
Sent: 27/01/2016 12:47:57 PM
Subject: RE: Submission Acknowledgment
Attachments: CONTRACT - Lot 3 Notting Lane Cottage Point_encroachments.pdf;

Hi Alex, John,

Please see attached survey document relating to the submission below, and referred to in point 4.

Regards,
Dave

From: DASUB@warringah.nsw.gov.au [mailto:DASUB@warringah.nsw.gov.au]
Sent: Wednesday, January 27, 2016 12:34 PM
To: Holmes, David <David_Holmes@Dell.com>
Subject: Submission Acknowledgment

27/01/2016

MR David Holmes
13 Pacific PDE
Manly NSW 2095

RE: Mod2015/0283 - 4 Notting Lane COTTAGE POINT NSW 2084

Dear Sir/Madam,

Thank you for your submission in respect of the above-mentioned property. Please be reminded that under provision of the Government Information Public Access Act, all submissions will be posted on Council's Website against the application.

The matters that you have raised will be noted and taken into consideration in the assessment of the proposal process. However, please note as previously stated in the notification letter, Council will not enter into correspondence in respect of any submission due to the large number of submissions Council receives annually.

Should you wish to monitor the progress of this development application, please feel free to visit the Planning and Development section of Council's Website at www.warringah.nsw.gov.au .

We thank you for your submission and should you have any queries, please do not hesitate to contact Council on 9942 2111.

Yours faithfully

John Slater

Senior Development Assessment Liaison Officer
Environment

For your reference please find below a copy of your submission:

Dear Mr Alex Keller,

We have reviewed the proposed modifications to DA2013/0677 and make the following comments:

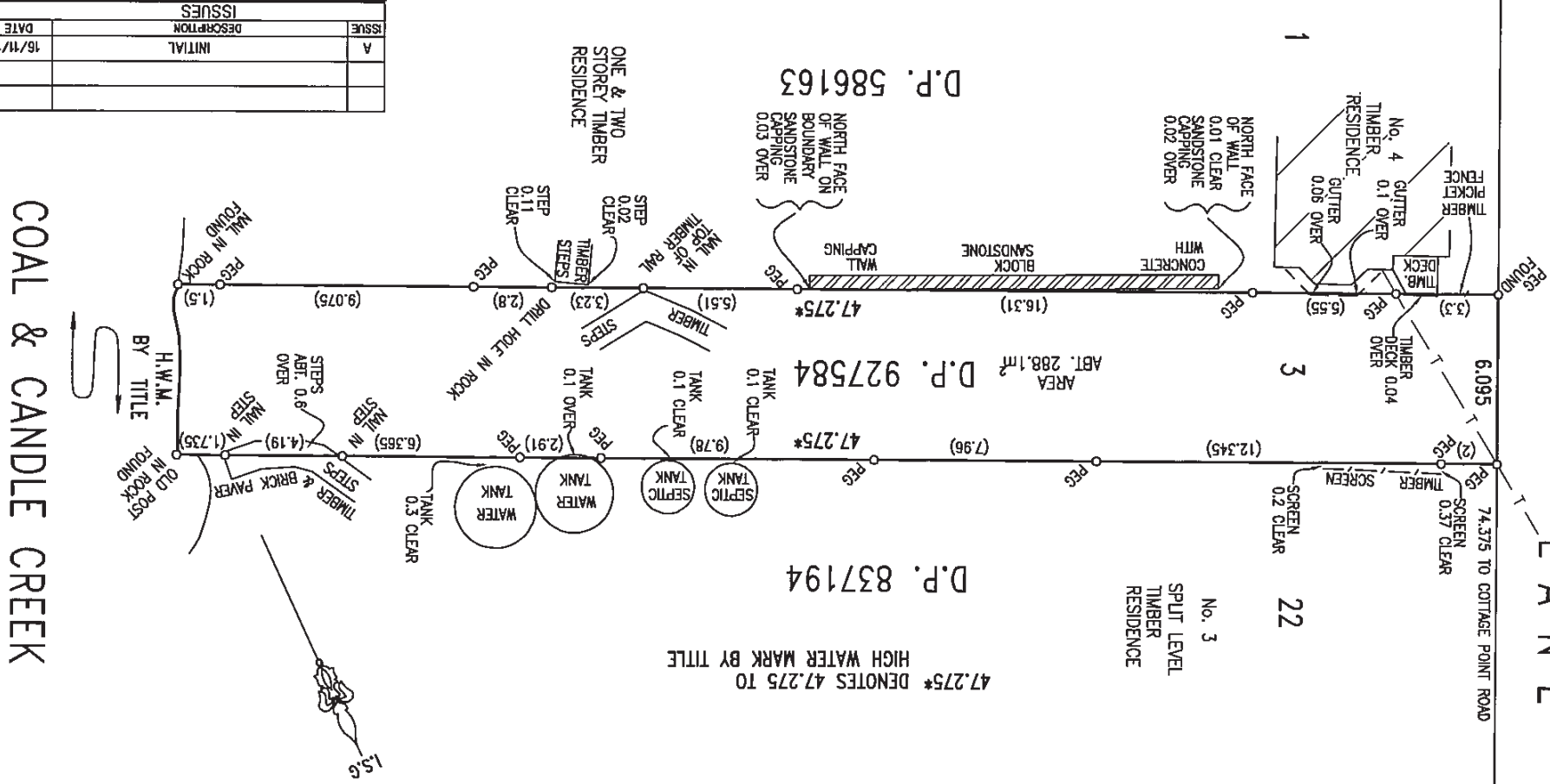
1. Fence Height - we are generally OK with the proposed heights.
2. Fence Material - our preference would be a Merbau faced screen which aesthetically gives a "softer" look to the structure and to achieve consistency with the top coping and south facing side of the fence that currently stands.
3. Cladding to the north facing side of the fence requiring access to Lot 3 Notting Lane must be postponed until the building at Lot 3 is complete, and with the written permission of the owners. It is currently a construction site and any attempt to do work on the fence would be impractical and unsafe. Construction is expected to finish after August 2016 after which time we can arrange a suitable time.
4. For the record, the attached survey dated 2012 was provided as part of the contract of land sale for Lot 3 Notting Lane and shows the gutter at 4 Notting Lane encroaching by 10cm on Lot3. This can be used as a reference point to show parts of the fence are within the boundary of Lot 3. Any proposed cladding would therefore encroach onto our land, and hence the modification cannot be deemed compliant unless we provide our land. Under these circumstances we reserve our rights to remove any cladding material that is not as agreed by ourselves as the property owners.
5. We would be in support of this application and agreeable to the use of our land to enable a compliant fence if the cladding material is as noted in item 2. To assist in resolving this matter, we would be agreeable to a discussion with the applicant.

Thank you for your consideration of these matters.

Yours sincerely,
David & Emma Holmes

THE POSITION FOR HIGH WATER MARKS IS AS SHOWN ON THE ORIGINAL TITLE DIAGRAM.
A FURTHER SURVEY BOUNDARY INVESTIGATION WOULD NEED TO BE CARRIED OUT SO AS TO CONFIRM THIS BOUNDARIES POSITION.
ANY VARIATION TO THE POSITION OF THE HIGH WATER MARK BOUNDARY WOULD BE SUBJECT TO APPROVAL OF THE SURVEYOR GENERAL.

APPROXIMATE CENTRE LINE OF OVERHEAD TELSTRA CABLE



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|------|----------|---------|--------|
| | A | INITIAL | ISSUES |
| | | | |
| | | | |
| | | | |
| | | | |
| DATE | 16/11/12 | | |

BYRNE & ASSOCIATES PTY LIMITED

CONSULTING SURVEYORS & ENGINEERS

**63 WATERLOO STREET
MARRABEEEN 2101**

Ph (02) 9913 7110 Fax: (02) 9913 1583
A/CN 002 195 202

Email: survey@byrneandassociates.com.au

**PLAN OF SURVEY MARKS
PLACED THAT DEFINE THE
BOUNDARIES OF LOT 3 IN D.P.
927584 NOTTING LANE,
COTTAGE POINT**

| Date of Survey | Prepared by | Drawn | Plan No. | Approved By | Date | P.B.# | Check |
|----------------|-------------|----------|----------|-------------|------|-------|-------|
| 13/11/12 | PB8 | 14/11/12 | A3 | N/A | N/A | | |

PBA MARR
10155PO.DWG
10155PO