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**Sent:** 22/03/2018 3:35:01 PM  
**Subject:** Online Submission

22/03/2018

MS Gualtieri Gualtieri  
ST  
Beacon Hill NSW 2100

**RE: Mod2018/0049 - 8 Forest Road WARRIEWOOD NSW 2102**

Owners-4 Forest Road,  
Warriewood NSW 2102

RE: Mod2018/0049 - 8 Forest Road WARRIEWOOD NSW 2102

This "modification" should be rejected as it is clearly a grab by the applicants for a bigger piece of the sector. This is a blatant disregard to the ruling handed down in the NSWLEC by Commissioner C Brown in 2017, and a lack of consideration to the neighbouring community and continues to demonstrate an irresponsible distribution of density across the sector.

The applicants of Mod2018/0049 are insolent in presenting the application as a modification to the previously approved DA, when clearly, it is far from the same as it very casually adds on an additional 6 dwellings. Therefore, there will be at least 6 more families bringing with them 8-12 more vehicles that need to function and be housed in an already over populated site with inadequate entry and exit facilities. Currently, the only way in or out of the site is through the narrow Jubilee Avenue, therefore, begging the very serious question; how would this be sufficient to evacuate 87 families in a fire, or other emergency? On-line submissions by neighbouring residents who already reside in the area have expressed these concerns to Council.

The owners of 8 Forest Road originally lodged a DA for 88 dwellings which was rejected by the Northern Beaches Council. As a result of Council's decision the applicant took Northern Beaches Council to the Land and Environment Court. The NSWLEC judgment handed down by Commissioner C Brown ruled that in observing the building capacity and balanced distribution across Sector 501 as a whole, a total of 81 dwellings should be appropriated on 8 Forest Road, with the balance of the sectors 94 dwellings to be built on 4 Forest Road.

Therefore, how, in all consciousness could the Council now seriously consider approving such a distorted modification when by the mere fact of its lodgement represents a clear disrespect to Council's original decision to reject it in the first place, and the subsequent ruling by Commissioner Brown to resolve the disagreement between Council and the owners of 8 Forest Road?

This application is not in our view a modification of the approved 81 dwelling DA, it is in fact not the same plan and is not in the best interest for the community or the sector as a whole.