



PLANNING PERMIT

FORM 4 Section 63 & 86

PERMIT NUMBER:	77/2019/P
RESPONSIBLE AUTHORITY:	Frankston City Council
PLANNING SCHEME:	Frankston Planning Scheme
ADDRESS OF THE LAND:	16 Sonia Street, Carrum Downs 3201
THE PERMIT ALLOWS:	To use the land for materials recycling (E-waste)

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

Amended Plans

1. Before the development starts, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must be substantially in accordance with the plans submitted with the application) but modified to show:-
 - a) The Environmental Protection Authority requirements of Conditions 7 and 14.
 - b) A disabled car space located near the entrance to the office to be compliant with the AS2890.5; which may result in the loss of one car space.

No Alteration or Changes

2. The use as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority.
3. Once the use has commenced it must be continued to the satisfaction of the Responsible Authority.

Environment Protection Authority

4. The permit holder must ensure that nuisance dust and/or nuisance airborne particles are not discharged or emitted beyond the boundaries of the premises.
5. All development and use of the premises involving the emission of dust and other air quality indicators must comply with the State Environment Protection Policy (Air Quality Management).
6. There must be no emissions of noise and/or vibrations from the premises which are detrimental to either of the following:
 - a) the environment in the area around the premises; and
 - b) the wellbeing of persons and/or their property in the area around the premises.
7. Pollution control devices including bunds and cut-off drains must be installed around the boundary of the operational areas to prevent contaminated run-off entering into a waterway or stormwater system.
8. Prescribed industrial wastes, including asbestos, as defined by the Environment Protection Authority (Industrial Waste resource) Regulations 2009, must not be accepted at the premises.

Date Issued: **13 June 2019**

Signature for the
Responsible Authority



PLANNING PERMIT

PERMIT NUMBER: 77/2019/P

Conditions Continued –

9. Equipment, components, plastic fractions, or metal, from reprocessing, which may emit hazardous substances into the environment, must be stored under cover or in a way that avoids exposure to the weather and emissions to the environment.
10. Surface water discharge from the premises must not be contaminated with waste.
11. No litter is to be deposited beyond the boundaries of the premises.
12. No wastes shall be burnt at the premises.
13. No sorting or separating activity is to occur outside of the building.
14. A secondary containment system must be provided for liquids which if spilt are likely to cause pollution or pose an environmental hazard, in accordance with the EPA Publication 1698 Liquid Storage and Handling Guidelines 2018 or as amended.
15. All vehicles delivering and removing materials from the premises must have fully secured and contained loads so that no wastes are spilled.

Operation Details

16. The use hereby permitted may operate only between the hours of 7.00am – 5.00pm on Mondays to Fridays, unless stated otherwise with the written permission of the Responsible Authority.
17. A maximum of seven (7) are permitted on the premises at any one times, unless stated otherwise with the written permission of the Responsible Authority.

Loading/Unloading

18. The loading and unloading of goods from vehicles must only be carried out on the land. (within the designated loading bays and must not disrupt the circulation and parking of vehicles on the land).

Amenity

19. The amenity of the area must not be detrimentally affected by the development and/or use through the:-
 - a) Transport of materials, goods or commodities to or from the land;
 - b) Appearance of any building, works or materials;
 - c) Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil;
 - d) Presence of vermin;
 - e) Others as appropriate; or
 - f) In any other way.

Permit Expiry

20. This permit will expire if one of the following circumstances applies:
 - The use is not commenced within two (2) years from the date of this permit.
 - The use ceases to continue for a period of two (2) years

In accordance with Section 69 of the Planning and Environment Act 1987, an application may be submitted to the Responsible Authority for an extension of the periods referred to in this condition.

Date Issued: 13 June 2019

**Signature for the
Responsible Authority**



PLANNING PERMIT

PERMIT NUMBER: 77/2019/P

Conditions Continued –

Note

- A. A non-refundable Asset Protection Permit is required from Council's Infrastructure Department prior to the commencement of works.
- B. Water Sensitive Urban Design principles (WSUD) are to be incorporated into the drainage design which may include but not be limited to the following components or combination thereof:
- On-site stormwater detention and rainwater tanks
 - Soil percolation
 - Stormwater – harvesting and re-use of stormwater for garden watering, toilet flushing, etc
 - On-site 'bio-treatment' to reduce dissolved contaminants and suspended solids.
- C. This permit only relates to the use and/or development of the land and does not comprise an approval for the erection of any advertising signs. The location and details of any advertising signs to be erected on the land may be the subject of a separate application.
- D. Any request for a variation / amendment of this Permit or any condition must be lodged with the relevant fee.
- E. Any request for time extension of this Permit shall be lodged with the relevant administration fee at the time the request is made. Pursuant to Section 69 of the Planning and Environment Act 1987 the Responsible Authority may extend the periods referred to if a request is made in writing within the following prescribed timeframes:
- a. Before or within 6 months after the permit expiry date, where the use or development allowed by the permit has not yet started;
 - b. Within 12 months after the permit expiry date, where the development allowed by the permit has lawfully started before the permit expires.

If a request is made out of time, the Responsible Authority cannot consider the request and the permit holder will not be able to apply to VCAT for a review of the matter.

F Environmental Protection Authority Notes:

The permit operator (occupier) must comply with the Waste Management Policy (Combustible Recyclable and Waste Materials), as published in Government Gazette No. S397 on 28 August 2018 to ensure that combustible and recyclable waste materials are managed and stored in a manner that minimises the risks of harm to human health and environment. Non-compliance with this policy could lead to sanctions under the Environment Protection Act 1970.

This permit is not an EPA works approval for licence. Before the use and development authorised under this permit starts, the permit holder must meet any obligations or duties that arise under the Environment Protection Act 1970. This may include obtaining a works approval and licence.

Date Issued: **13 June 2019**

Signature for the
Responsible Authority

IMPORTANT INFORMATION ABOUT THIS PERMIT

WHAT HAS BEEN DECIDED?

The Responsible Authority has issued a permit.

(Note: This is not a permit granted under Division 5 or 6 of Part 4 of the **Planning and Environment Act 1987**.)

CAN THE RESPONSIBLE AUTHORITY AMEND THIS PERMIT?

The Responsible Authority may amend this permit under Division 1A of Part 4 of the **Planning and Environment Act 1987**.

WHEN DOES A PERMIT BEGIN?

A permit operates:

- from the date specified in the permit, or
- if no date is specified, from:
 - (i) the date of the decision of the Victorian Civil & Administrative Tribunal, if the permit was issued at the direction of the Tribunal, or
 - (ii) the date on which it was issued, in any other case.

WHEN DOES A PERMIT EXPIRE?

1. A permit for the development of land expires if -
 - the development or any stage of it does not start within the time specified in the permit, or
 - the development requires the certification of a plan of subdivision or consolidation under the **Subdivision Act 1988** and the plan is not certified within two years of the issue of the permit, unless the permit contains a different provision; or
 - the development or any stage is not completed within the time specified in the permit, or if no time is specified, within two years after the issue of the permit or in the case of a subdivision or consolidation within 5 years of the certification of the plan or subdivision or consolidation under the **Subdivision Act 1988**.
2. A permit for the use of land expires if -
 - the use does not start within the time specified in the permit, or if no time is specified, within two years after the issue of the permit, or
 - the use is discontinued for a period of two years.
3. A permit for the development and use of land expires if -
 - the development or any stage of it does not start within the time specified in the permit; or
 - the development or any stage of it is not completed within the time specified in the permit, or if no time is specified, within two years after the issue of the permit; or
 - the use does not start within the time specified in the permit, or, if no time is specified, within two years after the completion of the development, or
 - the use is discontinued for a period of two years.
4. If a permit for the use of land or the development and use of land or relating to any of the circumstances mentioned in Section 6A(2) of the **Planning and Environment Act 1987**, or to any combination of use, development or any of those circumstances requires the certification of a plan under the **Subdivision Act 1988**, unless the permit contains a different provision -
 - the use or development of any stage is to be taken to have started when the plan is certified; and
 - the permit expires if the plan is not certified within two years of the issue of the permit.
5. The expiry of a permit does not affect the validity of anything done under the permit before the expiry.

WHAT ABOUT APPEALS?

- The person who applied for the permit may apply for a review of any condition in the permit unless it was granted at the direction of the Victorian Civil & Administrative Tribunal, in which case no right of review exists.
- An application for review must be lodged within 60 days after the permit was issued, unless a notice of decision to grant a permit has been issued previously, in which case the application for review must be lodged within 60 days after the giving of that notice.
- An application for review is lodged with the Victorian Civil & Administrative Tribunal.
- An application for review must be made on an Application for Review form which can be obtained from the Victorian Civil & Administrative Tribunal, and be accompanied by the applicable fee.
- An application for review must state the grounds upon which it is based.
- An application for review must also be served on the Responsible Authority.
- Details about applications for review and the fees payable can be obtained from the Victorian Civil & Administrative Tribunal.

Application for review forms and guides are available at www.vcat.vic.gov.au, Ground Floor 55 King Street Melbourne or by contacting VCAT customer service on (03) 9628-9777.

(LAST PAGE OF PERMIT)