



**Department of Environment, Land,
Water and Planning (DELWP)**
Planning Enquiries
Phone: 1800 789 386
Web: planning.vic.gov.au

Office Use Only Application No.:

Date Lodged: / /

Application to AMEND a Planning Permit

If you need help to complete this form, read MORE INFORMATION at the end of this form.

- Any material submitted with this application, including plans and personal information, will be made available for public viewing, including electronically, and copies may be made for interested parties for the purpose of enabling consideration and review as part of a planning process under the *Planning and Environment Act 1987*. If you have any questions, please contact the relevant DELWP office.
- This form cannot be used to:
 - amend a permit or part of a permit if the Victorian Civil and Administrative Tribunal (VCAT) has directed under section 85 of the Act that the responsible authority must not amend that permit or that part of the permit (as the case requires); or
 - amend a permit issued by the Minister under Division 6 of Part 4 of the Act (these applications must be made to the Minister under section 971 of the Act).
- Questions marked with an asterisk (*) must be completed.
- Click for further information.

Clear Form

The Land

Address of the land. Complete the Street Address and one of the Formal Land Descriptions.

Street Address *

| | | |
|--|----------|-----------|
| Unit No.: | St. No.: | St. Name: |
| Suburb/Locality: Land in Hawkesdale (refer attached land descriptions) | | Postcode: |

Formal Land Description *

Complete either A or B.

This information can be found on the certificate of title.

If this application relates to more than one address, attach a separate sheet setting out any additional property details.

| | | | | | |
|-----------------------|----------------------|-----------------------------------|----------------------------------|---|------|
| A | Lot No.: | <input type="radio"/> Lodged Plan | <input type="radio"/> Title Plan | <input type="radio"/> Plan of Subdivision | No.: |
| OR | | | | | |
| B | Crown Allotment No.: | | Section No.: | | |
| Parish/Township Name: | | | | | |

Planning Permit Details

What permit is being amended? *

| |
|--|
| Planning Permit No.: 20060221 - for the 'Use and development of land for a Wind Energy Facility' |
|--|

The Amended Proposal

You must give full details of the amendment being applied for. Insufficient or unclear information will delay your application.

What is the amendment being applied for?*

- Indicate the type of changes proposed to the permit.
- List details of the proposed changes.

If the space provided is insufficient, attach a separate sheet.

| | |
|--|---|
| This application seeks to amend: | |
| <input type="checkbox"/> What the permit allows | <input checked="" type="checkbox"/> Plans endorsed under the permit |
| <input checked="" type="checkbox"/> Current conditions of the permit | <input checked="" type="checkbox"/> Other documents endorsed under the permit |
| Details: | |
| It is proposed to amend the current permit conditions pursuant to Section 97 (1) of the Planning & Environment Act 1987, and amend endorsed plans and other endorsed documents under secondary consent pursuant to Condition 2 of the permit. Please refer to the attached description of all changes for further details. | |
| Provide plans clearly identifying all proposed changes to the endorsed plans, together with: any information required by the planning scheme, requested by DELWP or outlined in a DELWP checklist; and if required, include a description of the likely effect of the proposal. | |



Development Cost

Estimate cost of development*

If the permit allows *development*, estimate the cost difference between the development allowed by the permit and the development to be allowed by the amended permit.

Cost of proposed amended development:

\$ 165000000

Cost of the permitted development:

\$ 123000000

Cost difference (+ or -):

\$ 42000000

Insert 'NA' if no development is proposed by the permit.

You may be required to verify this estimate.

Existing Conditions

Describe how the land is used and developed now *

For example, vacant, three dwellings, medical centre with two practitioners, licensed restaurant with 80 seats, grazing.

Have the conditions of the land changed since the time of the original permit application? Yes No
If yes, please provide details of the existing conditions.

Commencement of approved works in the form of one access road, commencement of access tracks, and compaction of a site compound gravel platform.

Provide a plan of the existing conditions if the conditions have changed since the time of the original permit application. Photos are also helpful.

Title Information

Encumbrances on title *

Does the proposal breach, in any way, an encumbrance on title such as a restrictive covenant, section 173 agreement or other obligation such as an easement or building envelope?

- Yes. (If 'yes' contact council for advice on how to proceed before continuing with this application.)
- No
- Not applicable (no such encumbrance applies).

Provide a full, current copy of the title for each individual parcel of land forming the subject site. The title includes: the covering 'register search statement', the title diagram and the associated title documents, known as 'instruments', for example, restrictive covenants.



Applicant and Owner Details **1**

Provide details of the applicant and the owner of the land.

Applicant *

The person who wants the permit.

| | | |
|---|-------------|--|
| Name: | | |
| Title: | First Name: | Surname: |
| Organisation (if applicable): Ryan Corner Development Pty Ltd, C/-ERM (refer below) | | |
| Postal Address: | | If it is a P.O. Box, enter the details here: |
| Unit No.: | St. No.: | St. Name: |
| Suburb/Locality: | State: | Postcode: |

Please provide at least one contact phone number *

| | |
|---|--------|
| Contact information for applicant OR contact person below | |
| Business phone: | Email: |
| Mobile phone: | Fax: |

Where the preferred contact person for the application is different from the applicant, provide the details of that person.

| | | |
|--|-----------------------|--|
| Contact person's details* | | Same as applicant <input type="checkbox"/> |
| Name: | | |
| Title: | First Name: Christine | Surname: Hartley |
| Organisation (if applicable): Environmental Resources Management (Australia) Pty Ltd (ERM) | | |
| Postal Address: | | If it is a P.O. Box, enter the details here: |
| Unit No.: | St. No.: | St. Name: PO Box 266 |
| Suburb/Locality: South Melbourne | State: VIC | Postcode: 3205 |

Owner *

The person or organisation who owns the land

Where the owner is different from the applicant, provide the details of that person or organisation.

| | | |
|-------------------------------|--------------------------|--|
| Name: | | Same as applicant <input type="checkbox"/> |
| Title: | First Name: | Surname: |
| Organisation (if applicable): | | |
| Postal Address: | | If it is a P.O. Box, enter the details here: |
| Unit No.: | St. No.: | St. Name: |
| Suburb/Locality: | State: | Postcode: |
| Owner's Signature (Optional): | Date: day / month / year | |

Declaration **1**

This form must be signed by the applicant*

Remember it is against the law to provide false or misleading information, which could result in a heavy fine and cancellation of the permit.

| | |
|--|--|
| I declare that I am the applicant; that all the information in this application is true and correct; that all changes to the permit and plan have been listed as part of the amended proposal; and that the owner (if not myself) has been notified of the permit application. | |
| Signature: <i>Christine Hartley</i> ERM (AUST) PTY LTD for Ryan Corner Development Pty Ltd | Date: 28/02/2017 day / month / year |

Need help with the Application? **1**

If you need help to complete this form, read MORE INFORMATION at the end of this form. General information about the planning process is available at planning.vic.gov.au

Contact the relevant DELWP office to discuss the specific requirements for this application and obtain a checklist. Insufficient or unclear information may delay your application.

Has there been a pre-application meeting with a DELWP planning officer?

| | | |
|---------------------------------|--------------------------------------|---|
| <input type="radio"/> No | <input checked="" type="radio"/> Yes | If 'Yes', with whom?: M. Juttner, J. O'Callaghan & R. Cuff of DELWP |
| Date: 07/09/2015 and 02/05/2016 | | day / month / year |



Checklist

Have you:

| | | |
|-------------------------------------|--|---|
| <input checked="" type="checkbox"/> | Filled in the form completely? | Most applications require a fee to be paid. Contact DELWP to determine the appropriate fee. |
| <input checked="" type="checkbox"/> | Paid or included the application fee? | |
| <input checked="" type="checkbox"/> | Attached all necessary supporting information and documents? | |
| <input checked="" type="checkbox"/> | Completed the relevant planning permit checklist? | |
| <input checked="" type="checkbox"/> | Signed the declaration above? | |

Lodgement

Lodge the completed and signed form and all documents with:

Department of Environment, Land, Water and Planning

To obtain the address details for the relevant planning office, go to the department's Planning Contacts page at planning.vic.gov.au/contact-us or email development.approvals@delwp.vic.gov.au

Deliver application in person, by post or by email.

Payment

Please select the relevant payment method.

A Electronic Funds Transfer (EFT)

On Date: (day / month / year) an EFT payment
of \$

was made to:
BSB – 033 222
ACC – 13 11 46
ABN – 90 719 052 204

OR

B Cheque*

A cheque was made payable on: Date: (day / month / year)
 in accordance with the Planning and Environment (Fees) Regulations.
 *Cheques must be made payable to the Department of Environment, Land, Water and Planning.

PLANNING PERMIT

Permit No.: 20060221

ADDRESS OF LAND:

Land in Hawkesdale, generally described as:

- Lot 1 TP 414357L Vol 08444 Fol 791
- Lot 2 TP 414357L Vol 08444 Fol 791
- Lot 3 TP 414357L Vol 08444 Fol 791
- Lot 4 TP 414357L Vol 08444 Fol 791
- Lot 5 TP 414357L Vol 08444 Fol 791
- Lot 6 TP 414357L Vol 08444 Fol 791
- Allot. 58A Sec. B Parish of Willatook Vol 10885 Fol 766
- Allot. 58 Sec. B Parish of Willatook Vol 10885 Folio 765
- Lot 2 TP 854496 Vol 9488 Fol 081
- Lot 1 PS 513798P Vol 10737 Fol 654
- Lot 2 PS 513798P Vol 10737 Fol 655
- Allot. 3 Sec. 17 Parish of Minjah Vol 05865 Fol 958
- Lot 1 TP 242538N Vol 08214 Fol 311
- Lot 2 TP 242538N Vol 08214 Fol 311
- Lot 3 TP 242538N Vol 08214 Fol 311
- Lot 4 TP 242538N Vol 08214 Fol 311
- Lot 5 TP 242538N Vol 08214 Fol 311
- Allot. 1A1, 1B, 2A, 2B, 3A, 3B Sec. 6 Parish of Willatook Vol 9753 Fol 538
- Lot 1 TP 116527Y Vol 9753 Fol 536
- Lot 2 TP 116527Y Vol 9753 Fol 536
- Allot. 3A & 3B Sec. 7 Parish of Willatook Vol 9753 Fol 537
- Allot. 3A1 Sec. 5 Parish of Willatook Vol 9753 Fol 529
- Allot. 4A & 4B Sec. 6 Parish of Willatook Vol 9753 Fol 535
- Lot 1,2,3,4,5 & 6 TP 885221G Vol 9576 Fol 235
- Lot 1 TP 116526B Vol 9753 Fol 534
- Lot 2 TP 116526B Vol 9753 Fol 534
- Lot 1 TP 116525D Vol 9753 Fol 533
- Lot 2 TP 116525D Vol 9753 Fol 533
- Allot. 3B1 & 3B2 Sec. 5 Parish of Willatook Vol 9753 Fol 528
- Lot 1 TP 116522K Vol 9753 Fol 527
- Allot. 5C Sec. 5, Parish of Willatook Vol 9753 Fol 539
- Section A Parish of Willatook Vol 9753 Fol 539
- Lot 1 TP 218500C Vol 9753 Fol 531

- Lot 1 TP 116524F Vol 9753 Fol 532
- Lot 1 TP 116523H Vol 9753 Fol 530
- Lot 1 TP 6904J Vol 10296 Fol 904
- Lot 2 TP 6904J Vol 10296 Fol 905
- Lot 1 TP 412718Q Vol 08444 Fol 792
- Lot 2 TP 412718Q Vol 08444 Fol 792
- Lot 3 TP 412718Q Vol 08444 Fol 792
- Lot 4 TP 412718Q Vol 08444 Fol 792
- Allot. 3A & 3B Sec. 17 Parish of Willatook Vol 3445 Fol 852
- Lot 1 PS 613134L Vol 08444 Fol 790
- Lot 2 PS 613134L Vol 08444 Fol 790
- Allot. 3A2 Sec. 5 Parish of Willatook
- Allot. 1A2 Sec. 6 Parish of Willatook

DETAILS OF APPLICATION TO AMEND PERMIT NO. 20060221 - HAWKESDALE WIND FARM

PURSUANT TO SECTION 97(I) OF THE *PLANNING AND ENVIRONMENT ACT 1987*;
and

UNDER SECONDARY CONSENT PURSUANT TO CONDITION 2 OF THE PERMIT;

and

PURSUANT TO OTHER PERMIT CONDITIONS

Application to amend the permit pursuant to Section 97(I) of the *Planning & Environment Act 1987*:

- Amend **Condition 2** to allow for the micro siting of turbines without the need for further consent of the Minister for Planning whilst still ensuring that the micro-siting will not give rise to a material change of environmental impact.
- Amend **Condition 3** to allow for different turbine specifications.
- Amend **Condition 5** to increase the distance from nearest turbines within which a program of voluntary landscape mitigation works are to be made available to owners of dwellings, from 1.5 to 4.0 kilometres. This amendment is required to reflect the proposed amended turbine specifications.
- Amend **Condition 9** to reflect obstacle lighting requirements associated with the new turbines.
- Amend **Conditions 21 and 22** to reflect the current New Zealand Noise Standard 6808:2010 (New Zealand Noise Standard 6808:1998 is currently shown on the permit).
- Amend **Condition 25** to allow shadow flicker to exceed 30 hours per annum at a dwelling if the relevant landowner has entered into an agreement with the wind energy facility operator for the shadow flicker to exceed 30 hours.

Application to amend the permit under Secondary Consent pursuant to Condition 2 of the permit:

- Amend the endorsed Site Plan (Ref. HDWF-DP-01-v002 dated 9 December 2011) to reflect the proposed removal of five turbines, realigned access tracks, and micro siting of turbines.
- Amend the endorsed Wind Turbine Dimensions Profile & Elevation View (Ref. HDWF-DP-020v004 dated 10 February 2012) to reflect the proposed changes to the turbine specifications.

- Amend the endorsed Roadside and Nacelle Signage Details (Ref. HDWF-DP-05-v001 dated 10 February 2012) to reflect the proposed reduction in the number of turbines, wind farm capacity, and the removal of nacelle signage.
- Amend the endorsed Wind Turbine GPS Coordinates to reflect the removal of five turbines and micro sited turbines.
- Amend the endorsed Obstacle Lighting Requirements Report (Ref. 100401-02 dated 20 September 2011) to reflect updated lighting requirements of the proposed new turbines.

Application to amend documents pursuant to other permit conditions:

- Amend the endorsed Environmental Management Plan (EMP) (Ref. 0105123RP02 Rev.3.0 dated 8 February 2012) to reflect the proposed amended Traffic Management Plan (pursuant to Condition 13 of the permit).
- Amend the endorsed Traffic Management Plan (Ref. 43315957/01/04) dated 23 December 2011) to reflect the different truck sizes and traffic generation impacts during construction as a result of the proposed new turbines (pursuant to Condition 10 of the permit).