

Access for People with Disabilities

Design Compliance Report – DA Level Documentation

Alterations to Existing Mixed-Use Building

38 Frenches Forest Road, Seaforth NSW

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Executive Summary & Recommendations

This report has assessed the **Development Application Stage** design documentation for the **proposed alterations and additions to the existing mixed-use building** at **38 Frenches Forest Road, Seaforth NSW** under the relevant Regulations relating to "Access for People with Disabilities".

The primary purpose of the report is to assess the proposed/new development works against the Access Regulations, identify any significant non-compliance matters and to provide suitable recommendations to ensure the compliance of the design.

The development demonstrates an ability to comply with the relevant provisions relating to the provision of access and facilities for people with disabilities, subject to the recommendations as detailed below:

- \square Significant matters, being those with the ability to affect the design have been included in the <u>Table 1.0</u> in the Executive Summary.
- ☐ All other informational or minor recommendations are included in <u>Table 3.0</u> of this report.

The recommendations of the report should be considered by the relevant stakeholders and addressed where relevant.

TABLE 1.0 – Significant Recommendations

#	Clause	Recommendations
1.	D3.1	Access to Buildings Details must be provided at CC stage to confirm the proposed use of the reconstructed stairs serving the back of the retail tenancies at Level 1. Where these stairs are required to be used for general pedestrian access, it is recommended that they be provided with accessible features including extended handrails and TGSI's. Further details and where necessary design modifications to be provided at CC stage. Note – performance solutions may be considered where strict compliance with the above cannot be achieved.



1.0 Introduction

This report has assessed the **Development Application Stage** design documentation for the

proposed alterations and additions to the existing mixed-use building at 38 Frenches

Forest Road, Seaforth NSW under the relevant Regulations relating to "Access for People with

Disabilities".

The report is limited to assessment of the above-stated proposed development, and does not

include assessment of the any overall existing buildings except where directly relevant to the

proposed works (see also details of the 'affected part' as described in Section 3.18.1 of this report)

1.1 Assessed Information

This report is based on the following:

• Desktop assessment of DA Level Architectural Plans prepared by Mode Design Architects

(Refer to Attachment A for details)

• Site Inspection undertaken by Paul O'Shannassy of MSA on the 10.03.2021.

1.2 Purpose of Report

The purpose of this report is to identify the extent to which the architectural design documentation

complies with the following and to provide recommendations where necessary:

Part D3 "Access for People with Disabilities", Clause F2.4 "Accessible Sanitary Facilities" &

Clause E3.6 "Passenger Lifts" of the Building Code of Australia (National Construction Code)

2019 Amendment 1 – Volume 1 as relevant to the proposal.

• The Guide to the Building Code of Australia - National Construction Code 2019 Amendment

1 - Volume 1.

• Relevant clauses of AS1428.1-2001/2009 "Design for Access and Mobility – Part 1: General

Requirements for Access New Building Works" published by Standards Australia.

Commonwealth Disability (Access to Premises) Standards 2010. This standard typically

requires compliance with the BCA and Australian Standards for new works, but also

contains additional provisions for the upgrade of existing buildings in which new works are

being undertaken.

1.3 Limitations of Report

- Any parts of the access regulations that are not directly referenced in Section 1.2 of this Report.
- The assessment is primarily limited to a desktop assessment only. A site inspection was undertaken for familiarisation purposes only.
- Some access requirements are recognised as being interpretive in nature. Where these
 matters are encountered, interpretations are made in accordance with MSA policy. Specific
 relevant interpretations relevant to this assessment are included in Section 2.0 "BCA
 Assessment Data".
- Councils Access Codes have not been specifically considered.



2.0 Building Characteristics

2.1 Building Description

The existing development comprises a 2-storey building with a gym, retail tenancies and residential unit at first floor level.

The proposed development essential comprises the extension of the residential unit to provide additional living space (as shown in the floor plan extracts below).





2.2 BCA Assessment Data

The following BCA assessment data is relevant to the proposal under the current BCA:

	Existing	Proposed
BCA Building Classification: BCA A3.2, A3.3	6 (retail) 9b (gym) 4 (residential unit)	Unchanged by the proposed development.
Rise in Stories BCA C1.2	2	Unchanged by the proposed development.

3.0 ACCESS ASSESSMENT & RECOMMENDATIONS

Items are nominated as follows:

- "Complies" the design documentation indicates clear compliance with the requirement
- "Does Not Comply" there is a clear non-compliance indicated on the design documentation
- "NA or Informational" the clause provides compliance direction only or is not applicable to the subject development
- **"Compliance Required"** the current level of detail is insufficient to determine full compliance. These items are flagged for the ongoing information of the design team as relevant. Compliance with these requirements can typically be addressed in a BCA compliance specification or plan notation (and typically do not require 'design changes'. The level of detail required is determined by the Accredited Certifier/Certifying Authority.

The following compliance assessment table is divided into the following key access-related considerations:

- 3.1 ACCESS TO BUILDINGS & ENTRANCES
- 3.2 PARTS OF A BUILDING THAT MUST BE ACCESSIBLE
- 3.3 THE ACCESSIBLE PATH
- 3.4 FLOOR FINISHES
- 3.5 DOORWAYS & GLAZING
- 3.6 WALKWAYS (NOT USED)
- 3.7 RAMPS (NOT USED)
- 3.8 STEP, KERB + THRESHOLD RAMPS (*NOT USED*)
- 3.9 STAIRWAYS
- 3.10 TACTILE GROUND SURFACE INDICATORS FOR HAZARDS
- 3.11 TACTILE GROUND SURFACE INDICATORS DIRECTIONAL (NOT USED)
- 3.12 LIFTS (NOT USED)
- 3.13 LIGHTING (*NOT USED*)
- 3.14 SIGNAGE (NOT USED)
- 3.15 SANITARY FACILITIES
- 3.16 HEARING AUGMENTATION (NOT USED)
- 3.17 CARPARKING (*NOT USED*)
- 3.18 ACCESS TO PREMISES STANDARD (UPGRADE OF EXISTING BUILDINGS)



3.1 **ACCESS TO BUILDINGS & ENTRANCES**

#	Accessibility Requirement	Comment/Recommendation
3.1.1	Access from Boundary An accessway must be provided from the main points of a pedestrian entrance at the allotment boundary to the subject building. BCA D3.2(a)(i)	Refer to Section 3.18 of this report.
3.1.2	Access from other Buildings An accessway must be provided from another accessible building connected by a pedestrian link to the subject building BCA D3.2(a)(ii)	NA – there is only one building on the allotment (assumed)
3.1.3	Access from Carparking An accessway must be provided from any required accessible carparking space on the allotment to the subject building BCA D3.2(a)(iii)	NA – carparking is not to be affected by the proposed development.
3.1.4	Access Via Principle Entrance The accessway must be through the principle public entrance BCA D3.2(b)	Refer to Section 3.18 of this report.
3.1.5	Number of Accessible Entries Not less than 50% of all pedestrian entrances to the building. BCA D3.2(b)(i)	Pedestrian entrances will remain as existing.
3.1.6	Accessible Entry Locations In a building over 500m², an accessible entrance must be within 50m of any non-accessible entrance. This does not apply to pedestrian entrances to areas that are exempt from requiring access under D3.4 BCA D3.2(b)(ii)	Pedestrian entrances will remain as existing.
3.1.7	Entrance Doorways Where up to 3 doorways are provided at the entrance, not less than 1 must be accessible (850mm clear opening with compliant circulation space)	Each 'entrance' comprises a single doorway.



Where more than 3 doorways are provided at the entrance, not less than 50% of those doorways must be accessible (850mm clear opening with compliant circulation space)

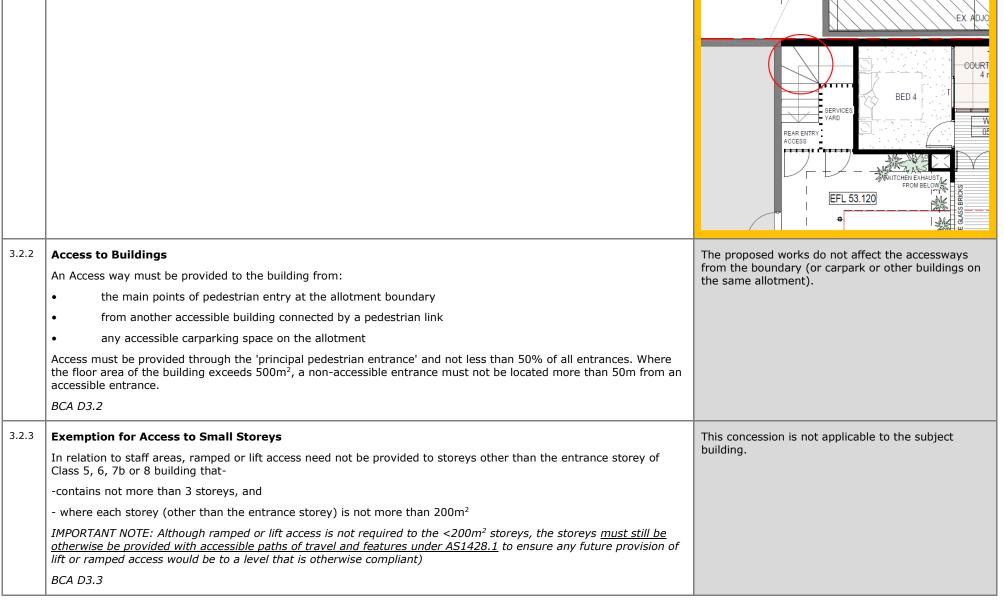
Where multiple doorways sets are provided, each set must provide an accessible door if the doorsets are more than the width of the widest doorway away from each other

BCA D3.2(c)

3.2 BUILDINGS & PARTS OF BUILDINGS THAT MUST BE ACCESSIBLE

#	Accessibility Requirement	Comment/Recommendation
3.2.1	 Building Parts to be Accessible BCA Table D3.1 provides the requirements for Access to buildings – primary based on Classification. Areas required to be accessible are typically required to comply with AS1428.1. Requirements are summarised as follows: Class 2, 3 & 9c buildings – Common areas - Access must be provided from a pedestrian entrance required to be accessible to at least one floor containing sole occupancy units and to the entrance doors of each sole occupancy unit on that level and where levels are served by a passenger lift, to all unit entrances and common areas of the levels served by a lift. Access must also be provided to one of each type of common room/space for use by residents (kitchens, gyms, pools, laundries, lounge rooms and the like) Class 3 & 9c – SOUS (Accessible SOUs must be provided in accordance with Table BCA D3.1 – the number is calculated on the total number of SOU's provided. Accessible SOU's must be representative of the rooms available and not more than 2 accessible SOUs can be provided adjacent one another. Class 5, 6, 7b, 8, 9a & 9b buildings – Access must be provided to and within all areas normally used by the occupants (additional requirements apply to Class 9b buildings which are not schools). Class 7a buildings – Access must be provided to and within any level containing accessible carparking spaces. 	Access is not required to be provided to the Class 4 part. Access to the retail portions is not affected by the proposed works. Nb – it is noted that the 'back of house' access to the south western retail tenancy & pool shop is to be reconfigured. This is considered to be a secondary means of access and is not relied upon for access or egress from these tenancies. Depending on the proposed use of this secondary access stair, the stair may or may not need to incorporate accessible features – details would need to be provided at CC stage (noting comments in BCVA report relating to the deletion of the winding treads) It is noted in any case that the proposed works are not reducing the level of access to the existing building.







3.2.4	Other Exemptions for Access	Concessions noted, but not specifically applied to this
	The following areas are exempt from needing to be accessible:	development.
	-an area that would be inappropriate because of its particular use	
	-an area that would pose a health or safety risk for people with a disability	
	-any path of travel providing access only to an area listed above	
	BCA D3.4	

3.3 THE ACCESSIBLE PATH

#	Accessibility Requirement	Comment/Recommendation
3.3.1	Accessway Width	
	Accessways should be a minimum unobstructed width of 1000mm (clear of handrails or other obstructions) BCA D3.2 and AS1428.1-2009	Noting comments in 3.2.1 above, 'accessways' are generally not affected by the proposed works.
3.3.2	Accessway Height	, , , , , ,
	Accessways must be a minimum of 2000mm in unobstructed height	
3.3.3	AS1428.1-2009 Obstructions in Accessways	
	Accessways must not include steps, stairways, turnstiles, revolving doors, escalators, moving walkways or other impediments	
	6.1 of AS1428.1-2009	
3.3.4	Manoeuvring Areas For Wheelchair Turns Manoeuvring areas of the following dimensions must be provided allow the following turns: - 60° to 90° - 1.5m x 1.5m with splay - 30° to 60° - 0.5m x 0.5m internal splay, if less than 1200mm width - 90° to 180° - 2.07m long x 1.54m wide - 360° - 2.45m x 2.45m	



#	Accessibility Requirement	Comment/Recommendation
	See Figures 4 & 5 of AS1428.1-2009	
	BCA D3.1, 6.5 of AS1428.1-2009	
3.3.5	Passing Space for Wheelchairs	
	Two way accessways less than 1800mm wide, must be provide with passing areas as applicable.	
	Width to be 1600mm \times 1800mm if space is to be on one side and 1800mm \times 2000mm if the space is distributed equally on both sides of the path	
	BCA D3.3(c)	

3.4 FLOOR FINISHES

#	Accessibility Requirement	Comment/Recommendation
3.4.1	Surface Finishes & Slip Resistance	Details can be provided at CC stage.
	Ground and floor surfaces shall comply with the requirements for floor surfaces in AS 1428.1. The followings finishes are considered satisfactory:	
	Wet locations: Concrete with abrasive finish; Concrete with exposed aggregate finish; Bituminous concrete; Natural stone with rough finish; Paving bricks with abrasive finish. Slip resistant tiles.	
	Dry locations ☐ All materials suitable for wet locations; ☐ Short piled carpet ☐ Smooth flooring materials that do not have a high gloss or slippery finish or have been treated appropriately.	
	Surfaces provided on access paths and circulation areas must be slip resistant and suitable for people with disabilities.	
	The minimum slip resistant ratings should be in accordance with HB 197.	
	☐ Internal Corridors, Walkways and Stairs - X & R10 ☐ External colonnade, walkways - W & R10 ☐ External Ramps - V & R11 ☐ External Stairs - W & R11	
	Clause 12 of AS 1428.1 2001, AS 4586:2004 and HB 197	
3.4.2	Grates Grates to have circular openings no greater than 13mm and slotted openings no greater than 8mm wide in the direction of travel or 13mm when perpendicular	There do not appear to be any grates proposed (to comply where required).
	7.5 of AS1428.1-2009	



3.5 DOORWAYS & GLAZING

#	Accessibility Requirement	Comment/Recommendation
3.5.1	Doorways Doorways in accessible areas must comply with the following provisions as relevant BCA D3.1	See below.
3.5.2	Clear Opening of Doorways All doors required to be accessible must have a minimum clear opening width of 850mm BCA D3.2(e) and 13.2 of AS1428.1-2009	The clear widths of new doorways in accessible areas* should be noted on the door schedule (and be not less than 850mm clear – which typically requires a 920mm door leaf). *Note this only applies to new doors in accessible areas. It appears that the only new doors are proposed within the residential (non-accessible) areas.
3.5.3	Double leaf doors In the instance of double-leaf doors, the active leaf of the door must meet the general requirements for access, inclusive of clear opening width, circulation space and door hardware BCA D3.2(e)	New doorways will incorporate single leaf doors.
3.5.4	Door Circulation Space - Generally Doorways must have clear circulation spaces around them dependant on door type, swing and direction of approach. The circulation space must be free of obstruction and not be steeper than 1:40 grade to allow operation of the doors by a wheelchair user. See Figures 31, 32, 33 and 34 of AS1428.1-2009 for full details. 13.3 of AS1428.1-2009	Refer to comments in 3.5.2 above.
3.5.5	Visual Indicators on Glazing Where there is no chair rail, handrail or transom, all frameless or fully glazed doors, side lights and any glazing capable of being mistaken for a doorway or opening must be clearly marked in accordance with AS1428.1 as follows: □ a solid contrasting line not less than 75mm wide at a height of between 0.9m and 1.0m above finished floor level must be provided	NA to subject design.



si □ Tı	The line to be min. 30% luminance contrast when viewed against surface within 2m of the glazing on the opposite side Transparent, translucent or broken lines are NOT acceptable as visual indicators se 6.6 of AS1428.1-2009	

- 3.6 WALKWAYS (Not used no walkways affected by the proposed development)
- 3.7 RAMPS (Not used no ramps affected by the proposed development)
- 3.8 STEP, KERB + THRESHOLD RAMPS (Not used no ramps affected by the proposed development)
- 3.9 STAIRWAYS (not used no stairs affected by proposed works)

#	Accessibility Requirement	Comment/Recommendation
3.9.1	Stairways & Landings	Details can be provided at CC stage.
	New and upgraded stairs in passenger use areas must meet:	Refer to comments in 3.2.1 above. The requirements
	- BCA D2.13	for stairs in the commercial part will depend on the
	- Relevant parts of AS1428.1	use of the stairs and whether they need to be accessible.
	In summary, this requires:	decessione.
	Not more than 18 and not less than 2 risers in each flight	
	Closed / Opaque risers	
	No winders	
	Accessible handrails to both sides of the stair (11.2 of AS1428.1)	



#	Accessibility Requirement	Comment/Recommendation
	 Risers must be offset at any mid-landings to avoid vertical sections in handrails Setback so the accessible handrails do not protrude into pedestrian crossflow generally 	

3.10 TACTILE GROUND SURFACE INDICATORS FOR HAZARDS

#	ACCESS REQUIREMENT	COMMENTS
3.10.1	Warning Tactile Ground Surface Indicators Are a series of truncated domes which alert vision-impaired people to impending hazards that could not be reasonably expected or anticipated and are typically installed at:	As per comments in 3.9 above, the requirements for TGSI's in the commercial part will depend on the use of the stairs and whether they need to be accessible.
	Stair Approaches Ramp Approaches(1:20-1:14) Top of step and kerb ramps To indicate overhead obstructions below a height of 2000mm Where accessways approach a vehicular way Tactiles are typically a 600mm deep pad extending the width of the hazard. (BCA H2.11, BCA D3.8)	It is recommended that TGSI's be considered regardless – so as to improve general occupant safety. Details can be provided at CC stage.

- 3.12 LIFTS (Not used -no lifts affected by proposed works)
- 3.14 SIGNAGE (Not used -no signage affected by proposed works)
- 3.15 SANITARY FACILITIES (BCA F2.4)



#	ACCESS REQUIREMENT	COMMENTS
3.15.1	F2.4 Accessible sanitary facilities In a building required to be accessible— (a) accessible unisex sanitary compartments must be provided in accessible parts of the building in accordance with Table F2.4(a)	Accessible sanitary facilities are not affected or required in the proposed development.

3.16 HEARING AUGMENTATION (not used)

3.17 CARPARKING (not used – no carparking affected)

3.18 ACCESS TO PREMISES STANDARD

#	ACCESS REQUIREMENT	COMMENTS
3.18.1	 General Buildings to which Standards apply a new building, to the extent that the building is a (specified) Class 1b, Class 2 building (short-term rent) or a Class 3, 5, 6, 7, 8, 9 or 10 building. a new part, and any affected part (see definitions below) of a building, to the extent that the building is a (specified) Class 1b, Class 2 building (short-term rent) or a Class 3, 5, 6, 7, 8, 9 or 10 building. A part of a building is a new part of the building if it is an extension to the building or a modified part of the building (refer to the Access to Premises Standards for full details). An affected part is: 	The extent to which the affected part upgrade applies depends on the use of the stairs in the commercial part. Where not deemed 'accessible', it is not considered necessary to apply the affected part upgrade provisions. Details to be provide at CC stage.



#	ACCESS REQUIREMENT	COMMENTS
	(a) the principal pedestrian entrance of an existing building that contains a new part; and (b) any part of an existing building, that contains a new part, that is necessary to provide a continuous accessible path of travel from the entrance to the new part.	
3.18.2	Lessee Concession Lessees (1) If the lessee of a new part of a building submits an application for approval for the building work, the following people do not have to ensure that the affected part of the building complies with these Standards: (a) the building certifier; (b) the building developer; (c) the building manager. (2) Subsection (1) does not apply if a building with a new part is leased to only 1 person.	NA – lessee concession not applicable to subject building works.
3.18.3	Existing Lift Upgrade/Concessions Lift concession	NA - lift concession not applicable to subject building works.
	The requirement in Table E3.6 (b) of the Access Code that a lift is to have a floor dimension of not less than 1 400 mm x 1 600 mm does not apply to an existing passenger lift that is in a new part, or an affected part, of a building, if the lift: (a) travels more than 12 m; and (b) has a lift floor that is not less than 1 100 mm by 1 400 mm.	
3.18.4	Existing Toilet Upgrade/Concessions	NA- this concession is not proposed to be used.
	(1) Paragraphs F2.4 (c) and (e) of the Access Code, to the extent that they require compliance with AS 1428.1—2009, Design for access and mobility, Part 1: General requirements for access—New building work, do not apply to the following: (a) existing accessible sanitary compartments;	
	(b) existing sanitary compartments suitable for use by people with a disability.	



#	ACCESS REQUIREMENT	COMMENTS
	 (2) For subsection (1) to apply, a sanitary compartment mentioned in paragraph (a) or (b) must: (a) comply with AS 1428.1—2001, Design for access and mobility, Part 1: General requirements for access—New building work; and (b) be located in either a new part, or an affected part, of a building. 	

4.0 CONCLUSION

This report has assessed the **Development Application Stage** design documentation for the **proposed** alterations and additions to the existing mixed-use building at **38 Frenches Forest Road**, **Seaforth NSW** under the relevant Regulations relating to "Access for People with Disabilities".

The primary purpose of the report is to assess the proposed/new development works against the Access Regulations, identify any non-compliance matters and to provide suitable recommendations to ensure the compliance of the design.

Subject to the recommendations of this report, the development demonstrates an ability to comply with the relevant provisions relating to the provision of access and facilities for people with disabilities:

Significant matters, being those with the ability to affect the design have been included in the Table 1.0 in the Executive Summary.
All other informational recommendations are included in Table 3.0 of this report.

The design team should review the recommendations of this report and ensure the design documentation adequately addresses the recommendations of this report. Further reviews by MSA can/will be undertaken on the documentation as directed by our client.



SEAFORTH RESIDENTIAL

DEVELOPMENT APPLICATION
38 FRENCHS FOREST RD, SEAFORTH, NSW 2092

No.	Name	Current Revision
0000	COVER SHEET - GENERAL INFORMATION	D
0001	SITE ANAYLSIS	A
0010	DEVELOPMENT SUMMARY	F
0011	SHADOW DIAGRAMS	E
0012	SHADOW ELEVATIONS	E
0050	PERSPECTIVES	E
0100	SITE & LANDSCAPE PLAN	E
0200	DEMOLITION PLAN - GROUND LEVEL	E
0201	DEMOLITION PLAN - LEVEL 01	E
0202	DEMOLITION PLAN - ROOF LEVEL	E
1000	GENERAL ARRANGEMENT PLAN - GROUND LEVEL	F
1001	GENERAL ARRANGEMENT PLAN - LEVEL 01 PROPOSED	F
1002	GENERAL ARRANGEMENT PLAN - ROOF PLAN	F
1100	GENERAL ARRANGEMENT - BUILDING ELEVATIONS	E
1200	GENERAL ARRANGEMENT - BUILDING SECTIONS	E
1201	GENERAL ARRANGEMENT - BUILDING SECTIONS	E
5000	FINISHES AND MATERIALS PALETTE	A
7200	WINDOW ELEVATION SCHEDULE	E
8000	3D VIEW - 8.5M HEIGHT LIMIT	E
SS-1003	GENERAL ARRANGEMENT PLAN - UPPER ROOF PLAN	В
SS-1101	GENERAL ARRANGEMENT - NEIGHBOURING ELEVATION	8



	AMENDMENTS	3
REV	DESCRIPTION	DATE
A	ISSUE FOR DA	14.05.2
8	ISSUE FOR DA	20:05:2
0	ISSUE FOR DA	04.06.2
0	ISSUE FOR DA	01.07.2
-		-
-		+
		_

SITE AND AREA INFORM	ATION:	
SITE AREA:	656m²	
PERMISSIBLE FSR:	1:1	
EXISTING FSR: PROPOSED FSR:	0.97:1	
PERMISSIBLE HEIGHT:		
TOTAL PROPOSE ADDE) GFA: 18m²	
PRIVATE OPEN SPACE		
LEVEL 1 (NORTHERN BALCONY):		21m²
LEVEL 1 (COURTYARD B.	ALCONY):	4m²





60	80	100