05/03/2018

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RE: Mod2018/0065 - 38 Stuart Street MANLY NSW 2095

1] When The Administrator for the Northern Beaches introduced a resolution at the Council for a board walk it was in recognition that at the whole of land between the road and sea had been designated as a community open space for many years and that the two parts of this heavily used parkland should be properly linked. Because the steps would interfere with the effective use of the connecting walkway they should not be allowed as not in the public interest. The Court has fund that the lots 34 and 36 are community land so the steps would affect the community amenity at the beach.

2]The removal of steps has always been a condition of the overall consent and was made by the Land and Environment Court. This removal should have been enforced by Manly Council 7 years ago and the NBC should do so now.

The old General Manager of Manly Council together with a group of councilors had a plan to sell 34, 36 and 40 and make them all residential in spite of the opposition of the local residents and the overwhelming numbers of people wanting to use this lovely beach.That plan ended when the court case went against them by establishing that this was community land. So now the present council should enforce removal of any steps and hindrances to free movement between the two park areas as per the original DA.

3] The design of the board walk was made with consultation with the Lanes and the walkway is to be set lower than the reserve's ground level so that the lanes are not overlooked. So this writer feels that the council has already done everything that it should to please them.

4] It seems wrong for private owners to be allowed to build any steps on public land anyway. As it is they already use community land to access their property as council owns the bank that they have concreted over with their driveway to the street.

Yours
Evelyn Shervington