

Application for | Planning Scheme Amendment

Prior to lodging this application, it is advised that applicant/s arrange an appointment to discuss the proposal with Council's Strategic Planning Department. This provides the opportunity to clarify the proposal, the process and any risks that may be involved, and to advise what the requirements for lodgement are.

If you have spoken to a Council Officer, please provide their name:

Olusegun Yussuff

Type of Amendment:

Select all that apply.

☐ Change to **Maps**

☐ Change to **Ordinance**
written part of the Scheme

☐ Change to **Urban Growth Boundary**

Is this a combined application (s43A)?

A combined application is where there is an application for a development/use, including subdivision, and a Planning Scheme Amendment to be considered at the same time under section 43A the former provisions of LUPAA.

☐ Yes*

☐ No

*If yes, see requirements on page 3

Description of proposed amendment:

Provide details of all proposed changes to zoning and Planning Scheme provisions. If there is not enough writing space, please provide an additional page with the application.

Insertion of a Site Specific Qualification and retrospective approval for the Bruny Island House of Whisky.

Subject Site/s:

If the proposal includes more than one site, details for all must be included.

Address: 360 Lenon Road

Suburb/Town: Bruny Island

Postcode: 7150

Certificate of Title No: 25139/1

Owner/s:

As per the current Certificate/s of Title.

Nicholas McGrath

Applicant:

If the applicant is not the owner or sole owner of the land, written consent of the owner/s must be provided by completing the form provided on pages 4-6.

Name: e3planning OBO Bruny Island House of Whisky

Email*: evan@e3planning.com.au

Address: PO Box 58

Suburb/Town: South Hobart

Postcode: 7004

Phone: 0438376840



*CONSENT TO EMAIL ONLY

In accordance with the Electronic Transactions Act 2000, I consent to information relating to this application being given by electronic communication ONLY to the nominated email address above.

NOTE: If consent is not provided, all correspondence will be sent via email (where provided) **and** post by default.

Please Tick ✓

DECLARATION Please read this page carefully, then sign and date at the bottom once complete.

■ Restrictions, Easements or Covenants

I have read the Certificate of Title and the Schedule of Easements for the subject site and am satisfied that this application is not prevented by any restrictions, easements or covenants.

■ Access to Subject Site by Council Officers

I give permission, as or on behalf of the Owner, for Council Officers to enter the subject site for the purpose of assessment of this application.

■ Copyright of Application and Materials

I declare that I have obtained all copy licenses and permissions from the copyright owner for the publication, communication, and reproduction of this application and any and all materials provided with or as part of the application for the purposes of managing, assessing, advising on and determining the application.

In direct reference to this application and any and all information, reports, plans and materials provided with or as part of the application, I authorise the Council to:

- Make these documents available in electronic format on the Council's website and in hard copy at the Council's office;
- Make copies of these documents which are, in the Council's opinion, necessary to facilitate consideration of the application; and
- Publish and reproduce these documents in Council Meeting agendas for representatives, referral agencies and other persons interested in the application.

I indemnify the Council for any claim or action taken against them for breach of copyright in respect of this application and any and all information, reports, plans and materials provided with or as part of the application.

■ Consent of Owner/s

In accordance with Section 33(2A) of the former provisions of LUPAA and where applicable, I declare that the written consent of the Owner/s to the making of this application is provided below and attached by way of a completed Form No. 1, as manifested by the Tasmanian Planning Commission and provided on pages 4-6 of this application.

■ I declare that the information provided in this application is true and correct.

Applicant's Signature:

[Redacted Signature]

Date:

07/05/2025

If the Applicant is NOT the Owner:

Owner's Signature:

[Redacted Signature]

Date:

[Redacted Date]



OWNER CONSENTS TO EMAIL ONLY CORRESPONDENCE as outlined for the Applicant on page 1 of this application

Email address:

[Redacted Email Address]

Electronic applications are encouraged – please email to development@kingborough.tas.gov.au

Please see the following 'Requirements for Submitting this Application'

Privacy Statement

The completion of this form may require the disclosure of personal information. The intended recipients of this information are officers of the Kingborough Council to advance the purposes of this form and to carry out Council business. The *Personal Information Protection Act 2004* and Council's Privacy Policy regulate the use of this information, which will not be disclosed to any other party, except with your permission or if required or authorised by law. You may make application to access or amend personal information held by Council by contacting Customer Service. Should you not provide the information sought, Council will not be able to process this form.

Requirements for Submitting this Application | *Planning Scheme Amendment*

Please ensure that you have provided all necessary information outlined below. Further information to allow assessment of your application may be requested following its initial assessment after lodgement.

✓ DOCUMENT

Description of Requirement/s

☐ Application Form/s

Must be completed with correct address and contact details, an accurate description of the proposal, and signed and dated by the Applicant and Owner (where the Applicant is not the Owner).

For combined applications under s43A, one of the following forms must also be submitted:

- ☐ [Application for Planning Permit for Development/Use](#)
 - ☐ [Application for Planning Permit for Subdivision/Boundary Adjustment](#)
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☐ Form No. 1

See pages 4-6

If applicable, must be completed with correct details and signed by all Owners.

☐ Certificate of Title

*Titles can be obtained online at
www.thelist.tas.gov.au*

Must be current edition and contain:

- ☐ Folio Text
 - ☐ Folio Plan
 - ☐ Any of the following that are applicable to the subject site/s;
 - Schedule of Easements
 - Agreements pursuant to section 71 or section 78 of LUPAA
Commonly referred to by Council as 'Part 5 Agreements'
 - Council Notifications
 - Conditions of Transfer
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☐ Written Submission

Must include:

- ☐ The extent of, and strategic justification for, the amendment. Must include strategic alignment with, but not limited to, the:
 - State Policies
 - Southern Tasmania Regional Land Use Strategy
 - Kingborough Land Use Strategy
 - Kingborough Council's Strategic Plan
 - ☐ Statutory compliance under section 32 of the former provisions of LUPAA and Schedule 1 of the objectives of LUPAA
 - ☐ Consideration of the relevant provisions of the Scheme
e.g. Part A 'Purpose and Objectives'; purpose and objectives of zones and codes affected; standards of zones and codes affected.
 - ☐ Impact of the proposal
e.g. Impacts on infrastructure, roads and services; compatibility with the surrounding zoning and uses; environmental considerations including but not limited to those that relate to biodiversity, flooding, bushfire, etc.
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