

14 March 2016



Vaughan Milligan Development Consulting Pty Ltd  
PO Box 49  
NEWPORT BEACH NSW NSW 2106

Dear Sir/Madam

**Application Number:** Mod2016/0022  
**Address:** Lot 1 DP 651395 , 9999 Pittwater Road, BROOKVALE NSW 2100  
**Proposed Development:** Modification of Development Consent DA6000/4021 (No 94/380) to provide for three (3) of the approved twelve (12) National Rugby League (NRL) matches on Thursday nights at Brookvale Oval

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 eServices website at [www.warringah.nsw.gov.au](http://www.warringah.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 (02) 9942 2111 or via email quoting the application number, address and description of works to [council@warringah.nsw.gov.au](mailto:council@warringah.nsw.gov.au)

Regards,

Rodney Piggott  
**Development Assessment Manager**

## NOTICE OF DETERMINATION

<b>Application Number:</b>	Mod2016/0022
<b>Determination Type:</b>	Modification of Development Consent

### APPLICATION DETAILS

<b>Applicant:</b>	Vaughan Milligan Development Consulting Pty Ltd
<b>Land to be developed (Address):</b>	Lot 1 DP 651395 , 9999 Pittwater Road BROOKVALE NSW 2100
<b>Proposed Development:</b>	Modification of Development Consent DA6000/4021 (No 94/380) to provide for three (3) of the approved twelve (12) National Rugby League (NRL) matches on Thursday nights at Brookvale Oval

### DETERMINATION - APPROVED

<b>Made on (Date)</b>	14/03/2016
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The request to modify the above-mentioned Development Consent has been approved as follows:

#### A. Amend Condition 27 to read:

27. The stated level of use by any licence holder or booking for a national sporting competition during the season other than preseason, practice or exhibition matches is generally:

##### Weekly Training:

- Monday, Tuesday & Thursday evening – from 16.30 to 22.00
- Wednesday evening training – from 16.30 to 20.30
- Saturday and Sunday morning from 07.00 to 10.00

##### National Competition Matches:

- 12 home matches to be played in the season.

The matches may be scheduled on:

- Friday evening – finishes at 22.00
- Saturday afternoon – finishes at 18.00
- Saturday evening – finishes at 22.00
- Sunday afternoon – finishes at 18.00.
- Monday evening – finishes at 21.00.
- Thursday evening – finishes at 22.00.

#### B. Amend Condition 28 to read:

28. Night matches are limited to a maximum of 12 matches per season (in total) to be played on either Friday, Saturday nights, including up to three (3) Monday nights and up to three (3) Thursday nights.

**C. Add Condition 59 to read:**

**59. Implementation of the Brookvale Oval Operational Plan of Management for all night matches and for all Monday Night fixtures (referencing the “2016 season”)**

The lessee is to be provided with a copy of the final Operational Plan of Management and is to undertake appropriate actions as required by the Plan. (Note: failure to implement this Plan of Management is a breach of this consent).

**Reason:** To minimise impact on surrounding residential areas.

**Important Information**

This letter should therefore be read in conjunction with DA6000/4021 dated 22 August 1994; DA6000/4021/2 dated 13 March 2007; DA6000/4921/3 dated 8 May 2007; and DA6000/4021/4 dated 27 March 2008.

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.

Section 97AA 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.

**Right to Review by the Council**

You may request the Council to review the determination of the application under Section 96AB of the Environmental Planning and Assessment Act 1979. Any request to review the application must be lodged and determined within 28 days after the date of the determination shown on this notice.

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

**Signed**            On behalf of the Consent Authority

Signature

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Name                Rodney Piggott, Development Assessment Manager

Date                 14/03/2016