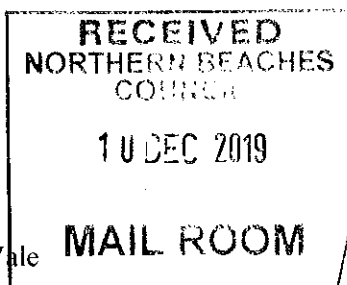
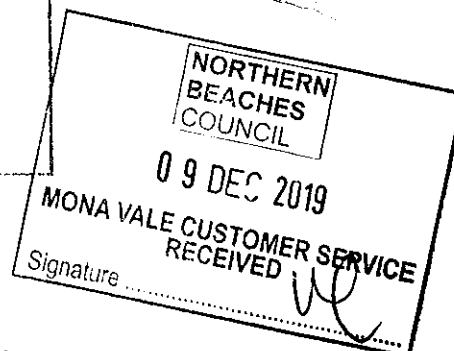


To Claire Ryan
Council Officer/Planner
Northern Beaches Council



Mod2019/0547 - D/A 2019/0123.
Address 80-82 Mona Vale Road, Mona Vale



9th December 2019

**We object to the market in any form, it doesn't fit the site.
No other markets open before 9:00 am on Sundays.**

I am shocked how a lengthy 18-month trial period can be overturned. I sat in front of the panel back in June and clearly the times were set for 8.30 until 12.30 and the other party agreed. Now seeking to change to suit only the greedy promotor and the Club. Suppose the market people are not making any money as first his fees for a stall is so high thinking the earlier hour will make a difference. But this will cause even more problems to the neighbourhood. There has never been any consideration for the surrounding neighbours, only their interest in making money.

This market has interfered with the repose and comfort of nearby residents.

The councils own Environmental Health Referral Response.

"Officer comments

General Comments

Environmental Health has been asked to review previous recommendation provided for this modification with regard to noise. Since the recommendation was made on 21 November 2019, more concerns have been raised about noise issues associated with the current operations (bump-in from 07:00 and trading from 08:30). The most relevant guidelines, Noise Policy for Industry and Protection of Environmental Operations (Noise Control) Regulation 2017 do not permit vehicle noise: (i) before 8 am or after 8 pm on any Saturday, Sunday or public holiday, or (ii) before 7 am or after 8 pm on any other day. Further investigation into noise found that, in fact, **the current 'bump-in' from 07:00 has allegedly interfered with the repose and comfort of nearby residents.** In considering absolute noise reduction conditions on operations, that both reflect guidelines and are practical, we find a conflict between the actions of vehicles and workers arriving, unloading materials and setting up and the associated noise being audible from habitable rooms before 08:00. Therefore, Environmental Health is recommending refusal. **Recommendation REFUSAL - the proposal is unacceptable"**

Our property faces directly opposite the markets just, metres away. In these 3 months I have never had any peace on a Sunday. Council approving this on grounds there has never been noise complaints. Not true. I have made 14 complaints to Council with each ref number which I have for proof. I have also written to the General Manager several times about the problems I am facing every Sunday.

Each Sunday I am woken up before 6:00 am. by honking horns from the parade of trucks on Jubilee Avenue and then doing 3-point turns and going up Foley Lane then turning around beeping and shouting at one another.

When the markets start we have people here at 8.00 surrounding the whole of my property with cars and banging of car doors. The nature strip has now become a parking lot. The nature strip will no longer be a nature strip. It is becoming a dirt track. We even had a water main burst because of the heavy traffic. Remember this is a nature strip not a parking lot. Then I have the problem of cars parked in my driveway constantly, one time I was locked in for 2 hours and could not get out of my own home. My tenants driveways are constantly blocked. Then comes all the noise from the people banging their car doors chatting and yelling at their kids and dogs barking. This is what I have to look forward to every Sunday. What about the intersection of Foley Jubilee and Warriewood Road, people crossing the road no sidewalks no pedestrian walkway. Have council ever followed the traffic control at this intersection? No this is not followed with their traffic control assessment requirements. Why has council allowed this to happen, suppose we must wait until someone is killed.

The RSL and the market organiser are with-holding parking and forcing market customers to park on our streets and in the bus stops. The entire upper level of the Northern Parking garage 49 parking spaces is closed, and the entire western parking area 55 parking spaces is blocked from access.

The parking problem in the bus stop is so bad that it has prompted the State Transit Authority to complain to council and make a submission to this application.

The council thinks sending rangers to book people is solving the problem, its not because the rangers are only here for 10 percent of the time. For every illegally parked car the ranger's book there are 10 others that don't get booked.

Just one incident when the water pipe burst on the nature strip due to cars parked there every Sunday I tried to go over at the Markets and speak to the manager. I believe his son came out and when I asked him who was in charge he just walked away. Then I tried to talk to one with a yellow coat and told him the water pipe had burst not to park there and he just walked away and said that the manager was overseas. I asked his name and he said I will not tell you my name. Who does one make a complaint to.

People who come to these markets will park anywhere and everywhere because of the lack of parking. The bus stop is always occupied with cars. The poor bus drivers have to park their buses in the middle of the street which is very dangerous. I witnessed not long ago 2 little old ladies had to go in the middle of the street to be picked up by the bus because of the cars parked there. The buses have made complaints to the Council and the Councils response is yes the rangers are there. How poor is this. Council, you have created a huge problem so is this the lazy way to fix it I don't think so. The Rangers are only there when they are called and only come for 2 minutes to book whoever there and leave and then the next lot of cars come. Even when you tell these people these people not to park in your driveway they get very rude and tell me there is no parking. This is what I have to put up with. You can see how this trail period has failed.

You have destroyed my quality of life (THIS INTERFERES WITH OUR REST AND REPOSE AT OUR HOME AND HAS DESTROYED THE ENJOYMENT OF OUR HOME) with this ridiculous market in a parking lot with dogs running around. Do you ever think when dogs do a poo it has to be picked up and then the owner handles the market food? Not hygienic. How again are these people allowed dogs in a market with food. Give these market stall holders a break and go somewhere else away from neighbours and where there is parking AWAY FROM NEIGHBOURS.

We even have a market butcher blocking traffic unloading supplies in the middle of the street at 11:00 am last Sunday.

If any modification should be allowed it should be to force a new starting time for setting up from 8:00 am not the current 7:00am which is in violation of Noise Policy.

"Noise Policy for Industry and Protection of Environmental Operations (Noise Control) Regulation 2017 do not permit vehicle noise: (i) before 8 am or after 8 pm on any Saturday, Sunday or public holiday."

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Valerie Jensen
185 Warriewood Road

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