

27 July 2020

Planning and Development
Northern Beaches Council
PO Box 82
Manly NSW 1655

Attention: Mr Tony Collier

Dear Sir,

**RE: MANLY VALE PUBLIC SCHOOL, 77 SUNSHINE STREET, MANLY VALE, NSW 2093, DA2015/0597
– STATEMENT OF MODIFICATIONS FOR CONDITIONS NOS.41 AND 46**

Please refer to the consent conditions for Development Application no. DA2015/0597, dated 19 December 2016. As part of the project completion activities, we are reviewing compliance with the various development consent conditions in detail.

On behalf of the NSW Department of Education, we wish to apply for a minor modification to consent conditions nos.41 and 46 under section 4.55 (1) of the Environmental Planning and Assessment Act 1979, i.e. a modification involving *"minor error, misdescription or miscalculation"*.

Consent condition no.41

The first paragraph of consent condition no.41, *"Authorisation of Legal Documentation Required for On-site Stormwater Detention and Stormwater Quality Management System"*, includes a requirement for a *"Compliance Certificate issued by an Accredited Certifier in Civil Works"*.

Neither the Building Professionals Board nor the Association of Accredited Certifiers lists an Accredited Certifier in Civil Works. We request a modification to this condition to delete the words *"and Compliance Certificate issued by an Accredited Certifier in Civil Works"*.

The modified first paragraph would become: *"The original completed request forms (Department of Lands standard forms 13PC and/or 13RPA) must be submitted to Council, with a copy of the Works-as-Executed plan (details overdrawn on a copy of the approved drainage plan) and hydraulic engineer's certification."*

Consent condition no.46

The first paragraph of consent condition no.46, *"On-Site Stormwater Detention Compliance Certification Detention and Stormwater Quality Management System"* includes the following requirement: *"Additionally a Compliance Certificate is to be issued by an Accredited Certifier in Civil Works registered with the Institute of Engineers Australia, stating that the works are in accordance with the approved plans"*.

We request a modification to delete this requirement and to replace it with *"Additionally a certificate is to be issued by a civil engineer stating that the works are in accordance with the approved plans"*.

The modified first paragraph would become: *"Upon completion of the on-site detention (OSD) system and stormwater quality management system, certification from a consulting engineer and a "work as executed" (WAE) drawing certified by a registered surveyor and overdrawn in red on a copy of the approved OSD system plans are to be provided to Council. Additionally, a certificate is to be issued by a civil engineer stating that the works are in accordance with the approved plans.*

This Statement of Modifications has been submitted through the new NSW Planning Portal, together with the Owners Consent Form, Declaration Form and Application Checklist. Please call NBRS Architecture on 0401266966 if you wish to discuss the requested modifications or if you require any extra information.

Yours Faithfully,
NBRSARCHITECTURE


JOHN BAKER
Senior Architect