

## Environmental Health Referral Response - industrial use

|                                        |                                                                                                                                          |
|----------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Application Number:</b>             | Mod2024/0425                                                                                                                             |
| <b>Proposed Development:</b>           | Modification of Development Consent DA2022/0462 granted for Use of Premises as a food and drink premises, associated fit out and signage |
| <b>Date:</b>                           | 28/08/2024                                                                                                                               |
| <b>To:</b>                             | Claire Ryan                                                                                                                              |
| <b>Land to be developed (Address):</b> | Lot 2 DP 39426 , 104 The Corso MANLY NSW 2095                                                                                            |

### Reasons for referral

This application seeks consent for large/and or industrial development.

And as such, Council's Environmental Investigations officers are required to consider the likely impacts.

### Officer comments

#### General Comments

The proposed modification application seeks to amend Consent Condition 19 of DA2022/0462 in order to extend the approved hours of operation for the existing Oporto restaurant to:

7am – 12 am on Monday to Thursday  
7am – 3am on Friday to Saturday  
8am – 12am on Sunday

The proposal is supported by an acoustic report which noted a small period of monitoring has been undertaken and provides a number of complying controls proposed for the development to assist in mitigation any noise impact.

The proposal is supported with a condition recommending compliance with the recommended controls as noted in the acoustic report.

### Recommendation

SUPPORTED - subject to conditions

The proposal is therefore supported.

Note: Should you have any concerns with the referral comments above, please discuss these with the Responsible Officer.

### Recommended Environmental Investigations Conditions:

**ON-GOING CONDITIONS THAT MUST BE COMPLIED WITH AT ALL TIMES**

### Acoustic Requirements - On-going

Compliance with the recommendations within the Acoustic Report, section 6.6.1 by **Acoustic Logic, Revision 1** dated 28/06/2024 are to be complied with on an ongoing basis.

Reason: To prevent a noise nuisance.