

11 January 2016



Karimbla Properties (No41) Pty Ltd , Karimbla Constructions Services (Nsw) Pty Ltd  
Lvl 11, 528 Kent Street  
SYDNEY NSW 2000

Dear Sir/Madam

**Application Number:** Mod2015/0279  
**Address:** Lot 7 DP 8172 , 9 Howard Avenue, DEE WHY NSW 2099  
**Proposed Development:** Modification of Development Consent 2015/0745 granted for Construction of a temporary building and use of premises as a commercial premises

Please find attached the Notice of Determination for the above mentioned Application.

Please be advised that a copy of the Assessment Report associated with the application is available on Council's eServices website at [www.warringah.nsw.gov.au](http://www.warringah.nsw.gov.au)

Please read your Notice of Determination carefully and the assessment report in the first instance.

If you have any further questions regarding this matter please contact the undersigned on (02) 9942 2111 or via email quoting the application number, address and description of works to [council@warringah.nsw.gov.au](mailto:council@warringah.nsw.gov.au)

Regards,

Luke Perry  
**Planner**

**NOTICE OF DETERMINATION**

<b>Application Number:</b>	Mod2015/0279
<b>Determination Type:</b>	Modification of Development Consent

**APPLICATION DETAILS**

<b>Applicant:</b>	Karimbla Properties (No41) Pty Ltd Karimbla Constructions Services (Nsw) Pty Ltd
<b>Land to be developed (Address):</b>	Lot 7 DP 8172 , 9 Howard Avenue DEE WHY NSW 2099
<b>Proposed Development:</b>	Modification of Development Consent 2015/0745 granted for Construction of a temporary building and use of premises as a commercial premises

**DETERMINATION - APPROVED**

<b>Made on (Date)</b>	11/01/2016
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The request to modify the above-mentioned Development Consent has been approved as follows:

**A. Modify Condition 4. Temporary construction and use of building to read as follows:****4. Temporary construction and use of building**

Development consent is granted for the use of the construction of a temporary structures and use as a commercial premises (NAB Bank) for a maximum temporary period of two (2) years from the date of this consent after which time the use is to cease and structures are to be removed.

An application pursuant to Section 96 of the Act may be submitted to Council for the continuation of the use of the temporary structures as a NAB Bank prior to the expiration of the 2 year period.

Reason: To ensure the temporary structure is removed and use as a commercial premises (NAB bank) within Council's Road Reserve ceases after a maximum 2 year period. (DACPLBOC2)

**Important Information**

This letter should therefore be read in conjunction with DA2015/0745 dated 11 November 2015.

Please note that on site works cannot proceed unless a Construction Certificate application for the modified proposal has been lodged with and approved by Council or an accredited certifier, and relevant conditions of the Development Application have been carried out.

Section 97AA of the Environmental Planning and Assessment Act confers on an applicant who is not satisfied with the determination of the Consent Authority a right of appeal to the Land and Environment Court within 6 months of determination.

## Right to Review by the Council

You may request the Council to review the determination of the application under Section 96AB of the Environmental Planning and Assessment Act 1979. Any request to review the application must be lodged and determined within 28 days after the date of the determination shown on this notice.

*NOTE: A fee will apply for any request to review the determination.*

**Signed**            On behalf of the Consent Authority

Signature           \_\_\_\_\_

Name                Luke Perry, Planner

Date                  11/01/2016