

This DA Submission Form must be completed and attached to your submission

The General Manager
Pittwater Council
PO Box 882
MONA VALE NSW 1660

(Fax No 9970 7150)

DA No R0002/09

Name John Meintjes
Address 207a Garden St
Warriewood 2102
Phone 0425 63 22 36
Date 28/8/09

Proposed Development rezoning to permit 'Neighbourhood shops' and 'Restaurants'

At 23B MACPHERSON STREET WARRIEWOOD NSW 2102

I have inspected the DA plans I have considered them in the context of the relevant Locality Plans and Development Control Plans

Yes No

I am willing to provide expert reports to supplement my comments should a conflict in opinion arise

Yes No

I am willing to provide evidence to the Land and Environment Court if the application is appealed

Yes No

In the interests of public transparency please note that your submission in its entirety will be available to the applicant or other interested persons on request and will also be made available on Council's Internet site through Council's transparent Development Application tracking process. You are encouraged, as is the applicant, to discuss with each other any matters that may be of concern.

COMMENTS (You may use the space provided or attach a separate document)

Letter attached

YOU MUST COMPLETE THE INFORMATION BELOW AND SIGN THIS FORM FOR YOUR SUBMISSION TO BE CONSIDERED IN THE ASSESSMENT OF THIS APPLICATION.

Political Donations and Gifts Disclosure Statement (sec 147 EP&A Act 1979)

Please read the information enclosed concerning political donations and gifts disclosure and tick the appropriate box below

I have made a political gift or donation

(Please complete details of your political donations or gifts on the form enclosed)

I have NOT made a political gift or donation

Name John Meintjes Signature [Signature] Date 28/8/09

Note For more information see www.planning.nsw.gov.au/planning_reforms/donations.asp

Political donations and gifts disclosure statement



PITTWATER COUNCIL

Office use only

Date received ___/___/___

Planning application no

R002/09

This form may be used to make a political donations and gifts disclosure under section 147(4) and (5) of the *Environmental Planning Assessment Act 1979* for applications or public submissions to a council

Please read the following information before filling out the Disclosure Statement on pages 3 and 4 of this form
Also refer to the Glossary of terms provided overleaf (for definitions of terms in *italics* below)

Once completed please attach the completed declaration to your planning application or submission

Explanatory information

Making a planning application to a council

Under section 147(4) of the Environmental Planning and Assessment Act 1979 ('the Act') a person who makes a *relevant planning application* to a council is required to disclose the following *reportable political donations and gifts* (if any) made by any *person with a financial interest* in the application within the period commencing 2 years before the application is made and ending when the application is determined

- (a) all reportable political donations made to any local councillor of that council
- (b) all gifts made to any local councillor or employee of that council

Making a public submission to a council

Under section 147(5) of the Act a person who makes a *relevant public submission* to a council in relation to a relevant planning application made to the council is required to disclose the following reportable political donations and gifts (if any) made by the person making the submission or any *associate of that person* within the period commencing 2 years before the submission is made and ending when the application is determined

- (a) all reportable political donations made to any local councillor of that council
- (b) all gifts made to any local councillor or employee of that council

A reference in sections 147(4) and 147(5) of the Act to a reportable political donation made to a 'local councillor' includes a reference to a donation made at the time the person was a candidate for election to the council

How and when do you make a disclosure?

The disclosure of a reportable political donation or gift under section 147 of the Act is to be made

- (a) in or in a statement accompanying the relevant planning application or submission if the donation or gift is made before the application or submission is made or
- (b) if the donation or gift is made afterwards in a statement of the person to whom the relevant planning application or submission was made within 7 days after the donation or gift is made

What information needs to be in a disclosure?

The information requirements of the disclosure are outlined in the Act under section 147(9) for political donations and section 147(10) for gifts

Pages 3 and 4 of this document include a Disclosure Statement Template which outlines the relevant information requirements for disclosures to a council

Note A separate Disclosure Statement Template is available for disclosures to the Minister or the Director-General of the Department of Planning

Warning A person is guilty of an offence under section 125 of the *Environmental Planning and Assessment Act 1979* in connection with the obligations under section 147 only if the person fails to make a disclosure of a political donation or gift in accordance with section 147 that the person knows, or ought reasonably to know, was made and is required to be disclosed under section 147. The maximum penalty for any such offence is the maximum penalty under Part 6 of the *Election Funding and Disclosures Act 1981* for making a false statement in a declaration of disclosures lodged under that Part. Note The maximum penalty is currently 200 penalty units (currently \$22 000) or imprisonment for 12 months or both

Political Donations and Gifts Disclosure Statement to Council

if you are required under section 147(4) or (5) of the Environmental Planning and Assessment Act 1979 to disclose any political donations or gifts (see page 1 for details) please fill in this form and sign below

Disclosure Statement Details					
Name of person making this disclosure statement <i>John Meintjes</i>	Planning application reference (e.g. DA number, planning application title or reference, property address or other description) <i>R0002/09</i>				
Person's interest in the application (circle relevant option below)					
You are the APPLICANT <input checked="" type="radio"/> YES / <input type="radio"/> NO	You are a PERSON MAKING A SUBMISSION IN RELATION TO AN APPLICATION <input type="radio"/> YES / <input checked="" type="radio"/> NO				
Reportable political donations or gifts made by person making this declaration or by other relevant persons					
* State below any reportable political donations or gifts you have made over the relevant period (see glossary on page 2). If the donation or gift was made by an entity (and not by you as an individual) include Australian Business Number (ABN)					
* If you are the applicant of a planning application state below any reportable political donations or gifts that you know or ought reasonably to know were made by any persons with a financial interest in the planning application OR					
* If you are a person making a submission in relation to an application state below any reportable political donations or gifts that you know or ought reasonably to know were made by an associate					
Donation or gift?	Name of donor (or ABN if an entity) or name of person who made the gift	Donor's residential address or entity's registered address or other official office of the donor address of person who made the gift or entity's address	Name of party or person for whose benefit the donation was made or person to whom the gift was made	Date donation or gift was made	Amount/ value of donation or gift
		<i>N/A</i>			
<i>Please list all reportable political donations and gifts—additional space is provided overleaf if required</i>					
By signing below I/we hereby declare that all information contained within this statement is accurate at the time of signing					
Signature(s) and Date <i>John Meintjes</i>					
Name(s) <i>John Meintjes</i>					

Emma Brown & John Meintjes
207a Garden Street,
Warriewood NSW 2102
Ph 9997 2159 / 0407 939 901

Mr Mark Ferguson,
The General Manager
Pittwater Council
PO Box 882
Mona Vale NSW 2103

31 August 2009

Dear Mr Ferguson,

RE Development Application #N0283/09, And rezoning application R0002/09
23b MacPherson Street Warriewood

I am writing to you in regard to the above application which I understand Council's planning department is currently assessing

As local residents of Warriewood Valley, my husband & I have recently received notification from Pittwater Council that the block of land directly opposite our house, on the corner of Garden & MacPherson Streets Warriewood, has a development application to build a 3200 square metre Supermarket 10 specialty stores, cafe's + 150 parking spaces

We would immediately like to advise Council of our opposition towards this proposal

When we purchased our property 18 February 2006, and did the necessary DA & council checks, Pittwater Council advised us the land in Warriewood Valley & the block in question was zoned for 25 mixed residential dwellings

There was **never** any mention of a Major Supermarket

I understand the new proposal for this site is likely to be in the vicinity of retail space of 3950sqm with no residential component. This is totally against your own planning controls and is completely out of character with the residential and community areas immediately adjacent to the site

We can assure you, that had we been advised this was a possibility prior to purchasing our house, we would **not** have purchased this property

The 10 residences across the road from the proposed development including our own, were not part of the original Warriewood Valley development & land release and were definitely not expecting a major shopping centre on the land we were advised was for housing let alone an unsightly development of this size

There has been community talk over the past few years of a possible corner store or café etc which the local residents see as no problem at all however the excessive size of the current proposal is outrageous

I would like to begin by indicating the community's disappointment in regards to the amendments to part 3 - Gateway determination', of the Environmental Planning and Assessment Act 1979, adopted by The Department of Planning on 1 July 2009. I understand that council is to submit to the department their 'planning proposal to rezone, including justification of its merits prior to any public consultation. I, and my fellow residents, are outraged at the new process whereby residents input is only sought once a decision to proceed with the rezoning has been made. I would like to ask how the Department can make such a decision with only comment from one party. The Council may very well have different views on the merits of an application than the affected residents. In this particular case that is true

Therefore I ask that you take into consideration the points outlined below when considering this proposal

- **The size and scale of the development (3200 sq m) is excessive** given the close proximity to Warriewood Shopping Centre (22,141m of shopping mall) is within an easy flat 1km walking distance from the proposed site
- **Traffic congestion in Garden Street will become a further problem** It is only single lane each way With the additional road traffic and trucks this will no longer be light residential traffic but will become a main road without the infrastructure to cope with it
- **Unnecessary noise pollution of traffic**, customers and delivery vehicles in an otherwise leafy residential area is not acceptable
- **Community Security and Safety** After hours use of car parks always attracts undesirable youth behaviour There is a history of "car hoons" in the area and an empty car park will attract this behaviour
- **Intrusive Lighting** is often used as a deterrent for this behaviour this will be personally intrusive to our bedrooms and our neighbour's properties
- **There are currently 7 supermarkets within a 3km radius** Woolworths Narrabeen, Woolworths & Coles at Warriewood Centre, Woolworths, Coles, Macro Organics and the brand new Aldi in Mona Vale (due to open August 2009) While 'competition' is not taken into consideration, it seems that community necessity should be! Why is it necessary to have SEVEN supermarkets in 3kms??
- There is only one entrance / exit on the proposed site, on Garden Street with 150 parking spaces If each of these turn over 4 times per day there will be the additional noise of up to 750 cars per day plus the traffic congestion on what is an already narrow street is likely to cause frustration & traffic accidents

The reality of this development application is that we along with our immediate neighbours and those residents along the back side of the development site, that despite the labour of love renovations and financial investment we have put into our properties if this development goes ahead, we feel this along with the community and environmental impact this development will decrease the value of our properties

We find this both outrageous and devastating We bought into a residential community, not a commercial area and to have a Supermarket, literally on our front door step, was not a lifestyle or residential choice we made This is especially upsetting considering we did all the necessary council research when we bought our home

We hope this letter of opposition is taken into consideration along with the clear and undivided opposition of the neighbourhood

Please do not hesitate to contact us to discuss this matter further

Yours sincerely,



Emma Brown & John Meintjes
207a Garden Street
Warriewood NSW 2102
ph 9997 2159 / 0407 939 901