

Christopher Coroneos

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08.12.16

General Manager
725 Pittwater Rd
DEE WHY 2099

Dear General Manager:

I am the registered proprietor of lot 241 DP1187070 of being 64 Brighton St Freshwater. My adjoining neighbors of lot 242 and Luke Johnson and Chloe Johnson who subdivided the property and sold my lot to me and proceeded to build a house on lot 242.

A right of access was created with Councils consent for a common vehicular driveway and registered as appears in the copy of the DP and the instrument creating the driveway enclosed herewith. Unfortunately the design of the access has not proved to be successful to satisfy the requirement of the parties since the house on lot 242 was built.

The parties have agreed that the access rights be varied and have had a form prepared and signed by both parties to enable same to be registered. The easement requires consent of Council to enable the document to be registered.

Herewith enclosed is a formal application prepared by surveyor Hammond Smeallie & Co. requesting Councils consent which by this letter I formally lodge on behalf of both parties.

Herewith enclosed is also a letter of assessment and endorsement prepared by GTA ConsultantTraffic Engineers supporting our proposal to modify the passing bay easement and Enclosed are the copies original Transfer Releasing Easement documents to be counter signed by council prior to submission to LTO.

In regard to the revised statement of environmental effects, as this S96 is a minor request to modify the passing bay easement requirement (as detailed in DA 2013/0084 as per WDCP 2011), the original statement of environmental effects stands as is. Supporting documentation within this section 96 application confirm the deletion of the passing bay requirement will only add to the safety, functionality and enjoyment of the driveway and is unanimously agreed to by both owners and does not diminish or detract from design quality nor compromise the design intent on the development of which the development consent was granted.

As confirmed with Warringah Council Duty Planner Phil Lane, I lodge the attached S96 Consent modification. We are under increase time pressures as lot 242 have decided to sell. We therefore request an urgent review of the application to expedite lodgment with the LTI.

Yours Sincerely,

Christopher Coroneos