

23 October 2024
Our Ref: 220643.01

Marilyn Anzecchini
Pilu at Freshwater
80 Undercliff Road
Freshwater, NSW 2096
marilyn@pilu.com.au
Dear Marilyn,

**REVISED REVIEW OF ACCESSIBILITY MATTERS
PILU RESTAURANT, 80 UNDERCLIFF ROAD, FRESHWATER NSW**

I refer to our accessibility review letter dated 11 July 2024, and request Council's consideration of a revised assessment in respect to the external pathway within the public domain located adjacent to northern boundary of the subject premises. It is our understanding that the provision of works to the Council asset is not considered an appropriate or necessary recommendation to achieve suitable accessibility with the premises.

The report from Jensen Hughes Reference 118690 Rev 1 dated 08 December 2023 proposed:

The provision of handrails and tactiles should Council require it. The proposed works will ensure a compliant walkway in accordance with AS1428.1.

It is our position that the handrail works to the public domain are unnecessary to address obligations for suitable accessibility pursuant to the Disabilities (Access to Premises – Building) Standard 2010 or the current edition of the Building Code of Australia. The Access Code limits the provision of an accessible "accessway" from the property boundary.

In this instant the public walkway, whilst not achieving strict compliance provisions within AS1428.1 in respect to cross falls does provide a functional means to gain access to the property boundary from the public domain. It is therefore considered that any upgrade works to the public domain would go beyond the obligations within the legislation and are unnecessary to afford appropriate access to this property which is already achieved.

It is therefore respectfully requested that Council accept the removal of the recommendation to upgrade the public walkway.

Should you need to discuss any issues, please do not hesitate to contact the undersigned on 8270-3500.

Yours Sincerely,



Brendan Bennett
Managing Director

Registration Number: BDC0027
Registered Building Surveyor - Unrestricted

On behalf of City Plan Services Pty Ltd