

## Waste Referral Response

<b>Application Number:</b>	DA2019/0263
<b>To:</b>	Rebecca Englund
<b>Land to be developed (Address):</b>	Lot 3 DP 1115877 , 53 B Warriewood Road WARRIEWOOD NSW 2102 Lot 3 DP 942319 , 53 Warriewood Road WARRIEWOOD NSW 2102

### Reasons for referral

This application seeks consent for the following:

- new residential works with three or more dwellings. (RFB's, townhouses, seniors living, guesthouses, etc). or
- mixed use developments containing three or more residential dwellings. or
- new subdivisions of three or more lots. (Private road and public road subdivisions) or

And as such, Councils Waste Management Officers are required to consider the likely impacts on drainage regimes.

### Officer comments

Waste Management Comments - Amended proposal.

The amended proposal is unacceptable and will not be supported by Waste Management.

The proposal for the placement of a row/block of bins on Lorikeet Grove for collection is a type of collection arrangement that Waste Management is actively discouraging and will not approve.

### Waste Collection Options for Pheasant Place

Waste Managements preferred option (1) is for the waste collection trucks to service the bins from the kerbside in front of each house in Pheasant Place.

This will require the relevant legal requirements to be put in place (see below) and the road way constructed in accordance with Council Waste DCP requirements.

Legal Access Issues - same as previous with additional comments in italics

- Positive covenant for waste collection required on Lot 1 of the proposed development (DA2019/0263). *THIS IS STILL REQUIRED.*
- Positive covenant for waste collection required on Lots 4, 5,6,7 & 14 of the proposed development (DA2019/0263) to allow waste collection vehicles to use the temporary accessway until such time as truck access is available via Lorikeet Grove.*NOT REQUIRED AS NEW PROPOSAL DOES NOT INTEND TO USE THIS ACCESSWAY.*
- Positive covenant for waste collection required on Lot 1 DP270946 (Pheasant Place, Warriewood).*THIS IS STILL REQUIRED*
- Positive covenant for waste collection required on Lot 1 DP1214859 & Lot 2 DP270946 to allow waste collection vehicles to use the new temporary accessway until such time as truck access is available via Lorikeet Grove *NEW REQUIREMENT FOR NEWLY PROPOSED TEMPORARY ACCESSWAY.*

Having spoken with owners from the existing Pheasant Place properties, they were quite keen to have their bins collected from in front of their houses.

I would expect them to be co-operative with the implementation of the positive covenants.

Waste Collection Option (2) - not preferred but acceptable.

All properties within Pheasant Place be placed on a communal bin system.

A bin enclosure designed and constructed to Council requirements be provided within the private property (community lot) at the corner of Lorikeet Grove and Pheasant Place.

Communal bins would remain within this enclosure at all times. The waste collection service would empty the bins from this enclosure.

There are no other options

Regards

Ray Creer.

Waste Management Comments.

Property Access Issues:

- Positive covenant for waste collection required on Lot 1 of the proposed development (DA2019/0263).
- Positive covenant for waste collection required on Lots 4, 5,6,7 & 14 of the proposed development (DA2019/0263) to allow waste collection vehicles to use the temporary accessway until such time as truck access is available via Lorikeet Grove.
- Positive covenant for waste collection required on Lot 1 DP270946 (Pheasant Place, Warriewood). Should this not be forthcoming access for waste collection vehicles to the proposed development will be denied and the DA should be refused.

Roadway:

- Road pavement to be constructed in accordance with Councils' Waste DCP.

### Referral Body Recommendation

Recommended for refusal

### Refusal comments

### Recommended Waste Conditions:

## DEVELOPMENT CONSENT OPERATIONAL CONDITIONS

### Conditions - Prior to Occupation Certificate: Positive Covenant for Waste Services - Pheasant Place, Warriewood

Lot 1 DP270946 - Pheasant Place, Warriewood. A positive covenant shall be created on the title of the land requiring the proprietor of the land to provide access for waste collection services prior to the issue of an Interim/Final Occupation Certificate. The terms of the positive covenant are to be prepared to Council's standard requirements, (available from Northern Beaches Council), at the applicant's expense

and endorsed by Council prior to lodgement with the Department of Lands. Northern Beaches Council shall be nominated as the party to release, vary or modify such covenant.

Reason: Reason: To ensure ongoing access for servicing of waste facilities (DACWTF03)

## CONDITIONS TO BE SATISFIED PRIOR TO THE ISSUE OF THE CONSTRUCTION CERTIFICATE

### Waste and Recycling Requirements

Details demonstrating compliance with Warringah Development Control Plan – Part C9 Waste Management, including the required Warringah Waste Management Plan, are to be submitted to and approved by the Certifying Authority prior to the issue of any Construction Certificate.

Note: If the proposal, when compliant with Warringah Development Control Plan – Part C9 Waste Management, causes inconsistencies with other parts of the approval i.e. architectural or landscaped plans a modification(s) to the development may be required.

Reason: To ensure adequate and appropriate waste and recycling facilities are provided. (DACWTC01)

## CONDITIONS TO BE COMPLIED WITH DURING DEMOLITION AND BUILDING WORK

### Waste/Recycling Requirements (Waste Plan Submitted)

During demolition and/or construction the proposal/works shall be generally consistent with the submitted Waste Management Plan titled [INSERT] and dated [INSERT].

Reason: To ensure waste is minimised and adequate and appropriate waste and recycling facilities are provided. (DACWTE01)

### Waste/Recycling Requirements (Materials)

During demolition and/or construction the following materials are to be separated for recycling – timber – bricks – tiles – plasterboard – metal – concrete, and evidence of disposal for recycling is to be retained on site.

Reason: To ensure waste is minimised and recovered for recycling where possible. (DACWTE02)

## CONDITIONS WHICH MUST BE COMPLIED WITH PRIOR TO THE ISSUE OF THE OCCUPATION CERTIFICATE

### Positive Covenant for Waste Services - Temporary Accessway

A positive covenant shall be created on the title of the land requiring the proprietor of the land to provide access to the waste storage facilities prior to the issue of an Interim/Final Occupation Certificate. The terms of the positive covenant are to be prepared to Council's standard requirements, (available from Northern Beaches Council), at the applicant's expense and endorsed by Council prior to lodgement with the Department of Lands. Northern Beaches Council shall be nominated as the party to release, vary or modify such covenant. This is required for Lots 4, 5, 6, 7 & 14 to allow access for waste collection vehicles to use the temporary accessway.

Reason: To ensure ongoing access for servicing of waste facilities (DACWTF03)

### **Waste and Recycling Facilities Certificate of Compliance**

The proposal shall be constructed in accordance with Warringah Development Control Plan – Part C9 Waste Management

Details demonstrating compliance are to be submitted to the Principal Certifying Authority prior to the issue of any interim / final Occupation Certificate.

Reason: To ensure waste and recycling facilities are provided. (DACWTF01)

### **Waste/Recycling Compliance Documentation**

Evidence of disposal for recycling from the construction/demolition works shall be submitted to the Certifying Authority prior to the issue of any interim / final Occupation Certificate.

Reason: To ensure waste is minimised and recycled. (DACWTF02)

### **Positive Covenant for Waste Services**

A positive covenant shall be created on the title of the land requiring the proprietor of the land to provide access to the waste storage facilities prior to the issue of an Interim/Final Occupation Certificate. The terms of the positive covenant are to be prepared to Council's standard requirements, (available from Warringah Council), at the applicant's expense and endorsed by Council prior to lodgement with the Department of Lands. Warringah Council shall be nominated as the party to release, vary or modify such covenant.

Reason: To ensure ongoing access for servicing of waste facilities (DACWTF03)

### **Authorisation of Legal Documentation Required for Waste Services**

The original completed request form (Department of Lands standard form 13PC) must be submitted to Council for authorisation prior to the issue of the Interim/Final Occupation Certificate. A copy of the work-as-executed plan (details overdrawn on a copy of the approved plan) must be included with the above submission. Where required by Council or the Certifying Authority, a Compliance Certificate shall also be provided in the submission to Council.

If Council is to issue the Compliance Certificate for these works, the fee is to be in accordance with Council's Fees and Charges.

Reason: To create encumbrances on the land. (DACWTF04)

### **Neighbourhood Management Statement for Waste Services**

Where a development proposes the creation of a neighbourhood scheme, the Neighbourhood Management Statement shall include wording in relation to the provision of waste services in accordance with Council's standard requirements (available from Warringah Council).

Reason: To ensure ongoing access for servicing of waste facilities (DACWTF05)