
Sent: 26/02/2020 1:11:16 PM
Subject: Second Supplementary Submission to Morris Submission 31/1/ 2020 re DA2019/1478.
Attachments: Second Supplementary Submission to Morris Submission 31.docx;

Dear Sir

Please find attached 1 word document being a second supplementary submission to my submission of 31/1/2020 regarding the above DA.;

Attn;- Tony Collier.

Yours Sincerely

Michael Morris

Second Supplementary Submission to Morris Submission 31/1/ 2020 re DA2019/1478.

In addition to the points already raised in objection to granting of this DA, I wish to stress the adverse effect that allowing use of the Crown Reserve land outside “Sushi at One” would have on the amenity of this residential area, and the remainder of Lake Side Reserve, even assuming the legal barriers raised by provisions of EPA Regulation 2000 can be ignored.

The use of such an area would effectively create a second outside dining area, in addition to the existing Authorised area at the Main Entrance.

Such an area allows numbers of diners in close proximity to surrounding residences. Since the unauthorised construction of pavers, benches, vertical posts, and placement of tables chairs and umbrellas and a music sound stage eight months ago, it has indeed been the source of major noise pollution to the adjacent properties both from functions and amplified music. This has caused NBC to issue Noise Abatement Orders, and fines in consequence.

Therefore it is submitted that this DA should be rejected in regard to the foregoing. Experience to date would indicate major problems with compliance issues regardless of imposed conditions.

The North Narrabeen Rock Pool P.O.M. provides:

“Proposed Outdoor Eating Area

This Plan of Management expressly authorises the future leasing of a proposed outdoor eating area in conjunction with the existing commercial outlet adjacent to the reserve.

Any lease agreement should be consistent with the Department of Land’s Policy on Food and Beverage Outlets on Crown Reserves which states that “any proposal for the establishment of a food and beverage outlet on a public purpose reserve should be contained in a Plan of Management made under the Crown Lands Act, 1989 to ensure that it is evaluated by the community and stakeholders and its scope defined by the plan.”

All income received from the lease of the premises is to be generated back into the reserve for maintenance/capital works etc. “

It is noted that this is already addressed by the existing Outside Dining Area adjacent to the main entrance at “One”. Granting an additional area will only alienate more Reserve and detract from the general enjoyment of the area of the historic Norfolk Island Pines.

Michael Morris

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