

26 May 2006

St Vincent De Paul - Steve Gillespie
PO Box 557
Brookvale NSW 2100

2004/1243MOD1
CC (PAS)

Dear Sir / Madam,

**RE: 638 PITTWATER ROAD BROOKVALE
MODIFICATION OF DEVELOPMENT CONSENT NO. 2004/1243**

We are writing to advise that the request to modify the above-mentioned Development Consent has been approved on **23 May 2006** and determined as follows:

“THAT Council, as the consent authority, modifies Development Consent 2004/1243DA for the construction of an awning, at Lot 1 in DP 1001963, No. 638 Pittwater Road, Brookvale, in the following manner:

- *Deletion of Condition No. 3 Carparking and access requirements*
- *Deletion of Condition No. 4 Number of required carparking spaces*
- *Deletion of Condition No. 5 Location of support columns for awning”*

This letter should therefore be read in conjunction with Development Consent 2004/1243 dated 14 February 2005. Please find attached a consolidated set of conditions incorporating both modifications of consent.

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 97(1) of the Environmental Planning and Assessment Act confers on the applicant who is not satisfied with the determination of the Consent Authority has a right of appeal to the Land and Environment Court exercisable within 12 months of receipt of this notice.

You may request the Council to review the determination of the application under Section 82A of the Environmental Planning & Assessment Act 1979. Any request to review the application must be within 12 months after the date of determination shown on this notice.

Should you have any further enquiries in connection with this matter, please contact the referred to Enquiry Officer.

Please note that if you nominate Council to assess your Construction Certificate, associated forms and information regarding what to submit is also enclosed in the determination kit.

Work must also be in accordance with the relevant MODIFIED conditions of the Development Consent.

Should you require any further information on this matter, please contact **Simon Ip** 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 DA's Online System at www.warringah.nsw.gov.au.

Yours faithfully,

Philip Hoffman
Senior Team Leader
Planning and Assessment Services