

19 May 2011



M L Bartlett
14 Oceanview Road
FRESHWATER NSW 2096

TF(SDS)

Dear Sir / Madam,

RE: Modification Application No: Mod2011/0100 - (DA2009/1643)
Description: Section 96(1) Modification of Development Consent
DA2009/1643 granted for Alterations and additions to an existing dwelling
Address: 14 Oceanview Road FRESHWATER NSW 2096

We are writing to advise that the request to modify the above-mentioned Development Consent has been approved on 18 May 2011 as follows:

1. Amend Condition No. 1 to read as follows:

1. Development in Accordance with Plans (S96 Amendments)

The development being carried out in accordance with plans Reference DA2009/1643 numbered as seen below:

Drawing Number	Dated	Prepared By
Sheet 1 of 4 (Revision 7)	September 2009	North Shore Design
Sheet 2 of 4 (Revision 7)	September 2009	North Shore Design
Sheet 3 of 4 (Revision 5)	September 2009	North Shore Design
Sheet 4 of 4 (Revision 5)	September 2009	North Shore Design

As modified by the plans listed below that were submitted with the Section 96 (1A) Modification Application No. MOD2011/0042 received by Council on 25th February 2011 and endorsed with Council's approval stamp: but only in so far as the plans reflect to change the building material of the south-east facing screen adjoining the rear deck from timber to white powder-coated aluminium louvers and the refund and deletion of Condition No.5.

Drawing Number	Dated	Prepared By
Sheet 3 of 4 (Revision 6)	February 2011	North Shore Design

No construction works (including excavation) shall be undertaken prior to the release of the Construction Certificate.

Note: Further information on Construction Certificates can be obtained by contacting Council's Call Centre on 9942 2111, Council's website or at the Planning and Assessment Counter.

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

2. **Delete Condition No. 2**

3. **Insert Condition No. 2a to read as follows:**

2a. **Compliance with External Department, Authority or Service Requirements**

The development must be carried out in compliance with the following:

External Department, Authority or Service name	Letter Reference	Dated
Ausgrid	MOD2011/0042	9 March 2011

Reason: *To ensure the work is carried out in accordance with the determination and the statutory requirements of External Department, Authority or Body's.*

4. **Delete Condition No. 5**

This letter should therefore be read in conjunction with Development Consent DA2009/1643 dated 01 February 2010 and Mod2011/0042 dated 14 April 2011.

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 96(6) 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.

Section 97 of the Environmental Planning and Assessment Act 1979 confers on the applicant a right of appeal to the Land and Environment Court within 6 months of receipt of this letter.

Should you require any further information on this matter, please contact **Shaylin Moodliar** between the hours of 9.30am and 10.30am or 3.00pm and 4.00pm, Monday to Friday, on telephone number **9942 2111**, or at any time on facsimile number **9971 4522**.

Details of development applications lodged after July 1, 2005 are also available online, to access this facility please visit our E-Services System at www.warringah.nsw.gov.au.

Yours faithfully

Shaylin Moodliar
Development Assessment Officer
Strategic and Development Services

