

## NOTICE OF MODIFICATION TO DETERMINATION OF A DEVELOPMENT APPLICATION

Issued under Clause 122 of the *Environmental Planning and Assessment Regulation 2000*.

<b>Application No.</b>	<b>DA-174/2020/A</b>
<b>Applicant</b>	Mrs Laurel McInnes
<b>Land to be developed</b>	Lot 4 DP 1043357 31 Defraignes Lane, INVERELL 2360
<b>Approved development</b>	Storage Container and Awnings
<b>Determination</b>	The determination is amended in accordance with Section 4.55 of the <i>Environmental Planning and Assessment Act 1979</i> .
<b>Original date of determination</b>	9 December 2020
<b>Modification determination date</b>	7 June 2021
<b>Consent will lapse on</b>	9 December 2025 Unless the work or use to which this consent relates has lawfully commenced on-site in accordance with Section 4.53 of <i>Environmental Planning and Assessment Act 1979</i> .

### CONDITIONS OF CONSENT

1. Inverell Shire Council issues its consent, subject to conditions stated hereunder, in accordance with Section 4.17 of the *Environmental Planning and Assessment Act 1979*.

Consent is granted for the installation of a storage container to be used for private storage associated with the residential dwelling.

Modified consent (DA-174/2020/A) is granted for the construction of two (2) awnings attached to the storage container.

To confirm and clarify the terms of consent, the development must be carried out in accordance with the stamped and approved plans and accompanying documentation, unless modified by any following condition. Any deviation will require the consent of Council.

2. The applicant must comply with all relevant prescribed conditions as contained in Division 8A of the *Environmental Planning & Assessment Regulation 2000* (as detailed at the end of this consent).
3. The storage container and awnings must not redirect the flow of any surface water or cause sediment to be transported, in manner which impacts an adjoining property.

### REASONS FOR CONDITIONS

The above conditions have been imposed:

1. To ensure compliance with the terms of the applicable environmental planning instruments.

2. Having regard to Council's duties of consideration under Section 4.15 of the *Environmental Planning and Assessment Act 1979*, as well as Section 4.17 which authorizes the imposing of the consent conditions.
3. Having regard to the circumstances of the case and the public interest.

#### **RIGHT OF APPEAL**

If you are dissatisfied with this decision, Division 8.3 of the *Environmental Planning and Assessment Act 1979* gives you the right to appeal to the Land and Environment Court within 6 months after the date on which you receive this notice. You are also advised that Division 8.2 of the *Environmental Planning and Assessment Act 1979* provides that you may apply to Council for a review of this decision subject to the limitations contained in that section and payment of the prescribed fee.

On behalf of Inverell Shire Council



**CHRIS FALEY**  
**DEVELOPMENT SERVICES COORDINATOR**