

## Environmental Health Referral Response - commercial use

Application Number:	DA2019/1021
To:	Kent Bull
Land to be developed (Address):	Lot 2 DP 1019352 , 0 West Esplanade MANLY NSW 2095

### Reasons for referral

This application seeks consent for one or more of the following:

- Food premises, or
- Backpackers/Boarding house, or
- Mortuary, or
- Skin penetration, accupuncture, tattoo, beauty salon, or
- Public pool

And as such, Council's Environmental Health and Protection officers are required to consider the likely impacts.

### Officer comments

#### General Comments

The proposal in summary is refurbishment of a previous similar cafe.  
No objection subject to conditions.

### Recommendation

APPROVAL - subject to conditions

### Recommended Environmental Health and Protection Conditions:

#### DEVELOPMENT CONSENT OPERATIONAL CONDITIONS

#### Smoke and odour

The business operation shall not cause any visible smoke or odour nuisance at any time.  
Where necessary this may involve a review of any cooking processes or menu items as appropriate to comply.

Reason: To avoid any smoke or odour issue to any neighbouring premises.

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

#### Registration of Food Business

The food business must be registered with the Appropriate Regulatory Authority, prior to Occupation Certificate being issued.

Reason: Food premises are required to be registered with the Appropriate Regulatory Authority.

**Kitchen Design, construction and fit out of food premises certification**

Prior to the issuing of any interim / final occupation certificate, if required or occupation and commencement of trading certification is to be provided from a suitably qualified person that the design, construction and fit out of food premises kitchen is compliant with the requirements of AS 4674 Design, construction and fit out of food premises in all respects.

Details demonstrating compliance are to be submitted to the Principal Certifying Authority and/or Council as appropriate.

Reason: To ensure that the kitchen complies with the design requirements.

**Mechanical Ventilation certification if altered/replaced**

Where a mechanic exhaust is installed/altered then prior to the issuing of any interim / final occupation certificate, certification is to be provided from the installer of the mechanical ventilation system that the design, construction and installation of the mechanical ventilation system is compliant with the requirements of AS1668 The use of mechanical ventilation.

Details demonstrating compliance are to be submitted to the Principal Certifying Authority.

Reason: To ensure that the mechanical ventilation system complies with the design requirements.