

7 October 2021



Emmanuel Rene Deleuze
C/- Platinum Planning Solutions Po Box 603
UPPER COOMERA NSW 4209

Dear Sir/Madam

Application Number: Mod2021/0616
Address: Lot 1 DP 14521 , 77 Collingwood Street, MANLY NSW 2095
Proposed Development: Modification of Development Consent DA2019/1426 granted for use of the servery window in an existing cafe

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 website at www.northernbeaches.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 1300 434 434 or via email quoting the application number, address and description of works to council@northernbeaches.nsw.gov.au

Regards,



Adam Croft
Planner

NOTICE OF DETERMINATION

| | |
|----------------------------|-------------------------------------|
| Application Number: | Mod2021/0616 |
| Determination Type: | Modification of Development Consent |

APPLICATION DETAILS

| | |
|--|---|
| Applicant: | Emmanuel Rene Deleuze |
| Land to be developed (Address): | Lot 1 DP 14521 , 77 Collingwood Street MANLY NSW 2095 |
| Proposed Development: | Modification of Development Consent DA2019/1426 granted for use of the servery window in an existing cafe |

DETERMINATION - APPROVED

| | |
|-----------------------|------------|
| Made on (Date) | 06/10/2021 |
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The request to modify the above-mentioned Development Consent has been approved as follows:

A. Add Condition No.1A - Modification of Consent - Approved Plans and supporting Documentation to read as follows:

The development must be carried out in compliance (except as amended by any other condition of consent) with the following:

a) Modification Approved Plans

| Architectural Plans - Endorsed with Council's stamp | | |
|--|----------------------------|--------------------|
| Drawing No. | Dated | Prepared By |
| DA-02 Site Plan (Sticker Positions) | 20 July 2018 (as modified) | Morris Design Co |
| DA-03 Elevations (Sticker Positions) | 20 July 2018 (as modified) | Morris Design Co |
| 1 Signage Details | Version 1, 13 July 2021 | Apex Signage |

Reason: To ensure the work is carried out in accordance with the determination of Council and approved plans.

B. Modify Condition 5. Servery Window to read as follows:

5. Servery Window

The premises is operate in accordance with the following:

i) When the pedestrian thoroughfare becomes congested or blocked, the servery is to be closed and orders collected from inside the premises.

Reason: To ensure the orderly queuing of customers and maintain the pedestrian thoroughfare on the footpath.

C. Add Condition 6A. Footpath Signage to read as follows:

6A. Footpath Signage

- i. A minimum of three "PLEASE QUEUE HERE" stickers/decals shall be provided adjacent to the building wall at 2m intervals.
- ii. Two "KEEP CLEAR" stickers/decals 500mm x 500mm in dimension shall be provided in the centre of the footpath adjacent to the servery window.

The proposed sticker/decal designs shall be submitted to the Certifying Authority for approval prior to the issue of a Construction Certificate, or Occupation Certificate if no Construction Certificate is required in relation to the development.

Reason: To ensure the orderly queuing of customers and maintain the pedestrian thoroughfare on the footpath.

D. Add Condition 8. Footpath Maintenance to read as follows:

8. Footpath Maintenance

It is the responsibility of the Applicant/Operator to ensure that the footpath signage is maintained for the life of the development, or while ever the servery window is in operation. Should any of the signage required under this consent deteriorate, fail or be removed, it must be replaced at the Applicant/Operator's expense.

Reason: To ensure the orderly queuing of customers and maintain the pedestrian thoroughfare on the footpath.

E. Add Condition 8. Protection of Food to read as follows:

8. Protection of Food

Food shall be protected from contamination at all times including access to flies and dust to the food preparation area via the opening in the external wall.

Reason: To comply the the Food Standards Code.

Important Information

This letter should therefore be read in conjunction with DA2019/1426 dated 9 March 2020. .

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.

Right to Review by the Council

You may request Council to review this determination of the application under Division 8.2 of the Environmental Planning & Assessment Act 1979. Any Division 8.2 Review of Determination application must be submitted to Council within 28 days of this determination, to enable the assessment and determination of the application within the 6 month timeframe.


Right of Appeal

Section 8.10 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.

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

Signed On behalf of the Consent Authority



Name Adam Croft, Planner

Date 06/10/2021