

The Manager,  
ACM Landmark Pty. Ltd.,  
P.O. Box 627,  
CESSNOCK. 2325

Contact: Miss L.N. Tarmo  
Our Ref: D.A. 8/2001/954/1  
Your Ref: C00170B ML

Dear Sir/Madam,

**NOTICE OF DETERMINATION OF APPLICATION**

**Environmental Planning and Assessment Act, 1979 (as amended)**

Pursuant to Section 81(1)(a) of the Environmental Planning and Assessment Act, 1979 (as amended) notice is hereby given of the determination by Cessnock City Council of **Development Application Number 8/2001/954/1**, for development on the subject land as described below. The application has been determined by :-

**GRANTING OF CONSENT SUBJECT TO CONDITIONS**

as specified in SCHEDULE 1 of this Notice.

<b>Date of Determination:</b>	October 3, 2001
<b>Date from which Consent Operates:</b>	October 4, 2001
<b>Date from which Consent Lapses:</b>	April 4, 2002
<b>Description of Development:</b>	Soil Stockpile
<b>Property Description:</b>	Lot 4, D.P.586741, Mitchell Avenue, Kurri Kurri
<b>Applicant:</b>	ACM Landmark Pty. Ltd.
<b>Owner:</b>	Jukar Pty. Ltd.
<b>Building Code of Australia</b>	
<b>Building Classification:</b>	-

Your attention is directed to the provisions of Section 95 of the Environmental Planning and Assessment Act, 1979 (as amended). Should the development not be substantially commenced within five years of the date of determination of this approval, the approval will lapse and a further application will be required.

Should you consider any conditions of consent unreasonable or inappropriate you may apply to have them reviewed. Council provides an internal review process to consider objections to conditions of development approval. An application pursuant to Section 96 of the Environmental Planning & Assessment Act, 1979 (as amended) must be made accompanied by the prescribed fee in accordance with Council's current fees and charges. Applicants who are not satisfied with the results of an internal review may seek to have their conditions of consent reviewed by Councils **Planning Review Committee**.

If you are dissatisfied with this decision, Section 97 of the Environmental Planning and Assessment Act, 1979 (as amended) gives you the right of appeal to the Land and Environment Court within twelve (12) months from the date of determination.

### **SCHEDULE 1**

#### **Conditions of Approval**

1. The proposed development shall be carried out in accordance with the Plans and Specifications submitted with the application and endorsed by Council, except as modified by these conditions.

**Reason**

*To confirm and clarify the terms of Councils approval.*

If you have any further enquiries regarding this approval, please contact Council's Corporate & Regulatory Services Department on (02) 4993 4300.

Yours faithfully,



L.N. TARMO,  
For CESSNOCK CITY COUNCIL

October 4, 2001  
5-3.jp