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**From:** Peter Harley OAM  
**Sent:** 5/04/2023 4:30:42 PM  
**To:** Council Northernbeaches Mailbox  
**Subject:** Submission by the Friends of Freshwater re DA2022/2281  
**Attachments:** 22091401.PDF;

ATTENTION PHIL LANE JUNIOR, ASSESSMENT OFFICER

Please see attached our further submission concerning this DA for your consideration

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**Best regards**

**Peter Harley OAM**  
**President**  
**Friends of Freshwater Inc**  
**4 Marmora St. Freshwater Beach. 2096**  
**NSW. Australia**  
**landline** [REDACTED]  
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Ms Louise Kerr  
Acting Chief Executive Officer  
Northern Beaches Council  
PO Box 82  
Manly NSW 2095

Dear Ms Kerr

**Re: Submission on DA: 80 Undercliff Road, Freshwater – Pilu**

**Attention the Assessment Officer: Phil Lane Junior**

We refer to DA 2022/2281 lodged on behalf of Pilu.

The Friends of Freshwater lodged a submission in support of the Pilu DA dated 23 February 2023. In summary, our submission noted that the DA is simply a formalisation of the existing restaurant and marquee and the approval of the DA will have no impact on the existing parking, noise, capacity or heritage issues. The FoF membership is comprised of local residents and in the ten years we have been established, there has never been a complaint to us over noise, civil disturbance or any other issue made in relation to this well-loved establishment.

Given the high regard Pilu is held in by the majority of local residents, we were surprised and dismayed to see that a belated submission opposing the DA was lodged by Tim Trumper and Elizabeth Wilkins, who live at 77 Undercliff Road Freshwater. A review of the remaining submissions shows that the majority who object to the DA are not Freshwater local residents and we query what weight should be given to their submissions. The non-Freshwater residents include Dyer (who made 3 submissions all with similar content), Sisk, Rubinstein, Moylan and Bronson) The actual Freshwater residents, including two who live nearby and on Undercliff Road directly behind Pilu, are wholeheartedly in support of the DA (submissions from Freshwater residents Dunn, Morrissey, Lynch, Bevan, Parker)

Regarding the Trumper's submission, it is misleading in that it attempts to characterise the DA as being for a **"new"** development of a standalone **"function centre"** and that the development represents a **"significant intensification of the use of the site"**. That is simply not true. The existing marquee is not a "function centre". The existing marquee cannot operate independently of the restaurant. The marquee does not have cooking facilities, bathrooms or other amenities. The marquee is clearly ancillary to the restaurant and not a standalone function centre.



Friends of Freshwater

The DA simply seeks to formalise the long standing functions held in the marquee, and there will be no intensification of the use of the site.

Further, the Trumpers appear to have misread the DA as their submission states ***“As we understand, the proposal for a function centre will see the closure of the restaurant and therefore will be the independent and dominate purpose of the site”***. That statement is untrue. The marquee has no cooking facilities, bathrooms or other amenities. The marquee cannot operate independently from the restaurant.

The Trumpers also cite parking and noise issues. It has been our observation that most of the guests at Pilu functions arrive and depart by taxi. They are well behaved and the impact of guests taking photos in the surrounding parkland is minimal. In fact, it is the opposite, the overall effect of the weddings held in the function centre provides a joyful atmosphere that enhances the surrounding parkland.

We reiterate our support for the Pilu DA and consider the existing marquee has no detrimental impact on the heritage value, surrounding Reserves, parking or amenity of the local residents.

Margot Hazard  
Secretary  
Friends of Freshwater Inc

5 April 2023