
Sent: 10/11/2022 5:22:42 PM
Subject: FW: 10-12 Boondah Rd, Warriewood PEX2022/0001

Hi Paula,

See below. I'll set up a meeting tomorrow for us to discuss.

Thanks,

Andrew

Andrew Pigott
Executive Manager Strategic & Place Planning

Strategic & Place Planning
t 02 8495 6273 m 0418 443 167
andrew.pigott@northernbeaches.nsw.gov.au
northernbeaches.nsw.gov.au



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From: Louise Kerr
Sent: Thursday, 10 November 2022 4:42 PM
To: Andrew Pigott
Cc: Phil Jemison
Subject: FW: 10-12 Boondah Rd, Warriewood PEX2022/0001
Importance: High

Hi Andrew,

Email as discussed. Can you please review and let's have a chat about how to respond tomorrow.

Thanks

Louise Kerr
Director Planning & Place

Planning & Place
t 02 8495 6415 m 0404 076 522
louise.kerr@northernbeaches.nsw.gov.au
northernbeaches.nsw.gov.au



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From: Daniel Maurici <dan@henroth.com.au>

Sent: Thursday, 10 November 2022 4:00 PM

To: Ray Brownlee <Ray.Brownlee@northernbeaches.nsw.gov.au>; Louise Kerr <Louise.Kerr@northernbeaches.nsw.gov.au>

Cc: Stanley Roth <stanley@henroth.com.au>; John Roth <jroth@henroth.com.au>; Scott Barwick <sbarwick@sjb.com.au>

Subject: 10-12 Boondah Rd, Warriewood PEX2022/0001

Importance: High

Dear Ray and Louise,

10-12 Boondah Rd, Warriewood PEX2022/0001

Further to our ongoing discussions about this matter and our aim to work collaboratively with Council to try and finally find a way forward on the land use for our properties, we have been sent the agenda for the LPP meeting on 16 November 2022 regarding our Rezoning Request.

Simply put, we are concerned that the Rezoning Request as amended is not the proposal that will be before the Panel for determination, and is not currently subject of Council's planning report.

Upon review of the planning report it seems that for some reason, my email correspondence dated 17 October 2022 to Paula Moretti (attached), that contained Paula's minutes of our meeting, explicitly amended important aspects of the Rezoning Request, recorded the collaborative interactions with council staff (on matters such as responding to the SES referral) and also provided detailed technical supplementary reports regarding groundwater, water quality modelling, overland flows, ecology, coastal wetland mapping, permissible planting in APZs and flood storage etc, in response to issues raised by the strategic planning team at our meeting on 21 September 2022, has not been referenced at all. It is absolutely critical that my summary email, amendments to the Rezoning Request therein and the attached supplementary information is explicitly assessed by staff and provided in full to the decision makers, being the LPP and in turn the Council so that they may form a view fully informed by the full suite of technical information that includes the supplementary material and indeed the final form of the Rezoning Request.

We do not understand how the Rezoning Request can be properly considered based on the LPP agenda report, not in the least because it does not clearly outline the amendments to the application made after the invitation to do so by Council staff. The correspondence forms part of the Rezoning Request and as advised to Council in the correspondence, was uploaded several weeks ago to the Planning Portal to supplement the original application documents.

Unfortunately it seems that our correspondence attached has been largely ignored by the LPP agenda planning report or it has been left out by mistake. Accordingly, we request that a supplementary planning report is urgently produced by your staff that addresses and provides in full the attached correspondence for the reasons outlined above and in the interests of procedural fairness, before the matter is considered by the LPP on 16 November 2022. If the reporting cannot be completed in time for the LPP meeting next week then the matter should be deferred until the report is completed. It simply cannot be that the Panel considers and determines a Rezoning Request other than the amended Rezoning Request that is currently with Council.

Would you please provide us with a response by 5pm on Monday 14th November?

Regards,

Dan Maurici

Senior Development Manager

Henroth Group

Suite 604, Eastpoint Tower,
Level 6, 180 Ocean Street, Edgecliff NSW 2027

M: 0409 395 589 **D:** (02) 9302 5304

T: (02) 9302 5333 **F:** (02) 9302 5322

E: dan@henroth.com.au