
From: Daniel Maurici
Sent: Tuesday, 15 November 2022 8:37 PM
To: Planning Panels - Northern Beaches; Planning Panels - Northern Beaches
Cc: Louise Kerr; Ben Salon
Subject: Fwd: 10-12 Boondah Rd, Warriewood PEX2022/0001

Categories: NBLPP

Hi Heidi,

Sorry I sent this to your wrong email address it seems. Would you please forward to the Panel members for discussion tomorrow? Thanks.

Regards
Dan Maurici

From: Daniel Maurici
Sent: Tuesday, 15 November 2022, 5:42 pm
To: Louise Kerr
Cc: Scott Barwick; Ray Brownlee ; Andrew Pigott ; Heidi Young ; Ben Salon
Subject: RE: 10-12 Boondah Rd, Warriewood PEX2022/0001

The Secretary
Local Planning Panel
Northern Beaches Council

Dear Panel Chair and Members,

15 November 2022

Response to NBC Memo to NBLPP – date 14 November 2022

Agenda 4.1 - 10-12 Boondah Road, Warriewood-Planning Proposal REFERENCE: Email from the Applicant to Council (dated 10 November 2022) -

We submit there is insufficient time for the applicant or the LPP to properly assess the Memo (supplementary to the planning assessment) noted above (“Memo”), and in the case of we the Proponent, to respond in kind. **We request this matter is deferred** given the lateness of the Memo being made available only on the day before the LPP hearing on 16 November. The timing prejudices us by severely curtailing any opportunity we have to consider, digest and with a reasonable amount of time, respond to the matters raised in and by the Memo. It is absolutely fundamental to due process that a person whose interests are likely to be affected by a decision should know what is said against their proposal and be given a reasonable opportunity to respond and be heard.

Further, and while we acknowledge that we will have the opportunity to speak and potentially provide further information to the Local Planning Panel tomorrow when it considers the Rezoning Request, we the Proponent will reasonably need more than 24 hours to properly consider and formulate a response to the issues and assertions raised in and by the Memo. In that way, an invitation or opportunity to be heard that does not allow or provide the

Proponent a real chance to present its case is an empty gesture leaving the validity of any resulting decision in doubt.

Notwithstanding the above, we have, in the limited time afforded to us by Council, identified some serious and obvious errors and inconsistencies within the Memo itself and also between the assertions in the Memo and the planning assessment as written that need to be addressed and that will take time to address (i.e. more than 24hrs to address).

In addition I request that Ben Salon be substituted for Scott Barwick as a speaker on our behalf tomorrow because Scott is unable to attend given he is sitting on a panel at the same time tomorrow as our hearing and had inadvertently double booked himself. We apologize for any inconvenience.

Regards,

Dan Maurici

Senior Development Manager

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