

5 July 2021



Michele Matthews  
C/- Maccormick & Associates Architects 13 Victoria Street  
QUEENS PARK NSW 2022

Dear Sir/Madam

**Application Number:** Mod2021/0321  
**Address:** Lot 1 DP 121833 , 13 A Ocean Road, PALM BEACH NSW 2108  
**Proposed Development:** Modification of Development Consent DA2019/0619 granted for construction of a swimming pool and inclinator with associated landscaping

Please find attached the Notice of Determination for the above mentioned Application.

Please be advised that a copy of the Assessment Report associated with the application is available on Council's website at [www.northernbeaches.nsw.gov.au](http://www.northernbeaches.nsw.gov.au)

Please read your Notice of Determination carefully and the assessment report in the first instance.

If you have any further questions regarding this matter please contact the undersigned on 1300 434 434 or via email quoting the application number, address and description of works to [council@northernbeaches.nsw.gov.au](mailto:council@northernbeaches.nsw.gov.au)

Regards,



Jordan Davies  
**Planner**

## NOTICE OF DETERMINATION

<b>Application Number:</b>	Mod2021/0321
<b>Determination Type:</b>	Modification of Development Consent

### APPLICATION DETAILS

<b>Applicant:</b>	Michele Matthews
<b>Land to be developed (Address):</b>	Lot 1 DP 121833 , 13 A Ocean Road PALM BEACH NSW 2108
<b>Proposed Development:</b>	Modification of Development Consent DA2019/0619 granted for construction of a swimming pool and inclinor with associated landscaping

### DETERMINATION - APPROVED

<b>Made on (Date)</b>	05/07/2021
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The request to modify the above-mentioned Development Consent has been approved as follows:

#### **A. Add Condition No.1A - Modification of Consent - Approved Plans and supporting Documentation to read as follows:**

The development must be carried out in compliance (except as amended by any other condition of consent) with the following:

##### a) Modification Approved Plans

<b>Architectural Plans - Endorsed with Council's stamp</b>		
<b>Drawing No.</b>	<b>Dated</b>	<b>Prepared By</b>
DA00.01 Rev D	28/05/2021	McCormick and Associates
DA01.01 Rev D	28/05/2021	McCormick and Associates
DA02.02 Rev F	2/07/2021	McCormick and Associates
DA02.03 Rev B	28/05/2021	McCormick and Associates
DA03.01 Rev D	28/05/2021	McCormick and Associates
DA03.02 Rev E	28/05/2021	McCormick and Associates
DA03.03 Rev E	28/05/2021	McCormick and Associates
DA04.01 Rev E	28/05/2021	McCormick and Associates
DA04.02 Rev E	28/05/2021	McCormick and Associates
DA04.03 Rev D	28/05/2021	McCormick and Associates

<b>Reports / Documentation – All recommendations and requirements contained within:</b>		
<b>Report No. / Page No. / Section No.</b>	<b>Dated</b>	<b>Prepared By</b>

c) Any plans and / or documentation submitted to satisfy the Deferred Commencement Conditions of this consent as approved in writing by Council.

d) Any plans and / or documentation submitted to satisfy the Conditions of this consent.

Reason: To ensure the work is carried out in accordance with the determination of Council and approved plans.

**B. Add Condition - Location of pool fence - Prior to the issue of a construction certificate to read as follows:**

All pool fencing is to be located entirely within the subject property boundary.

Reason: To ensure the pool fencing does not sit with adjoining properties and can provide fencing in accordance with AS1926.

**Important Information**

This letter should therefore be read in conjunction with DA2019/0617 dated 10 October 2019 and MOD2020/0146 dated 1 June 2020.

Please note that on site works cannot proceed unless a Construction Certificate application for the modified proposal has been lodged with and approved by Council or an accredited certifier, and relevant conditions of the Development Application have been carried out.

**Right to Review by the Council**

You may request Council to review this determination of the application under Division 8.2 of the Environmental Planning & Assessment Act 1979. Any Division 8.2 Review of Determination application should be submitted to Council within 3 months of this determination, to enable the assessment and determination of the application within the 6 month timeframe.

**Right of Appeal**

Section 8.10 of the Environmental Planning and Assessment Act confers on an applicant who is not satisfied with the determination of the Consent Authority a right of appeal to the Land and Environment Court within 6 months of determination.

*NOTE: A fee will apply for any request to review the determination.*

**Signed**

On behalf of the Consent Authority



Name

Jordan Davies, Planner

Date 05/07/2021