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**Sent:** 30/10/2022 12:46:17 AM

**Subject:** Phil Lane: Submission for DA2022/1542 - Permanent use of rooftop outdoor dining area Pittwater RSL

Dear sir,

We oppose the extension of the temporary permit to use the rooftop parking area at Pittwater RSL as a permanent outdoor dining area due to the following items not adhered to during the temporary period...

1. The area has never been used for outdoor dining.

In fact, Pittwater RSL themselves on their website advertise The Deck @ Pitty as "The Largest Rooftop Bar on the Northern Beaches" and a Beer Garden with 3 new Bars. None of the pictures on their website show any food on any of the tables either. This use was not applied for and not granted as the official use of the area in the original consent.

2. The continuous acoustic barrier has not been completed.

The access gate does not appear to have any acoustic material on it and with no noise barrier on the outside stair landing it would allow noise from the area to escape with each opening of the gate. This was a concern we raised with the initial submission.

3. Music on various occasions has NOT ceased by 10PM as directed in the Acoustic Report Recommendations, often continuing until 11pm and at times well past this, until close to midnight at levels easily heard in our bedrooms.

This noise is both music and loud voices of patrons still using the outdoor area after the required closing time of 11PM for the outdoor area.

If the area was used as outdoor dining rather than a Beer Garden then noise from patrons would be of a level more inline with what the Acoustic Report would have calculated.

4. The 2m noise barrier and direction of speakers used by entertainers away from residents is ineffective as all noise bounces off the outside walls of the main building where it is directed towards, causing it to carry over the noise barrier.

An acoustic survey should have been conducted at 9PM at all receiver sites while the venue was operating with ambient noise at its quietest to more accurately measure the effect of the noise control measures which would be in operation.

A more appropriate music solution would have been to have multiple smaller, low-volume speakers located throughout the outdoor area rather than a single much louder source of music.

Kevin & Anna-Maree Lee  
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