

# NORTHERN BEACHES COUNCIL

19 July 2016



Warringah Council , Warringah Council  
725 Pittwater Road  
DEE WHY NSW 2099

Dear Sir/Madam

**Application Number:** Mod2016/0172  
**Address:** Lot 1 DP 1193308 , 40 Kingsway, DEE WHY NSW 2099  
Part Lot 100 DP 1041823 , 725 Pittwater Road, DEE WHY NSW 2099  
**Proposed Development:** Modification of Development Consent DA2014/0344 granted for  
Demolition of existing car parking and construction of a Multi-  
Purpose Community facility (Police and Citizens Youth Club)  
including car parking, landscaping and signage

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 eServices website at [www.warringah.nsw.gov.au](http://www.warringah.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 (02) 9942 2111 or via email quoting the application number, address and description of works to [council@warringah.nsw.gov.au](mailto:council@warringah.nsw.gov.au)

Regards,

Mitchell Drake  
**Planner**

## NOTICE OF DETERMINATION

<b>Application Number:</b>	Mod2016/0172
<b>Determination Type:</b>	Modification of Development Consent

### APPLICATION DETAILS

<b>Applicant:</b>	Warringah Council Warringah Council
<b>Land to be developed (Address):</b>	Lot 1 DP 1193308 , 40 Kingsway DEE WHY NSW 2099 Part Lot 100 DP 1041823 , 725 Pittwater Road DEE WHY NSW 2099
<b>Proposed Development:</b>	Modification of Development Consent DA2014/0344 granted for Demolition of existing car parking and construction of a Multi-Purpose Community facility (Police and Citizens Youth Club) including car parking, landscaping and signage

### DETERMINATION - APPROVED

<b>Made on (Date)</b>	19/07/2016
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The request to modify the above-mentioned Development Consent has been approved as follows:

#### **B. Modify Condition 54 Trial Hours of Operation, to read as follows:**

##### **54. Trial Hours of Operation**

The hours of operation of the facility are to be subject to a two year trial from the date of commencement of operation of the facility. The trial hours of operation are to be restricted to:

##### **PCYC Facility**

6am to 10pm	Monday to Thursday
6am to 12 midnight	Friday to Saturday
7am to 10pm	Sundays and Public Holidays

##### **Car park**

5.30am to 12.30am	Monday to Thursday
5.30am to 12.30am	Friday to Saturday
6.30am to 12.30am	Sundays and Public Holidays

During the trial period a Complaints Register should be kept by Council and at the end of the two year trial Council should conduct a review of the level of compliance with the Final Operational Plan of Management.

At the end of the two year trial period, an application may be lodged to continue the hours of

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operation on a permanent basis. Council's consideration of whether the hours of operation should be made permanent should be based on, among other things, the performance of the operator in relation to the compliance with development consent conditions, any substantiated complaints received, submissions received following notification of the review and any views expressed by the Police.

**Reason:** To ensure that amenity of the surrounding locality is maintained. (DACPLG08)

## Important Information

This letter should therefore be read in conjunction with DA2014/0344 Dated: 6 August 2014.

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.

Section 97AA 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.

## Right to Review by the Council

You may request the Council to review the determination of the application under Section 96AB of the Environmental Planning and Assessment Act 1979. Any request to review the application must be lodged and determined within 28 days after the date of the determination shown on this notice.

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

**Signed**                      On behalf of the Consent Authority

Signature                      \_\_\_\_\_

Name                          Mitchell Drake, Planner

Date                            19/07/2016