



APPLICATION TO MODIFY A CONSENT (SECTION 96)

MADE UNDER THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (SECTION 78A),
ROADS ACT 1993 (SECTION 138), LOCAL GOVERNMENT ACT 1993 (SECTION 68)
AND PRIVACY AND PERSONAL INFORMATION PROTECTION ACT 1998

Contact Us		Office Use Only																									
The General Manager 725 Pittwater Road Dee Why NSW 2099 or Customer Service Centre Warringah Council DX9118 Dee Why		☐ WLEP 2000 Locality ☐ WLEP 2011 Zone																									
Email	council@warringah.nsw.gov.au	<table border="1"> <tr> <td>M</td><td>O</td><td>D</td><td>2</td><td>0</td><td>1</td><td>5</td><td>1</td><td>0</td><td>2</td><td>6</td><td>7</td> </tr> <tr> <td>D</td><td>A</td><td>2</td><td>0</td><td>1</td><td>5</td><td>1</td><td>0</td><td>2</td><td>6</td><td>7</td><td></td> </tr> </table>		M	O	D	2	0	1	5	1	0	2	6	7	D	A	2	0	1	5	1	0	2	6	7	
M	O	D	2	0	1	5	1	0	2	6	7																
D	A	2	0	1	5	1	0	2	6	7																	
Fax	9942 2606	☐ Locality LEP 2000 ☐ 40 Metre Buffer ☐ Wave Impact																									
If you need help lodging your application call Customer Service on (02) 9942 2111 or come in and talk to us at the Civic Centre Dee Why		☐ Category LEP 2000 ☐ Acid Sulfate ☐ Slip Zone																									
		☒ Owners Consent ☐ Bushfire Zone ☐ Flood Zone																									
		☒ Lot and DP ☐ Heritage ☐ Vegetation																									

NO FEE PAID

For applicable fees and charges please refer to Council's website warringah.nsw.gov.au or contact our Customer Service Centre

Privacy and Personal Information Protection Notice

The personal information requested in this form is required by or under the Environmental Planning and Assessment Act 1979 and will only be used by Warringah Council in connection with the requirements of that Act and any other relevantly applicable legislation relating to the subject-matter of this application. The information is being collected for the following purposes, namely, to enable us to (1) process and determine your application, (2) contact you in relation to your application should that be necessary, and (3) keep the public informed by making the application publicly accessible. If you do not provide the information, Council will not be able to process your application, and your application will be rejected.

Your application will be available to Councillors and Council Officers. Members of the public have certain rights of access to information and documents held by Council under the Government Information (Public Access) Act 2009 (GIPA), and under the Privacy and Personal Information Protection Act 1998 (NSW) to the extent permitted by those Acts.

Warringah Council is to be regarded as the agency that holds the information, which will be stored on Council's records management system or in archives and may be displayed on E-Services Online (except as regards to personal particulars). You have a right to access information within the meaning of the Privacy and Personal Information Protection Act 1998 (NSW) on application to Council, and to have that information updated or corrected as necessary. Please contact Warringah Council if the information you have provided is incorrect or changes or if access is otherwise sought to the information. In addition, a person may request that any material that is available (or is to be made available) for public inspection by or under the Local Government Act 1993 (NSW) be prepared or amended so as to omit or remove any matter that would disclose or discloses the person's place of living if the person considers that the disclosure would place or places the personal safety of the person or of members of the person's family at risk. Any such request must be made to Council's General Manager see s 739 of the Local Government Act 1993 (NSW).

Part 1 Summary Application Details

1.1 APPLICANT(S) DETAILS	
Applicant(s) name	KURMOND HOMES PTY LTD
Owner(s) name	EDDIE & DIANA DE MARTIN
If any owner/applicant of this development application is a current employee or elected representative of Warringah Council	☐ Warringah Council Employee
	☐ Elected Representative
Full applicant details to be completed in Part 3 of the application form	

MASTERCOPY

Part 2 Application Details

2.1 LOCATION OF THE PROPERTY			
We need this to correctly identify the land. These details are shown on your rates notice, property title etc.			
Unit Number		House Number	24
Street	RAYNER AVENUE	Suburb	NARRAWEEENA
Legal Property Description <i>This information must be supplied</i>	Lot	2	
	Sect		
	DP/SP	13139	

2.2 DEVELOPMENT CONSENT	
Development consent no	DA 2015/0481
Date of Determination	15 SEPTEMBER 2015
Description of Consent	CONSTRUCTION OF A DWELLING HOUSE

2.3 DETAILS OF MODIFICATION		
(a) Give details of manner and extent of modification	ERROR ON FINISHED FLOOR LEVEL TO AHD LEVEL	
(b) Modification Type	Section 96(1) Modification to correct a minor error, misdescription or miscalculation	☒
	Section 96AA Modification to a consent issued by the Land & Environment Court	☐
	Section 96 (1A) Modification involving changes with a minimal environmental impact	☐
	Section 96 (2) Modification involving changes other than minimal environmental impact *	☐
* most modifications are normally this type		

2.4 DETAILS OF ORIGINAL CONSENT	
Was the consent integrated?	☐ Yes ☒ No
Approval under s68 Local Government Act 1993	☐ Yes ☒ No
Approval under s138 Roads Act 1993	☐ Yes ☒ No
Heritage item or within conservation area	☐ Yes ☒ No

Part 2 Application Details

2.5 TREES

Drip line is the outermost edge of the canopy of the tree

Does the modification involve works within the drip line of a tree?
(either on your property or an adjoining site)

☐

Yes

☒

No

Does this proposal involve removal of tree(s)?

☐

Yes

☒

No

2.6 BASIX/NATHERS CERTIFICATE

The proposed modification remains consistent with the current
BASIX certificate

☒

Yes

☐

No

If no, a new BASIX certificate must be submitted with modifications

2.7 DISCLOSURE OF POLITICAL DONATIONS AND GIFTS

Note gift means a gift within the meaning of section 84 of the Election Funding & Disclosures Act 1981. Failure to disclose relevant information is considered an offence under Part 6 section 96H of the Election Funding and Disclosures Act 1981.

Under section 147 of the Environmental Planning and Assessment Act 1979 any reportable political donation to an elected representative of Warringah Council (Mayor or Councillor) and/or any gift to an elected representative or Warringah Council employee within a two (2) year period commencing two (2) years before the date of this application and ending when the application is determined must be disclosed.

Are you aware of any person with a financial interest in this application
who made a reportable donation or gave a gift in the last two (2) years?

☐

Yes

☒

No

If yes, complete the Political Donation Declaration and lodge it with this application.

If no, in signing this application I undertake to advise the Council in writing if I become aware of any person with a financial interest in this application who has made a political donation or has given a gift in the period from the date of lodgement of this application and the date of its determination.

For further information visit Council's website at warringah.nsw.gov.au/plan_dev/PoliticalDonationsBill.aspx

2.8 AGREEMENT TO ACCEPT CONSENT PLAN ON CD

YOU ARE ADVISED THAT BY LODGING THIS APPLICATION, YOU AGREE TO ACCEPT AN ELECTRONIC COPY OF THE CONSENT PLANS ONLY

MODIFY A CONSENT CHECKLIST

Required

Supplied

Contact Council if you are unsure what details will be required for your modification application

	Yes	No	Why Not
PREPARING YOUR APPLICATION			
Three (3) copies of all documentation, <u>including the application form</u> are required Only one (1) copy of the checklist is required Additional copies of documentation may be requested Highlight in colour all proposed additions/amendments on the plans OR Major development new commercial, industrial and residential flat buildings Seven (7) copies of all documentation, <u>including the application form</u> are required Only one (1) copy of the checklist is required Additional copies of documentation may be requested Highlight in colour all proposed additions/amendments on the plans	☒	☐	
A4 PLANS Proposed modifications must be highlighted, or otherwise identified			
- Provide one (1) copy of A4 size reductions of the site plan and elevations to be double-sided (excluding floorplans) - Plans are to be legible, including dimensions and wording These plans need not include interior detail that may affect your rights to privacy However, if such plans are provided, then the signature on the Development Application Form acknowledges and accepts that all relevant A4 plans submitted will be used for public notification purposes	☒	☐	
NON NOTIFICATION CHECKLIST			
If this was submitted with the original development application and the proposed modification still meets the criteria on the relevant checklist available from warringah.nsw.gov.au/plan_dev/online_forms.aspx Planning and Development /Online forms/Development Applications - Non Notification	☒	☐	
PLANS			
Plans must be drawn to scale (preferably 1:100 or 1:200) Free hand, single line or illegible drawings will not be accepted The following information should be included on all plans and documents - Applicant(s) name(s) - Property address (block/house/shop/flat number) - Lot number, Section number and Deposited Plan / Strata Plan number - Measurements in metric - The position of true north - Draftsman/architect name date, plan name and number plan version, and revision	☒	☐	
SURVEY PLAN			
A survey plan will be required if the proposed modification involves changes to the works footprint and the original survey submitted with the development application is more than two (2) years old	☒	☐	
SITE ANALYSIS PLAN			
An amendment site analysis plan must be submitted if the proposed modification involves external changes to the building A site plan is a birds-eye view of the existing approved and proposed development on the site and its position in relation to boundaries and neighbouring developments Please refer to the Development Application Checklist for details to be included in a site analysis plan	☒	☐	
FLOOR PLAN			
An amended floor plan must be submitted if the proposed modification involves changes to the internal layout A floor plan is a birds-eye view of your existing and/or proposed layout of rooms within the development Please refer to the Development Application Checklist for details to be included in a floor plan	☒	☐	

Required

	Yes	No	Why Not
REVISED WASTE MANAGEMENT PLAN		☒	
A revised waste management plan is required for new multi-unit residential or commercial developments if proposed changes affect the approved waste management program	☐	☒	
REVISED CONTAMINATED LAND MANAGEMENT		☒	
A revised contamination report must be submitted if the site was identified under the original application as being a contaminated site, or if previous activities on site indicate a potential for contamination	☐	☒	
REVISED ON-SITE STORMWATER DETENTION CHECKLIST/STORMWATER PLANS		☒	
If proposed changes will affect stormwater disposal please provide amended stormwater drainage plan in accordance with Council's Stormwater Technical specification (including submission of the On-site Stormwater Detention Checklist) Ilax or drains model are to be supplied on CD in accordance with Council's OSD Technical Specification	☐	☒	
REVISED GEOTECHNICAL REPORT - LAND SLIP AREA		☒	
A revised geotechnical report is required for developments located in a slip zone if approved footprint or excavation is proposed to be amended	☐	☒	
BUSHFIRE HAZARD ASSESSMENT REPORT		☒	
A revised Bushfire Hazard Assessment report is required to be submitted with all applications The Report shall be commensurate to the scope of the modifications and shall address how the development (as modified) responds to the requirements of Planning for Bushfire Protection (most recent version)	☐	☒	
REVISED ARCHAEOLOGICAL REPORT		☒	
A revised archaeological report is required where the site may be impacted by items of archaeological significance if approved footprint or excavation is proposed to be amended	☐	☒	
REVISED FLORA AND FAUNA ASSESSMENT		☒	
A revised flora/fauna impact report under section 5A of Environmental Planning and Assessment Act 1979 as amended is required where proposed changes will further impact on a protected species	☐	☒	
REVISED ACID SULPHATE SOIL MANAGEMENT PLAN		☒	
A revised acid sulphate management plan is required for prone sites if approved footprint or excavation is proposed to be amended	☐	☒	
INTEGRATED DEVELOPMENT		☒	
If the original application was identified as an integrated development - Two (2) additional copies of documentation as determined by consent authority - Fees made out to each integrating authority	☐	☒	
FIRE SAFETY MEASURES SCHEDULE (BCA Class 2 TO 9)		☒	
A statement from an accredited certifier is required detailing whether the proposed modification will affect any fire safety measures	☐	☒	
REVISED FLOOD REPORT		☒	
A revised flood risk assessment is to be provided if the site is flood prone and any proposed changes involve building footprints or floor levels	☐	☒	
REVISED HYDROLOGICAL REPORT (WATERTABLE)		☒	
A revised hydrological report is to be provided if proposed changes involve enlarging or deeper excavations	☐	☒	
REVISED ARBORIST REPORT		☒	
A revised arborist report is required if proposed changes will impact on any trees	☐	☒	
REVISED TREE CONSTRUCTION IMPACT STATEMENT		☒	
A revised tree construction impact statement is required if proposed changes will impact on any trees	☐	☒	

Required

	Yes	No	Why Not
REVISED TREE CONSTRUCTION IMPACT STATEMENT		☒	
A revised tree construction impact statement is required if proposed changes will impact on any trees	☐	☒	
REVISED ACCESS REPORT		☒	
A revised access report will be required if proposed changes will impact on access requirements under the Disability Discrimination Act 1992	☐	☒	
REVISED TRAFFIC AND PARKING REPORT		☒	
A revised traffic and parking report is required if proposed changes involve parking layout, number of parking spaces, or traffic generation	☐	☒	
REVISED MONTAGE		☒	
A revised montage is required (where originally submitted) if the modification involves significant colour/design changes to the external facade	☐	☒	
REVISED COLOURS AND FINISHES SAMPLE BOARD		☒	
A revised colour and finishes sample board is required (where originally submitted) if the modification involves significant colour/design changes to the original facade	☐	☒	
REVISED BUILDING CODE OF AUSTRALIA (BCA) REPORT		☒	
A revised BCA report is required where modifications have impacted on the original BCA report submitted	☐	☒	
NOTE SPECIFIC DETAILS OF INFORMATION TO BE SUBMITTED IN ANY OF THE ABOVE DOCUMENTS CAN BE FOUND IN THE DEVELOPMENT APPLICATION CHECKLIST			

OFFICE USE ONLY	
Quality Checking Officer	
Comments	
Checked by	
Quality Checking Officer	
Duty Officer	



kurmondhomes

20/11/2015

Warringah Council
PO Box 725 Pittwater Road
Dee Why NSW 2099

Dear Phil Lane,

Re Lot 2 (24) Rayner Avenue Narraweena NSW 2099

Please find enclosed application to modify consent (section 96) and associated documents for approval to correct a minor error on the above property

The original submitted plans - REV L, included the assumed levels which have now been corrected to reflect the AHD levels as enclosed plans - REV O No other changes are necessary

Please find enclosed modify consent checklist and 3 copies of the following,

- Application to modify a consent (Section 96)
- Site plan
- Floor Plan
- Elevations
- Section
- Shadow Diagram Plan
- Site Analysis Plan
- Construction Management, Erosion and Sediment control Plan
- Cut and Fill Plan

Also enclosed is a digital copy of the above

Please do not hesitate to contact me should you require anything further

Yours faithfully,

Bianca Harper

Kurmond Homes P/L
1300 764 761

bianca@kurmondhomes.com.au

