

Northern Beaches Council
PO Box 82
MANLY NSW 1655

Sent via Planning Portal

Dear Sir/Madam

**HERITAGE COUNCIL OF NSW – GENERAL TERMS OF APPROVAL
INTEGRATED DEVELOPMENT APPLICATION**

Address: 9 Spring Cove Avenue MANLY NSW 2095
SHR item: St. Patricks Estate, SHR no. 01724
Proposal: Installation of a spa and deck in the rear yard
IDA application no: HMS ID 2127

As delegate of the Heritage Council of NSW (the Heritage Council), I have considered the above integrated development application. In accordance with Section 4.47 of the *Environmental Planning and Assessment Act 1979*, the following general terms of approval are granted:

APPROVED DEVELOPMENT

1. All work shall comply with the information contained within:
 - a) Architectural drawings, prepared by Connect Drafting, as listed below:

Dwg No	Dwg Title	Date	Rev
Project Name: Spa/deck			
CD-218/21-V1, Sheet 1 of 2	Site plan / Site analysis	17/11/21	A
CD-218/21-V1, Sheet 2 of 2	Floor plan / Elevations / Section	17/11/21	A

- b) Heritage Impact Statement, prepared by Northern Beaches Planning, dated October 2022.

EXCEPT AS AMENDED by the conditions of this approval:

UNEXPECTED FINDS

2. The Applicant must ensure that if substantial intact archaeological deposits and/or State significant relics or any other buried fabric are discovered, work must cease in the affected area(s) and the Heritage Council of NSW must be notified. Additional assessment and approval may be required prior to works continuing in the affected area(s) based on the nature of the discovery.

Reason: All significant fabric within a State Heritage Register curtilage should be managed according to its significance. This is a standard condition to identify to the

applicant how to proceed if historical archaeological relics, or other unexpected buried discoveries such as works are identified during the approved project.

ABORIGINAL OBJECTS

3. Should any Aboriginal objects be uncovered by the work which is not covered by a valid Aboriginal Heritage Impact Permit, excavation or disturbance of the area is to stop immediately and Heritage NSW is to be informed in accordance with the *National Parks and Wildlife Act 1974*. Works affecting Aboriginal objects on the site must not continue until Heritage NSW has been informed and the appropriate approvals are in place. Aboriginal objects must be managed in accordance with the *National Parks and Wildlife Act 1974*.

Reason: This is a standard condition to identify to the applicant how to proceed if Aboriginal objects are unexpectedly identified during works.

COMPLIANCE

4. If requested, the applicant and any nominated heritage consultant may be required to participate in audits of Heritage Council of NSW approvals to confirm compliance with conditions of consent.

Reason: To ensure that the proposed works are completed as approved.

SECTION 60 APPLICATION

5. An application under section 60 of the *Heritage Act 1977* must be submitted to, and approved by, the Heritage Council of NSW (or delegate), prior to work commencing.

Reason: To meet legislative requirements.

Advice

Section 148 of the *Heritage Act 1977* (the Act), allows people authorised by the Minister to enter and inspect, for the purposes of the Act, with respect to buildings, works, relics, moveable objects, places or items that is or contains an item of environmental heritage. Reasonable notice must be given for the inspection.

Right of Appeal

If you are dissatisfied with this determination, section 70A of the Act gives you the right of appeal to the Land and Environment Court.

If you have any questions about this correspondence, please contact Lily Chu, Senior Assessments Officer, at Heritage NSW on 9873 8595 or Lily.Chu@environment.nsw.gov.au.

Yours sincerely

'Michael Ellis.

Michael Ellis
Manager, Assessments
Heritage NSW
Department of Planning and Environment
As Delegate of the Heritage Council of NSW
9 February 2023