

# Notice of Modification

## Section 96(1A) of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning, I modify the development consent referred to in Schedule 1, as set out in Schedule 2.



Chris Wilson  
Executive Director  
Major Project Assessment

Sydney, <sup>25.11.08</sup> 2008

**The consent is modified by:**

1. Replacing Schedule 1 with the following:

**SCHEDULE 1**

- APPLICANT:** Australand Corporation (NSW) Pty Ltd
- DEVELOPMENT APPLICATION:** DA95/133 lodged on 10 July 1995 and Environmental Impact Statement prepared by LFA (Aust) Pty Ltd dated June 1995
- LAND:** Lot 206 DP857030, Lot 8100 DP1082981, Lot 8032 DP1072187, Lot 9004 DP1117743, Lot 1 DP584291, Lot 2 DP109304, Lot 82 DP729172 and Lots 1 and 2 DP1022866
- PROPOSED DEVELOPMENT:** Construction of a 350 berth boatharbour/marina at South Shellharbour Beach, enhancing and enlarging a wetland at Shadforth, and the placement of acoustic barriers adjacent to a quarry road
- NOTE:**
1. This consent becomes effective from the date of notification to the Applicant; and
  2. To ascertain the date upon which the consent is liable to lapse, refer to section 95 of the Act

**SCHEDULE 2**

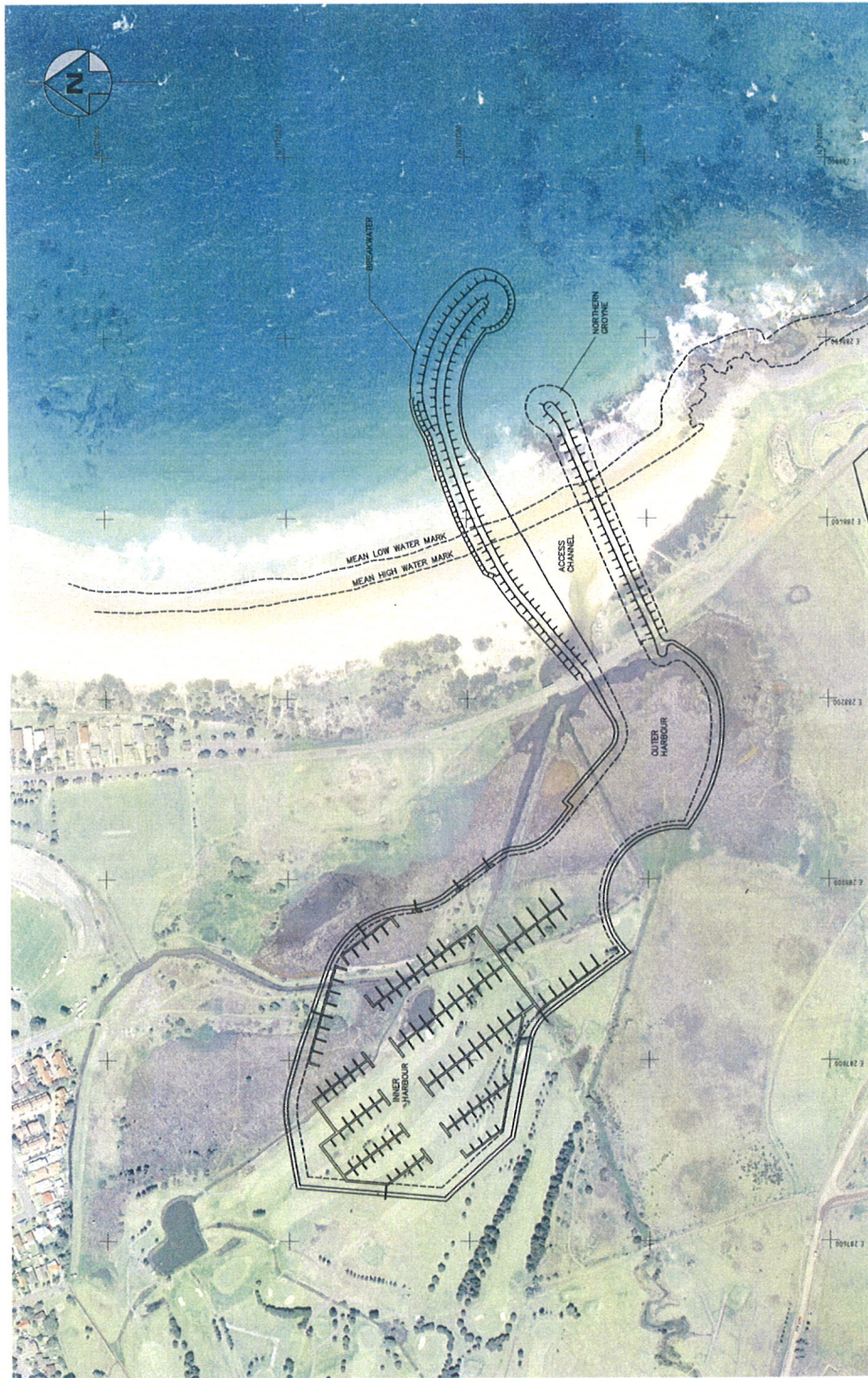
2. In condition 1, insert the following before the words "...except where conflicted by the following conditions...":
  - (f) the modification application made by Australand Corporation (NSW) Pty Ltd on 4 June 2008 with accompanying letter dated 29 May 2008,
3. In condition 1, insert the following note after the words "...except where conflicted by the following conditions...":

*Note: The general layout of the boatharbour/marina is depicted in Appendix 1.*
4. Insert the following site layout as Appendix 1 to the consent:



**Appendix 1:  
Site Layout**

**FIGURE 4.2**



**REVISIED MARINA LAYOUT**

**Patterson Britton & Partners Pty Ltd**  
consulting engineers  
JOB NO. 4717 SHELL COVE BOATHARBOUR

*Note: The development consent applies to land above the mean low water mark.*