

26 October 2020



The Owners Of Strata Plan 677  
C/- Barker Ryan Stewart Unit 5/78 York Street  
EAST GOSFORD NSW 2250

Dear Sir/Madam

**Application Number:** Mod2020/0369  
**Address:** Lot CP SP 677 , 1122 Pittwater Road, COLLAROY NSW 2097  
**Proposed Development:** Modification of Development Consent DA2019/1138 granted for construction of coastal protection works

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 website at [www.northernbeaches.nsw.gov.au](http://www.northernbeaches.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 1300 434 434 or via email quoting the application number, address and description of works to [council@northernbeaches.nsw.gov.au](mailto:council@northernbeaches.nsw.gov.au)

Regards,



Kye Miles  
**Planner**

## NOTICE OF DETERMINATION

<b>Application Number:</b>	Mod2020/0369
<b>Determination Type:</b>	Modification of Development Consent

### APPLICATION DETAILS

<b>Applicant:</b>	The Owners Of Strata Plan 677
<b>Land to be developed (Address):</b>	Lot CP SP 677 , 1122 Pittwater Road COLLAROY NSW 2097
<b>Proposed Development:</b>	Modification of Development Consent DA2019/1138 granted for construction of coastal protection works

### DETERMINATION - APPROVED

<b>Made on (Date)</b>	23/10/2020
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The request to modify the above-mentioned Development Consent has been approved as follows:

#### **A. Modify Condition No. 11 - Temporary support of excavation, to read as follows:**

The use of sheet piling as a measure to provide temporary support is only permitted behind the crest of the works and must be undertaken in a manner that does not impact the structure/integrity of the cemented sands present at the site.

Sheet piling is not permitted as a measure to provide temporary support for excavation at the toe of the works due to potential damage to the cemented sand.

Details demonstrating the actions required to ensure compliance with this requirement are to be prepared by a suitably qualified engineer and submitted to Northern Beaches Council for approval prior to issue of the construction certificate.

Reason: To prevent damage to the structure/integrity of the cemented sands present at the site.

#### **B. Modify Condition No. 12 - Integration with adjoining works, to read as follows:**

A detailed plan and cross section(s) at the common boundaries are to be prepared confirming:

- The works will be retained within the property boundary of 1122 Pittwater Road.
- The method for integration with the existing rock works present.
- The works will not impact the condition, grade or level of protection provided by the existing rock works present on the adjoining properties.

Details demonstrating the actions required to ensure compliance with this requirement are to be prepared by a suitably qualified coastal engineer and submitted to Northern Beaches Council for approval prior to issue of the construction certificate.

Reason: To provide adequate detail to enable works to be constructed without impacting the adjoining

works or properties.

**C. Modify Condition No. 15 - Performance of coastal protection works, to read as follows:**

A statement is to be prepared by a suitably qualified coastal engineer that the proposed works:

- Will be constructed entirely within the property boundary of 1122 Pittwater Road (Lot CP SP 677) Pittwater Road, Collaroy.

Details demonstrating the actions required to ensure compliance with this requirement are to be prepared by a suitably qualified coastal engineer and submitted to Northern Beaches Council for approval prior to issue of the construction certificate.

Reason: To ensure ongoing structural integrity and performance of the proposed works.

**D. Delete Condition No. 31 - Historic Artefacts and Aboriginal relics**

**E. Delete Condition No. 42 - Landscape maintenance**

**F. Modify Condition No. 45 - Post storm inspection, to read as follows:**

After any storm event where damage occurs that impacts the support or performance of the works, the owners are to procure, at their cost, inspections by a suitably qualified coastal engineer of the coastal protection works. A detailed report is to be provided by this coastal engineer and any recommendations within the report are to be undertaken as soon as reasonably practicable in accordance with the Maintenance Management Plan or after necessary approvals are obtained, if required.

Reason: To ensure the coastal protection works are maintained after a storm event.

## **Important Information**

This letter should therefore be read in conjunction with DA2019/1138 dated 19 March 2020.

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.

## **Right to Review by the Council**

You may request Council to review this determination of the application under Division 8.2 of the Environmental Planning & Assessment Act 1979. Any Division 8.2 Review of Determination application should be submitted to Council within 3 months of this determination, to enable the assessment and determination of the application within the 6 month timeframe.

## **Right of Appeal**

Section 8.10 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.

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

**Signed**            On behalf of the Consent Authority



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**Name**            Kye Miles, Planner

**Date**            23/10/2020