

1. (New) Before the amended use starts, amended plans must be submitted to and approved by the Responsible Authority in a digital format. 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 be generally in accordance with the plans submitted with the application but modified to show:

- a) *Deletion of the outdoor seating area in the front setback from the 'Red Line Plan'*

All of the above must be to the satisfaction of the Responsible Authority. Once approved these plans become the endorsed plans of this permit

2. (Previously #1) The layout of the site and the size, design and location of the buildings and works permitted must always accord with the endorsed plan and must not be altered or modified without the further written consent of the Responsible Authority.

3. (Previously #2) Once the use is commenced it must only be used for the above purpose, to the satisfaction of the Responsible Authority.

4. (Previously #3) Goods must not be stored or left exposed outside the building so as to be visible from any public road or thoroughfare.

5. (Previously #4) The development and use of the site shall not cause nuisance or be detrimental to the amenity of the neighbourhood by the emission of noise. In this regard the emission of noise shall comply with the provision of the Environment Protection Act 1970 (as amended) and the policies of the Environment Protection Authority.

6. (Previously #5 & Amended) Unless with the prior written consent of the Responsible Authority, the use of the land may only operate between the hours of:

- Monday– 6am – 8pm.
- Tuesday to Saturday – 6am – 10pm.
- Sunday – 8am- 8pm.
- ANZAC Day and Good Friday – 12 midday to 10pm.

7. (Previously #6 & Amended) Not more than 50 (dine-in) patrons are permitted on the premises at any one time.

8. (New) Unless with the prior written consent of the Responsible Authority, the use of the land for the sale and consumption of liquor hereby permitted may only operate between the following hours:

- *Monday– 6am – 8pm.*
- *Tuesday to Saturday – 6am – 10pm.*
- *Sunday – 8am- 8pm.*
- *ANZAC Day and Good Friday – 12 midday to 10pm.*

9. (New) No sale of packaged liquor for consumption off the premises is permitted.

10. (New) The sale and consumption of liquor in association with the use of the land must accord with the endorsed red line plan and must not be altered or modified without the further written consent of the Responsible Authority.

11. (New) The amenity of the area must not be detrimentally affected by the sale and consumption of liquor as hereby permitted to the satisfaction of the Responsible Authority.

12. (New) The licensee must not cause or permit undue detriment to the amenity of the area to arise out of or in connection with the use of the premises to which the license relates during or immediately after the trading hours authorised under the permit to the satisfaction of the Responsible Authority.

13. (New) Patrons must only enter and exit the premises via Whitehorse Road.
14. (New) Unless with the prior written consent of the Responsible Authority, vehicle deliveries are only permitted to occur in accordance with the hours of operation specified within the Planning Permit.
15. (Previously #7) This permit will expire if one of the following circumstances applies:
 - a) the development is not commenced within two (2) years from the date of issue of this permit;
 - b) the development is not completed within four (4) years from the date of this permit.
 - c) The use is not commenced within 6 months of the completion of the development.

The Responsible Authority may extend the periods referred to if a request is made in writing pursuant to the provisions of Section 69 of the *Planning and Environment Act 1987*.

Signage

16. (Previously #8) The location and details of the signage shown on the endorsed plans shall not be altered without the written consent of the Responsible Authority.
17. (Previously #9) The signage shall be located so that is wholly within the boundary of the land.
18. (Previously #10) The signage shall not contain any flashing light.
19. (Previously #11) No bunting, streamers or festooning shall be displayed.
20. (Previously #12) The signage shall only contain an advertisement which provides or supplies information relating to the business conducted on the abovementioned land.
21. (Previously #13) The business identification signage shall be constructed and maintained to the satisfaction of Responsible Authority. Any sign in a state of disrepair shall, at the direction of the Responsible Authority, be removed from the site.
22. (Previously #14) This permit for signage expires fifteen years after the date it is issued.