and manner of disposal. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Soil & water management plan, including erosion & sedimentation control details. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - Type, vehicle size, frequency and delivery times of service and delivery vehicles to the site. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| • If the development is located on Bush Fire Prone Land: | | | |
| - A bush fire assessment detailing compliance/deviations from Planning for Bush Fire Protection, | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| - And if integrated due to s100B, provide all details specified under clause 46 of the Rural Fires Regulation 2002, together with completion of the NSW RFS Referral Form. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| • A development application for any BASIX affected development must also be accompanied by a BASIX certificate or BASIX certificates for the development, being a BASIX certificate or BASIX certificates that has or have been issued no earlier than 3 months before the date on which the application is made. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| • If the proposed development involves the alteration, enlargement or extension of a BASIX affected building that contains more than one dwelling, a separate BASIX certificate is required for each dwelling concerned. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| • If the development involves the erection of a temporary structure, the following documents: | | | |
| - Documentation that specifies the live and dead loads the temporary structure is designed to meet, | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| - A list of any proposed fire safety measures to be provided in connection with the use of the temporary structure, | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| - In the case of a temporary structure proposed to be used as an entertainment venue—a statement as to how the performance requirements of Part B1 and NSW Part H102 of Volume One of the <i>Building Code of Australia</i> are to be complied with (if an alternative solution, to meet the performance requirements, is to be used), | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| - Documentation describing any accredited building product or system sought to be relied on for the purposes of section 79C (4) of the Act, | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| - Copies of any compliance certificates to be relied on, | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| • In the case of a development involving the use of a building as an entertainment venue or a function centre, pub, registered club or restaurant—a statement that specifies the maximum number of persons proposed to occupy, at any one time, that part of the building to which the use applies. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| • A development application that relates to development in respect of which a site compatibility certificate is required by a State Environmental Planning Policy must be accompanied by such a certificate. | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Superseded