

21 November 2022



Pergola Land Australia Pty Ltd
PO Box 124
THORNLEIGH NSW 2120

Dear Sir/Madam

Application Number: Mod2022/0546
Address: Lot 45 DP 252815 , 34 Mathews Street, DAVIDSON NSW 2085
Proposed Development: Modification of Development Consent DA2022/0930 granted for construction of a pergola

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,



Michael French
Planner

NOTICE OF DETERMINATION

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|----------------------------|-------------------------------------|
| Application Number: | Mod2022/0546 |
| Determination Type: | Modification of Development Consent |

APPLICATION DETAILS

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|----------------------------------------|---------------------------------------------------------------------------------------|
| Applicant: | Pergola Land Australia Pty Ltd |
| Land to be developed (Address): | Lot 45 DP 252815 , 34 Mathews Street DAVIDSON NSW 2085 |
| Proposed Development: | Modification of Development Consent DA2022/0930 granted for construction of a pergola |

DETERMINATION - APPROVED

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|-----------------------|------------|
| Made on (Date) | 17/11/2022 |
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The request to modify the above-mentioned Development Consent has been approved as follows:

A. Modify Condition 13- Stormwater Drainage Disposal Certification to read as follows:

The stormwater drainage works shall be certified as compliant with all relevant Australian Standards and Codes by a suitably qualified person. Details demonstrating compliance are to be submitted to the Principal Certifier prior to the issue of an Occupation Certificate.

Reason: To ensure appropriate provision for the disposal of stormwater arising from the development.

B. Delete Condition 6- Stormwater Drainage Disposal that read as follows:

The stormwater drainage systems for the development are to be designed, installed and maintained in accordance with Council's Water Management for Development Policy.

All stormwater drainage systems must comply with the requirements of Council's Water Management for Development Policy. Any recommendations identified within a Geotechnical Report relevant to the development are to be incorporated into the design of the stormwater drainage system. Details demonstrating compliance from a qualified and practising Civil Engineer and where relevant a Geotechnical Engineer must be submitted to and approved by the Certifying Authority prior to the issue of a Construction Certificate.

When the proposed discharge point for the development in this consent cannot strictly comply with the Water Management for Development Policy, the Applicant must apply to verify the proposed discharge point by gaining Council approval via a Stormwater Drainage Application. Council approval must be provided to the Certifying Authority prior to the issue of a Construction Certificate when a Stormwater Drainage Application is required. The Stormwater Drainage Application form can be found on Council's website.

Compliance with this condition must not result in variations to the approved development or additional tree removal.

Reason: To ensure satisfactory management of stormwater.

Important Information

This letter should therefore be read in conjunction with DA2022/0930 dated 25 July 2022.

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 lodged on the NSW Planning portal 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 Michael French, Planner

Date 17/11/2022