



PITTWATER COUNCIL

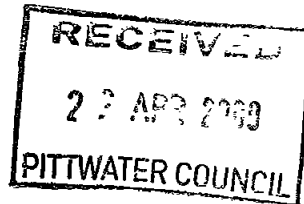
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Amanda Clarke, Administration Officer
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Phone 9970 1124

15 APRIL 2009

Rezoning No: R0001/08



D A MARSHALL & J E MARSHALL
17 ORCHARD STREET
WARRIEWOOD NSW 2102

Dear Sir/Madam

Rezoning Application R0001/08 for Sector 9 Warriewood Valley Urban Land Release at 1 FERN CREEK ROAD WARRIEWOOD NSW 2102

Thankyou for your recent submission concerning this Rezoning Application

Recent changes under section 147 of the Environmental Planning & Assessment Act 1979 require your submission to be accompanied by a declaration as to whether you have made a political donation or gift to any councillor or employee of the Council within the last two years

Please find enclosed information about the Political Donations and Gifts Disclosure Statement, a rezoning submission form, your original submission and a reply paid envelope

If you have made a donation please complete and return the Political Donations and Gifts Disclosure Statement and the Rezoning Submission Form together with your original submission

If you have not made a donation please complete and return the Rezoning Submission Form together with your original submission

Without your declaration, Council cannot include your submission in the assessment of this application

Please contact me on the number above if you require any assistance

Yours faithfully
Amanda Clarke
ADMINISTRATION OFFICER

Email pittwater_council@pittwater.nsw.gov.au Web pittwater.nsw.gov.au

Mona Vale Customer Service Centre
Village Park 1 Park Street, Mona Vale

Avalon Customer Service Centre
59A Old Barrenjoey Road, Avalon

Support Services
Units 11, 12, 13 + 16/5 Vuko Place, Warriewood

Boondah Depot
1 Boondah Road, Warriewood

This Rezoning Submission Form must be completed and attached to your submission.

Rezoning No: R0001/08

The General Manager
Pittwater Council
PO Box 882
MONA VALE NSW 1660

(Fax No 9970 7150)

Name Garren & Jo Marshall

Address 17 Orchard St
Warnewood 2102

Phone 99860446

Date 14 4 09

Proposed Rezoning Sector 9 Warnewood Valley Urban Land Release

At 1 FERN CREEK ROAD WARRIEWOOD NSW 2102

In the interests of public transparency please note that your submission in its entirety will be available to the applicant or other interested persons on request and will also be made available on Council's Internet site through Council's transparent Development Application tracking process. You are encouraged, as is the applicant, to discuss with each other any matters that may be of concern.

COMMENTS (You may use the space provided or attach a separate document)

YOU MUST COMPLETE THE INFORMATION BELOW AND SIGN THIS FORM FOR YOUR SUBMISSION TO BE CONSIDERED IN THE ASSESSMENT OF THIS APPLICATION.

Political Donations and Gifts Disclosure Statement (sec 147 EP&A Act 1979)

Please read the information enclosed concerning political donations and gifts disclosure and tick the appropriate box below:

I have made a political gift or donation

(Please complete details of your political donations or gifts on the form enclosed)

I have NOT made a political gift or donation

Name J Marshall Signature J Marshall Date 14.4.09

Note For more information see www.planning.nsw.gov.au/planning_reforms/donations.asp

1 April 2009

To The General Manager, Pittwater Council

Re: Proposed rezoning of Sector 9 Warriewood

Dear Sir

We are the owners of 17 Orchard Street Warriewood and have concerns regarding the proposed rezoning of the land in Sector 9 Warriewood

Our primary concern is the access point for traffic which is proposed to be only via Orchard Street. We believe that one access road to accommodate vehicles for 204 proposed dwellings is insufficient and ask that council consider a second access point to the new estate

This could be achieved by having an entrance off Macpherson Street and creating a bridge over the creek to link directly to Fern Creek Road. A subsequent benefit of this suggestion would be that traffic congestion at the intersection of Macpherson and Garden Streets would also be significantly reduced (Currently traffic at this intersection is extremely heavy and with additional vehicles needing to travel through this intersection to get to Orchard Street if this proposal is accepted, traffic will become considerably worse)

We also ask that consideration be given to an access road to the north of Orchard Street on Garden Street. This would also help with traffic flow around the Warriewood Valley

We also have a safety concern with regard to all traffic accessing via Fern Creek Road. This road is on a steep incline and we are concerned that cars and trucks will have to accelerate on the incline and brake on the decline and we are concerned that this may jeopardise the safety of pedestrians and bike riders. There are currently a large number of children who ride bicycles within the confines of Fernbrook Sanctuary and we believe the high volume of traffic at this proposed roundabout, with such a steep incline to the road will compromise their safety

We wish to make it clear that we are not opposed to Orchard Street being an entry point for the proposed redevelopment in Sector 9, but rather we request that council considers at least a second point of entry to reduce traffic congestion at the intersection of Orchard Street and Fern Creek Road

Yours sincerely


Darren and Joanne Marshall

3423557
0 1-2 2009

Political donations and gifts disclosure statement



PITTWATER COUNCIL

Office use only

Date received ____/____/____

Planning application no _____

This form may be used to make a political donations and gifts disclosure under section 147(4) and (5) of the *Environmental Planning Assessment Act 1979* for applications or public submissions to a council

Please read the following information before filling out the Disclosure Statement on pages 3 and 4 of this form Also refer to the 'Glossary of terms' provided overleaf (for definitions of terms in *italics* below)

Once completed, please attach the completed declaration to your planning application or submission

Explanatory information

Making a planning application to a council

Under section 147(4) of the Environmental Planning and Assessment Act 1979 ('the Act') a person who makes a *relevant planning application* to a council is required to disclose the following *reportable political donations and gifts* (if any) made by any *person with a financial interest* in the application within the period commencing 2 years before the application is made and ending when the application is determined

- (a) all reportable political donations made to any local councillor of that council
- (b) all gifts made to any local councillor or employee of that council

Making a public submission to a council

Under section 147(5) of the Act a person who makes a *relevant public submission* to a council in relation to a relevant planning application made to the council is required to disclose the following reportable political donations and gifts (if any) made by the person making the submission or any *associate of that person* within the period commencing 2 years before the submission is made and ending when the application is determined

- (a) all reportable political donations made to any local councillor of that council
- (b) all gifts made to any local councillor or employee of that council

A reference in sections 147(4) and 147(5) of the Act to a reportable political donation made to a 'local councillor' includes a reference to a donation made at the time the person was a candidate for election to the council

How and when do you make a disclosure?

The disclosure of a reportable political donation or gift under section 147 of the Act is to be made

- (a) in, or in a statement accompanying, the relevant planning application or submission if the donation or gift is made before the application or submission is made, or
- (b) if the donation or gift is made afterwards, in a statement of the person to whom the relevant planning application or submission was made within 7 days after the donation or gift is made

What information needs to be in a disclosure?

The information requirements of the disclosure are outlined in the Act under section 147(9) for political donations and section 147(10) for gifts

Pages 3 and 4 of this document include a Disclosure Statement Template which outlines the relevant information requirements for disclosures to a council

Note A separate Disclosure Statement Template is available for disclosures to the Minister or the Director-General of the Department of Planning

Warning A person is guilty of an offence under section 125 of the *Environmental Planning and Assessment Act 1979* in connection with the obligations under section 147 only if the person fails to make a disclosure of a political donation or gift in accordance with section 147 that the person knows, or ought reasonably to know, was made and is required to be disclosed under section 147 The maximum penalty for any such offence is the maximum penalty under Part 6 of the *Election Funding and Disclosures Act 1981* for making a false statement in a declaration of disclosures lodged under that Part. Note The maximum penalty is currently 200 penalty units (currently \$22,000) or imprisonment for 12 months, or both

Political Donations and Gifts Disclosure Statement to Council

If you are required under section 147(4) or (5) of the Environmental Planning and Assessment Act 1979 to disclose any political donations or gifts (see page 1 for details), please fill in this form and sign below

Disclosure Statement Details					
Name of person making this disclosure statement	Planning application reference (e.g. DA number, planning application title or reference, property address or other description)				
Person's interest in the application (circle relevant option below)					
You are the APPLICANT	YES / NO OR YES / NO				
Reportable political donations or gifts made by person making this declaration or by other relevant persons					
<p><small>* State below any reportable political donations or gifts you have made over the 'relevant period' (see glossary on page 2). If the donation or gift was made by an entity (and not by you as an individual) include Australian Business Number (ABN)</small></p> <p><small>* If you are the applicant of a planning application state below any reportable political donations or gifts that you know, or ought reasonably to know, were made by any persons with a financial interest in the planning application OR</small></p> <p><small>* If you are a person making a submission in relation to an application state below any reportable political donations or gifts that you know, or ought reasonably to know were made by an associate</small></p>					
Donation or gift?	Name of donor (or ABN if an entity), or name of person who made the gift	Donor's residential address or entity's registered address or other official office of the donor, address of person who made the gift or entity's address	Name of party or person for whose benefit the donation was made, or person to whom the gift was made	Date donation or gift was made	Amount/ value of donation or gift
<i>Please list all reportable political donations and gifts—additional space is provided overleaf if required</i>					
By signing below, I/we hereby declare that all information contained within this statement is accurate at the time of signing					
Signature(s) and Date					
Name(s)					