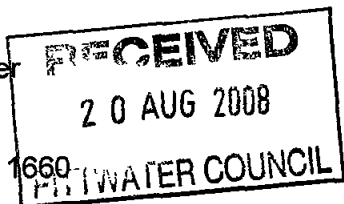


The General Manager  
Pittwater Council  
PO Box 882  
MONA VALE NSW 1660  
(Fax No: 9970 7150)



DA No: N0366/08

Name Garry McMahon  
Address 11 Bridgeview Crescent  
Mount Riverview N.S.W. 2774  
Phone 02 4739 0239 / 0411529663  
Date August 18, 2008

**Proposed Development:** Additions of an existing single storey nursing home

**At:** 194 GARDEN 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.**

*G. McMahon*

## **Vicki & Garry McMahon**

**11 Bridgeview Crescent Mount Riverview N. S. W. 2774 Tel: 4739 0239**  
**Email: garry.mcmahon@yahoo.com.au**

August 18, 2008

Re DA No NO366/08 for S/P22115 at 194 Garden Street Warriewood

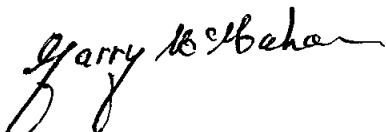
I make the following comments in reference to the proposed development

I am the owner of unit 24 of the retirement complex at 194 Garden Street Warriewood S/P22115 This unit was purchased by my mother after being persuaded by staff of Moran Health Care, that my father who was suffering dementia and was seeking a placement in the nursing home, would be successful in his application if my mother, Dawn McMahon purchased a semi-care unit on the complex Both my mother and my father died in 2005 My mother purchased the unit in 2003 My sister and myself who inherited this property have been unable to sell the unit because of the extensive structural problems in the main building In the three years we have owned this property we have witnessed on going problems occurring which have made our unit uninhabitable Such problems include large cracks in the walls, movement in the building causing doors and windows to misalign and ceiling to floor clearance variations obvious to the eye, even for the untrained observer Extensive negotiations with the body corporate over many years have resulted in remedial repairs being commenced but far from completion at the date of this report

These problems must surely be of concern to council if it intends to approve building extensions for the nursing home It is clear from our experience and that of other unit owners that this complex, including the owned units and the nursing home, is built on unstable footings It is also clear this is not an issue of the resettling of the buildings on their foundation systems since the movement I have observed, has been significant over the period 2005 – 2008, some thirty years after construction This raises the issue of the likelihood this could occur also for the proposed alterations Would there not be some safety concerns for the present and future residents of this nursing home ?

We and other unit owners have proposed demolition of our units but this has not been seriously considered, instead all unit owners have been required to pay levies for remedial repairs which may not solve the problems we are experiencing We recently had a potential sale fall through for our unit because of the extensive documentation covering the problems with these units Since our unit is costing us around \$3000 - \$5000 p a in upkeep, this is proving to be a very expensive inheritance for us All of the construction and site stability problems must surely be resolved before any approvals be granted for building extensions

Yours sincerely

  
Garry McMahon