

14 February 2011



J S Perego  
46 Martin Street  
FRESHWATER NSW 2096

CC (SDS)

Dear Mr Perego,

**RE: Modification Application No: Mod2010/0311 - (DA2008/0585)**  
**Description: Section 96(1A) Modification of Development Consent**  
**DA2008/0585 granted for Alterations & additions to the rear existing**  
**dwelling**  
**Address: 46 Martin Street FRESHWATER**

We are writing to advise that the request to modify the above-mentioned Development Consent has been approved on **10 February 2011** as follows:

- Condition No.1 be modified as follows:

**1. Development in Accordance with Plans (S96 Amendments)**

The development being carried out in accordance with plans Reference DA2008/0585 numbered as seen below:

Drawing Number	Dated	Prepared By
08021-1	03/02/2008	All Walls Pty Ltd

As modified by the plans listed below that were submitted with the Section 96 (1A) Modification Application No. MOD2010/0311 received by Council on 6 December 2010 and endorsed with Council's approval stamp: but only in so far as the plans reflect the roof changes and internal configuration changes;

Drawing Number	Dated	Prepared By
08021-1 Revision A	09/08/2010	All Walls Pty Ltd

No construction works (including excavation) shall be undertaken prior to the release of the Construction Certificate.

Note: Further information on Construction Certificates can be obtained by contacting Council's Call Centre on 9942 2111, Council's website or at the Planning and Assessment Counter.

**Reason:** *To ensure the work is carried out in accordance with the determination of Council and approved plans.*

- Insert Condition No.1a to read as follows:

**1a. Compliance with External Department, Authority or Service Requirements**

The development must be carried out in compliance with the following:

External Department, Authority or Service name	Letter Reference	Dated
Energy Australia	MOD2010/0311	8 December 2010

**Reason:** To ensure the work is carried out in accordance with the determination and the statutory requirements of External Department, Authority or Body's.

This letter should therefore be read in conjunction with Development Consent DA2008/0585 dated 23 May 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 96(6) 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.

Should you require any further information on this matter, please contact **Shaylin Moodliar** between the hours of 9.30am and 10.30am or 3.00pm and 4.00pm, Monday to Friday, on telephone number **9942 2111**, or at any time on facsimile number **9971 4522**.

Details of development applications lodged after July 1, 2005 are also available online, to access this facility please visit our E-Services System at [www.warringah.nsw.gov.au](http://www.warringah.nsw.gov.au).

Yours faithfully

Shaylin Moodliar  
**Development Assessment Officer**

