General Store ple

# 1'8 JAN 2006 RECEIVED 1 9 JAN 2006

# NOTICE TO APPLICANT OF DETERMINATION OF A DEVELOPMENT APPLICATION

Environmental Planning and Assessment Act, 1979, as amended

Shellharbour City Council C/- Australand Holdings PO Box A148 SHELLHARBOUR NSW 2529

Under Section 96 of the Act, notice is hereby given of the determination by the consent authority of the application to amend Development Consent No. 581/2000 relating to the land described as follows:

LOT 1083, DP 866483, 2 BRINDABELLA DRIVE, SHELL COVE

and being development described as follows:

ERECTION OF TEMPORARY STRUCTURE FOR USE AS A GENERAL STORE

as shown on the plans endorsed with Council's stamp and attached to AMENDED DEVELOPMENT CONSENT NO. 581/2000 (Part 3).

Being amendment to condition no 32 to allow for the general store to trade until 2010.

The Application for Amendment has been determined by the GRANTING OF AMENDMENT OF CONSENT SUBJECT TO THE CONDITIONS SPECIFIED IN THIS NOTICE.

The conditions of consent are set out as follows:

#### CONSTRUCTION CERTIFICATE & PCA NOTIFICATION

- 1. Before any site works, building, demolition or use is commenced, the person having the benefit of the development consent must:
  - i. Obtain a construction certificate from Shellharbour City Council or an accredited certifier (S81A); and
  - ii. Appoint a principal certifying authority (S81A).



All communications

addressed to:

**GENERAL MANAGER** 

PO Box 155

Shellharbour City Centre 2529

Telephone: 02 4221 6111

Facsimile: 02 4221 6016

DX 26402 Shellharbour City Centre

Email: records@shellharbour.nsw.gov.a

Web: www.shellharbour.nsw.gov.au

#### ADMINISTRATION CENTRE:

Lamerton House, Lamerton Cres.

Shellharbour City Centre 2529

#### COUNCIL MEETING CHAMBER:

Cnr Shellharbour &

Lake Entrance Roads Warilla

#### **LEGISLATION**

2. The building must be erected in strict conformity with the plans, specifications and conditions approved by Council (see note 3).

#### OCCUPATION CERTIFICATE

3. The building must not be occupied or used until the Principal Certifying Authority issues an Occupation Certificate.

#### COMPLIANCE CERTIFICATES

- 4. The following compliance certificates (Part 4A), or other suitable documentation as prescribed in Council's policies and DCP's must be submitted to the Principal Certifying Authority prior to occupation of the building.
  - i. Plumbing and drainage (AS 3500)
  - ii. Wet area flashing (AS 3740)
  - iii. Physical or chemical termite barriers (AS 3660)
  - iv. Fire safety measures (BCA)
  - vi. Trade Waste with Sydney Water

#### **EASEMENTS**

5. No part of any structure shall encroach onto any easement.

#### **UTILITIES**

6. Contact should be made with SYDNEY WATER for their approval.

#### **ENVIRONMENTAL**

- 7. Install run-off and erosion controls to prevent soil erosion, water pollution or the discharge of loose sediment on surrounding land, as follows:
  - divert uncontaminated run-off around cleared or disturbed areas;
  - erect a silt fence to prevent debris escaping into drainage systems or waterways;
  - prevent tracking of sediment by vehicles on roads;
  - stockpile topsoil, excavated material, construction and landscaping supplies and debris within the site.
- 8. During construction a suitable waste container for the disposal of all papers, plastics and other lightweight rubbish must be provided.

#### HOURS OF WORK

9. Any building work must be carried out between 7.00am and 5.00pm, Monday to Friday and 8.00am to 1.00pm Saturdays. (No work on Sundays or public holidays.)

#### HEALTH AND BUILDING REQUIREMENTS

#### **Construction Details**

- 10. Full engineering details on concrete footings and structural steel by a practising structural engineer complying with the relevant Ordinance and SAA Code requirements must be submitted to the Principal Certifying Authority prior to any work.
- 11. A. All <u>pad footings</u> must comply with AS2870.1 "Residential Slabs and Footings". The <u>size and depth of the footing</u> is determined by the <u>site</u> <u>classification</u> and the effective supported area in m<sup>2</sup>.

#### Minimum Size and Depth of Pad Footings.

Loadbearing

Pad footings - square pad 600mm x 250mm thick concrete

Non-loadbearing

Pad footings – square pad 450mm x 250mm thick concrete

Depth of Pad Footing from Ground Level in mm by Foundation Material

S-400 M-500 H-1000

#### Notes:

- 1. The width can be reduced to one half the above for footings on rock.
- 2. The pad footings must be constructed in concrete except that masonry footings can be used under masonry piers.
- 3. S: silt and some clay; M: moderately reactive clay; H: highly reactive clay.
- 4. Clean filling (eg sand, clean soil) must be provided to level any depressions beneath the building.
- 5. The underside of the floor bearers must be at least **400mm** above the surface of the land. (AS 3660).

- 6. Sub-floor and cross ventilation must be provided by means of evenly distributed openings in the internal and external walls having an unobstructed area of not less than 7300mm<sup>2</sup> per lineal metre of wall. (NSW *Building Code of Australia*, Part 3.4.1).
- 7. If platform flooring is to be used a bearers and joists inspection must be carried out prior to fixing of the flooring.
- 8. A durable notice must be permanently fixed in the meter box or adjacent to the subfloor access door indicating:
  - a. The method of termite protection.
  - b. The date of installation.
  - c. The life expectancy of any chemical used.
  - d. The need to maintain and inspect the system on a regular basis.

#### Fire Resistance

12. In accordance with the provisions of Specification C1.10 of the *Building Code of Australia* any material used in the building must in the case of a sarking type material, have a flammability index not greater than 5 or otherwise, a smoke developed index not greater than 8, if the spread-of-flame index is greater than 5, and in any case a spread-of-flame index not greater than 9.

#### Fire Services and Equipment

13. Portable fire extinguishers suitable for the risk being protected must be installed in the building in accordance with AS 2444 and El.6 of the *Building Code of Australia*.

#### Access and Facilities for People with Disabilities

- 14. Access for people with disabilities must be provided to and within buildings as set out in Table D3.2 from areas specified by Part D3.2 of the *Building Code of Australia*, by means of a continuous path of travel in accordance with AS 1428.1
- 15. Submit full details and identify the location of any walkways, ramps, landings and/or circulation space providing access for people with disabilities (and complying with AS 1428.1), as required by part D3 of the *Building Code of Australia*. These details (including a long section view/s) must be submitted prior to the release of the Construction Certificate.
- 16. Car parking spaces for disabled persons must be provided at the rate of one car parking space for each 100 spaces, or part thereof. (*Building Code of Australia* D3.5). The minimum width for the car parking space is 3.2m (AS 2890.1).

17. A sign incorporating the international symbol for people with disabilities shall identify the parking space and sanitary compartment required for the use of people with disabilities.

### Health and Amenity

- 17. The floor being finished with a welded vinyl material coved at the junction of wall and floor surfaces.
- 18. The junction of walls must be sealed with a fibreglass bandage treated with a waterproof membrane system and be tiled over adjacent food preparation areas.
- 19. Cavities, false bottoms and similar hollow spaces which provide hiding places for cockroaches, mice or rats are not permitted in the premises or in the fittings and equipment, unless access is provided to these areas or they are completely sealed.
- 20. A double bowl sink with a supply of cold and hot water (or not less that 45° Celsius) must be provided for cleaning of all utensils, receptacles, tools of trade, benches, fittings, machinery and other appliances.
- 21. Hand wash basins must be provided near food preparation areas with a supply of soap and each hand basin must have hot and cold water and hand drying facilities.
- 22. Hand drying facilities includes clean towels (preferably disposable) and air dryers.
  - Note: The basin and double bowl sink shown in the room adjoining the counter area satisfies the requirement of conditions 4 and 5 regarding provision of basins.
- 23. Materials and equipment for cleaning must be stored in a place physically separated from any food storage, display or preparation area.
- 24. Counter and bar tops are to be free of cracks, crevices or cavities and the finished surface of the top and exposed edges are to be smooth, durable and non-absorbent.
- 25. The walls of the premises must be sealed to prevent entry of dirt, dust and pests and must be smooth-faced, impervious and easy to clean.
- 26. The floor must be sealed, impervious to water and easy to clean and must not contain crevices where dirt and food particles may accumulate.

- 27. All shelving, counter areas and cabinets must be constructed:
  - i. without inaccessible void areas where food particles and vermin may accumulate
  - ii. of materials impervious to water; and
  - iii. so that they can be easily cleaned.
- 28. All service pipes and conduits are to be concealed in floors, walls or ceilings. Where concealment is not possible, pipes are to be fixed on brackets to provide at least 25mm clearance between the wall and pipe and 100mm between the floor and pipe.
- 29. All equipment used for display or storage of cold foods must be capable of maintaining the food at a temperature of not more than 5° Celsius.
- 30. Any appliance used for the storage of cold food must be provided with a thermometer accurate to the nearest degree Celsius. The thermometer is to be located in a position that will measure the temperature in the warmest part of the appliance and must be easy to read from outside the appliance.
- 31. All shelving must be constructed 300mm clear of the floor and no goods are to be placed on the floor, alternatively the bottom shelves must be placed on 75mm high solid concrete plinths.

#### TOWN PLANNING REQUIREMENTS

#### General

32. Modified – DA No. 581/2000 (Pt 3)

This consent is valid until 31 December 2010. The building must be removed from the site prior to the expiration of this consent. If it is intended that the general store continue its use after this period, written application on the appropriate form, together with payment of the appropriate fee, must be lodged with Council prior to the expiration of this consent. Council shall be mindful of any problems encountered or complaints received during this initial consent period when determining this request.

#### **Hours of Operation**

33. The hours of operation for the general store shall be restricted to 7.30am to 8.30pm.

#### **Design and Visual Impact**

34. No advertisement sign or sign must be erected or displayed without first gaining development consent from Council, unless the sign is in accordance with the requirements of Shellharbour Development Control Plan No. 9/98 – Exempt Development. Regard shall be given to the Development Control Plan No. 5/97 – Advertising Structures and Advertisements when preparing such an application.

#### **ENGINEERING REQUIREMENTS**

#### Drainage

35. Roof water shall be piped to the interallotment drainage easement in Lot 1092. In this regard, a stub outlet has been provided for connection to the interallotment drainage pipeline in the north-eastern corner of Lot 1083.

#### REASONS FOR THE IMPOSITION OF CONDITIONS

- 1. To minimise any possible adverse environmental impacts of the proposed development.
- 2. To ensure that the amenity and character of the surrounding area is protected.
- 3. To ensure that the design and siting of the development complies with the provisions of Environmental Planning Instruments and Council's Codes and Policies.
- 4. To ensure that the development does not conflict with the public interest.

Endorsement	of date of conse	nt	
-r.naorsement a	ai dair di consc		 

#### NOTES:

- 1. This amended Development Consent replaces the consent originally given to you and any other amendment.
- 2. Failure to comply with any of the conditions of consent may result in a Penalty Infringement Notice of \$600 being issued against the owner/applicant/builder.
- 3. If you are unsure of the date, which this consent becomes valid, refer to Section 83 of the Act.
- 4. To find out the date this consent will lapse, refer to Section 95 of the Act.
- 5. If you are dissatisfied with any decision of this consent, then you have the right to appeal to the Land & Environment Court.

You must do this within 60 days after the receipt of this notice.

- 1. Even though this consent is issued under the *Environmental Planning and Assessment Act*, 1979, the provisions of a restrictive covenant, agreement, instrument or other statutory provision may prevent the development which is the subject of this consent. You may wish to seek independent legal advice in this regard prior to acting on the consent.
- 2. You are advised that the plans and conditions of this consent must be complied with and you may only vary them if you make a written application, pay the correct fee and we give you written approval to amend the application.

Graham H Mitchell

**Manager Development Services** 

on behalf of Brian A Weir, General Manager

The Council of the City of Shellharbour ABN 78 392 627 134 Lamerton House, Lamerton Cres hellharbour City Centre MSW 2529 (02) 4221 6111 (02) 4221 6016 relephone: Email:records@shellharbour.nsw.gov.au FAX:

# TAX INVOICE

Australand Corporation (NSW) Pty Ltd PO Box A148 2529

SHELLHARBOUR

091093

28/11/2005 Receipt Mos : 185046 Amount Dates Cheque No. :

Item 2810260102 DA 581/00 - 2 Brindab 044

Items marked with \* include GST

Receipt Totals \$55.00 Total excluding GST \$0.00 \$55.00 Total including GST

Batch: 027409



Australand Holdings Limited 1C Homebush Bay Drive RHODES Sydney NSW 2138

Shellharbour City Council P O Box 155 Shellharbour Square SHELLHARBOUR, NSW 2529 Gerord Attro (100 pie Approvals. (overal Approvals.

# Remittance Advice

Cheque No.: 185046

Currency: AUD

Date: 23/11/05

Pay-To Account: SHEL207

Date	Reference	Gross	Discount	Withheld	Net Payable
22/11/05	S96 - STG 8A	55.00	.00	.00	55.00
				:	
			Paymen	t Total	55.0



Havered Jake

#### Please reply to:

Shell Cove Office PO Box A148 SHELLHARBOUR 2529 Telephone: (02) 42977 364 Facsimile: (02) 42977 366

28 November 2005

Mr Graham Mitchell Planning Manager Shellharbour City Council PO Box 155 Shellharbour Square Shellharbour City Centre NSW 2529

Dear Graham

Shell Cove General Store - Modification of Development Consent under Section 96/1 Council Reference: DA 581/2000

Please find enclosed herewith application for the modification of development consent 581/2000 under section 96/1.

The following items are enclosed in support of this application:

- Application form;
- Cheque in the sum of \$55.00;

The following amendment is sought:

#### 1. Amend Condition 32

The original application and consent provided for the temporary use of the structure as a General Store until such times as the final proposed retail centre is developed within the boatharbour precinct. The consent provided for this use for an 8 year term commencing from the date of the consent. Since the determination of the consent, the program for development of the boatharbour and adjoining retail precinct has been delayed and accordingly the period of operation is sought to be amended to reflect the current boatharbour completion timeframe and delivery of final retail facilities for the Shell Cove community.

The following amendment is proposed:

### AUSTRALAND HOLDINGS LIMITED ABN 12 008 443 696

Tel: 03 9426 1000

Fax: 03 8562 2077

delete:

"The consent is valid for a period of eight (8) years from the date of issue" replace deleted section with:

"The consent is valid for a period terminating on 31 December 2010"

Please do not hesitate to call me if you have any queries in relation the foregoing.

Yours faithfully)

Glenn Colquhoun

Shell Cove Development Manager

gc3254.doc



# Remittance Advice

Cheque No.:

185046

Currency:

AUD

Date:

23/11/05

Australand Holdings Limited 1C Homebush Bay Drive RHODES Sydney NSW 2138

> Shellharbour City Council P O Box 155 Shellharbour Square SHELLHARBOUR, NSW 2529

Pay-To Account:

SHEL207

Date	Reference	Gross	Discount	Withheld	Net Payable
22/11/05	S96 - STG 8A	55.00	.00	.00	55.00
					The state of the s
			'		
			Paymer	 nt Total	55.00

# AUSTRALAND

Commonwealth Bank of Australia 48 Martin Place Sydney NSW



23/11/2005 DATE

185046

Dollars 10 Millions Cents 1 Units ( Millions 1 100 Thousands) 10 Thousands 1 Thousands 1 Hundreds \*ZERO\*\*\*ZERO\*\*\*ZERO\*\*\*ZERO\*\*\*ZERO\*\*\*FIVE\*\*\*FIVE\* SUM OF NEGOTIABLE PAYEE ONLY

TO THE ORDER OF Shellharbour City Council



application.

#### THE COUNCIL OF THE CITY OF SHELLHARBOUR

# **APPLICATION TO MODIFY DEVELOPMENT CONSENT**

(UNDER SECTION 96(1) OR 96(1A) OR 96(2) OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT, 1979)

APPLICANT DETAILS OFFICE USE ONLY
NAME: A USTRALAND CORPORATION (MW) PLAPPLICATION NO:
ADDRESS: 10 Box 14148 DATE RECEIVED:
SHELLHARBOUR MYW 2529) FEE:
SIGNATURE: RECEIPT NO:
ADDRESS OF SUBJECT LAND: 2 BRIND ABELLA TRIVE, SHEW COVE
ADDRESS OF SUBJECT LAND: 2 /SKIND PROCEST 1/12/0E, SHEW COYES
LOT: 1083 DP: 8664-83
DEVELOPMENT CONSENT APPLICATION NO: 581/2000
DESCRIPTION OF APPROVED DEVELOPMENT: TEMPORARY GENERAL STORE
ENDORSEMENT DATE: 3 DECEMBER 2001
TYPE OF MODIFICATION: minor (s96(1)) or minimal environmental impact (s96(1A)) or other (s96(2))
DETAILS OF MODIFICATION(S) SOUGHT (attach additional sheets if necessary):
femend condition 32 to extend operation from an 8 years term to complete 31 December 2010.
form to complete 31 December 2010.
PROVIDE EVIDENCE THAT THE MODIFICATION(S) DO NOT SUBSTANTIALLY ALTER DEVELOPMENT.
PROVIDE THREE (3) SETS OF PLANS INDICATING PROPOSED MODIFICATION(S)
TO ACCOMPANY APPLICATION
TO ACCOUNT AIT LIGATION
OWNER OF THE LAND DETAILS THE COUNCIL OF SHELLHARBOUR
THE COUNCIL OF SHEELMANDOOR
SIGNATURE(S):
(MR) B.A. WEIR NAME(S): GENERAL MANAGER
GLILIAL MANAGER
ADDRESS::
A fee and three sets of plans must accompany this application. Applications under section 96 will only be

accepted where the changes are minor or operational; where the changes will not require recalculation of floor space, carparking or landscaping etc, and where the form and content of the amendment is substantially similar to the original application. All other amendments are to be resubmitted and processed as a new development

30 July 2002

# RECEIVED 3 1 JUL 2002

Mr G Colquhoun C/- Walker Corporation PO Box A148 SHELLHARBOUR 2529



Dear Mr Colquhoun

A pre final inspection was carried out by a Council Officer on 16 July 2002 at the above address.

As a result of the inspection, the following items must be addressed to obtain a satisfactory final inspection to obtain an Occupation Certificate.

- 1. Supply Council with a copy of the manufacturer's certificate of building compliance for the structure.
- 2. A form 15A for the installation of all fire safety measures required, refer condition no 12 of Development Application.
- 3. Supply disabled parking space, refer condition no 15 of Development Application.
- 4. Supply disabled signage, refer condition no 16 of Development Application.
- 5. Supply disabled signage for unisex w.c.
- 6. Submit a stormwater drainage certificate (AS 3500).

On completion of these requirements a final re-inspection is required. Please contact Council's Customer Service Department for bookings.

If you request any further information, please contact Alan Hardie between 9.30am and 10.30am weekdays.

Yours sincerely

Alan Hardie

**Environmental Health & Building Surveyor** 



All communications

addressed to:

#### **GENERAL MANAGER**

P.O. Box 155 Shellharbour Squa

Shellharbour City Centre 2529

Telephone: 02 4221 6111

Facsimile: 02 4221 6016

DX 26402 Shellharbour Square

#### ADMINISTRATION CENTRE:

Lamerton House, Lamerton Cres

Shellharbour City Centre 2529

### COUNCIL MEETING CHAMBEI

Cnr Shellharbour &

Lake Entrance Roads Warilla



# Environmental Planning and Assessment Act, 1979, As amended NOTICE TO APPLICANT OF DETERMINATION OF A DEVELOPMENT APPLICATION

Shellharbour City Council C/- Australand Holdings PO Box A148 SHELLHARBOUR 2529

- 3 DEC 2001



Under Section 96 of the Act, notice is hereby given of the determination by the consent authority of the application to Amend Development Consent No. 581/2000 relating to the land described as follows:

LOT 1083, DP 866483, HSE 2 BRINDABELLA DRIVE, SHELL COVE

and being development described as follows:

# ERECTION OF TEMPORARY STRUCTURE FOR USE AS A GENERAL STORE

as shown on the plans endorsed with Council's stamp and attached to AMENDED DEVELOPMENT CONSENT NO. 581/2000 (Part 2) being:-

delete original conditions 17 and 18 and replace with additional conditions relating to food preparation.

The Application for Amendment has been determined by the GRANTING OF AMENDMENT OF CONSENT SUBJECT TO THE CONDITIONS SPECIFIED IN THIS NOTICE.

The conditions of consent are set out as follows:

#### CONSTRUCTION CERTIFICATE & PCA NOTIFICATION

- 1. **Before any site works, building, demolition or use is commenced,** the person having the benefit of the development consent must:
  - a. Obtain a construction certificate from Shellharbour City Council or an Accredited Certifier (S81A); and
  - b. Appoint a Principal Certifying Authority (S81A).

All communications

addressed to:

#### GENERAL MANAGER

P.O. Box 155 Shellharbour Square

Shellharbour City Centre 2529

Telephone: 02 4221 6111

Facsimile: 02 4221 6016

DX 26402 Shellharbour Square

#### **ADMINISTRATION CENTRE:**

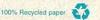
Lamerton House, Lamerton Cres.

Shellharbour City Centre 2529

#### **COUNCIL MEETING CHAMBER**

Cnr Shellharbour &

Lake Entrance Roads Warilla



#### LEGISLATION

2. The building must be erected in strict conformity with the plans, specifications and conditions approved by Council (see note 3).

#### OCCUPATION CERTIFICATE

3. The building must not be occupied or used until the Principal Certifying Authority issues an Occupation Certificate.

#### COMPLIANCE CERTIFICATES

- 4. The following compliance certificates (Part 4A), or other suitable documentation as prescribed in Council's policies and DCP's must be submitted to the Principal Certifying Authority prior to occupation of the building.
  - i Plumbing and drainage (AS 3500)
  - ii Wet area flashing (AS 3740)
  - iii Physical or chemical termite barriers (AS 3660)
  - iv Fire safety measures (BCA)
  - v Trade Waste with Sydney Water

#### **EASEMENTS**

5. No part of any structure shall encroach onto any easement.

#### **UTILITIES**

6. Contact should be made with SYDNEY WATER for their approval.

#### **ENVIRONMENTAL**

- 7. Install run-off and erosion controls to prevent soil erosion, water pollution or the discharge of loose sediment on surrounding land, as follows:
  - divert uncontaminated run-off around cleared or disturbed areas;
  - erect a silt fence to prevent debris escaping into drainage systems or waterways;
  - prevent tracking of sediment by vehicles on roads;
  - stockpile topsoil, excavated material, construction and landscaping supplies and debris within the site.
- 8. During construction a suitable waste container for the disposal of all papers, plastics and other lightweight rubbish must be provided.

#### HOURS OF WORK

9. Any building work must be carried out between 7.00am and 5.00pm, Monday to Friday and 8.00am to 1.00pm Saturdays. (No work on Sundays or public holidays.)

#### HEALTH AND BUILDING REQUIREMENTS

#### **Construction Details**

- 10. Full engineering details on concrete footings and structural steel by a practising Structural Engineer complying with the relevant Ordinance and SAA Code requirements must be submitted to the Principal Certifying Authority prior to any work.
- 11. A. All <u>pad footings</u> must comply with AS2870.1 "Residential Slabs and Footings". The <u>size and depth of the footing</u> is determined by the <u>site</u> <u>classification</u> and the effective supported area in m<sup>2</sup>.

### Minimum Size and Depth of Pad Footings.

Loadbearing

Pad footings – square pad 600mm x 250mm thick concrete

Non-loadbearing

Pad footings – square pad 450mm x 250mm thick concrete

Depth of Pad Footing from Ground Level in mm by Foundation Material

S-400 M-500 H-1000

#### Notes:

- 1. The width can be reduced to one half the above for footings on rock.
- 2. The pad footings must be constructed in concrete except that masonry footings can be used under masonry piers.
- 3. S: silt and some clay; M: moderately reactive clay; H: highly reactive clay.
- 4. Clean filling (eg sand, clean soil) must be provided to level any depressions beneath the building.
- B. The underside of the floor bearers must be at least **400mm** above the surface of the land. (AS 3660).
- C. Sub-floor and cross ventilation must be provided by means of evenly distributed openings in the internal and external walls having an unobstructed area of not less than 7300mm<sup>2</sup> per lineal metre of wall. (NSW Building Code of Australia, Part 3.4.1).
- D. If platform flooring is to be used a bearers and joists inspection must be carried out prior to fixing of the flooring.

# Development Application No. 581/2000 (Part 2) Lot 1083, Hse 2 Brindabella Drive, Shell Cove

- E. A durable notice must be permanently fixed in the meter box or adjacent to the subfloor access door indicating:
  - a. The method of termite protection.
  - b. The date of installation.
  - c. The life expectancy of any chemical used.
  - d. The need to maintain and inspect the system on a regular basis.

#### Fire Resistance

12. In accordance with the provisions of Specification C1.10 of the Building Code of Australia any material used in the building must in the case of a sarking type material, have a flammability index not greater than 5 or otherwise, a smoke developed index not greater than 8, if the spread-of-flame index is greater than 5, and in any case a spread-of-flame index not greater than 9.

#### Fire Services and Equipment

13. Portable fire extinguishers suitable for the risk being protected must be installed in the building in accordance with AS2444 and E1.6 of the Building Code of Australia.

# Access and Facilities for People with Disabilities

- 14. Access for people with disabilities must be provided to and within buildings as set out in Table D3.2 from areas specified by Part D3.2 of the Building Code of Australia, by means of a continuous path of travel in accordance with AS 1428.1
- 15. Submit full details and identify the location of any walkways, ramps, landings and/or circulation space providing access for people with disabilities (and complying with AS 1428.1), as required by part D3 of the Building Code of Australia. These details (including a long section view/s) must be submitted prior to the release of the Construction Certificate.
- 16. Car parking spaces for disabled persons must be provided at the rate of one (1) car parking space for each one hundred (100) spaces, or part thereof. (Building Code of Australia D3.5). The minimum width for the car parking space is 3.2 metres (AS 2890.1).
- 17. A sign incorporating the international symbol for people with disabilities shall identify the parking space and sanitary compartment required for the use of people with disabilities.

#### **Health and Amenity**

17. The floor being finished with a welded vinyl material coved at the junction of wall and floor surfaces.

# Development Application No. 581/2000 (Part 2) Lot 1083, Hse 2 Brindabella Drive, Shell Cove

٠ ڏ .

- 18. The junction of walls must be sealed with a fibreglass bandage treated with a waterproof membrane system and be tiled over adjacent food preparation areas.
- 19. Cavities, false bottoms and similar hollow spaces which provide hiding places for cockroaches, mice or rats are not permitted in the premises or in the fittings and equipment, unless access is provided to these areas or they are completely sealed.
- 20. A double bowl sink with a supply of cold and hot water (or not less that 45<sup>0</sup> Celsius) must be provided for cleaning of all utensils, receptacles, tools of trade, benches, fittings, machinery and other appliances.
- 21. Hand wash basins must be provided near food preparation areas with a supply of soap and each hand basin must have hot and cold water and hand drying facilities.
- 22. Hand drying facilities includes clean towels (preferably disposable) and air dryers.
  - NOTE: The basin and double bowl sink shown in the room adjoining the counter area satisfies the requirement of conditions 4 and 5 regarding provision of basins.
- 23. Materials and equipment for cleaning must be stored in a place physically separated from any food storage, display or preparation area.
- 24. Counter and bar tops are to be free of cracks, crevices or cavities and the finished surface of the top and exposed edges are to be smooth, durable and non-absorbent.
- 25. The walls of the premises must be sealed to prevent entry of dirt, dust and pests and must be smooth-faced, impervious and easy to clean.
- 26. The floor must be sealed, impervious to water and easy to clean and must not contain crevices where dirt and food particles may accumulate.
- 27. All shelving, counter areas and cabinets must be constructed:
  - (i) without inaccessible void areas where food particles and vermin may accumulate;
  - (ii) of materials impervious to water; and
  - (iii) so that they can be easily cleaned.
- 28. All service pipes and conduits are to be concealed in floors, walls or ceilings. Where concealment is not possible, pipes are to be fixed on brackets to provide at least 25mm clearance between the wall and pipe and 100mm between the floor and pipe.
- 29. All equipment used for display or storage of cold foods must be capable of maintaining the food at a temperature of not more than 5° Celsius.

- 30. Any appliance used for the storage of cold food must be provided with a thermometer accurate to the nearest degree Celsius. The thermometer is to be located in a position that will measure the temperature in the warmest part of the appliance and must be easy to read from outside the appliance.
- 31. All shelving must be constructed 300mm clear of the floor and no goods are to be placed on the floor, alternatively the bottom shelves must be placed on 75mm high solid concrete plinths.

### TOWN PLANNING REQUIREMENTS

#### General

32. This consent is valid for a period of eight (8) years from the date of issue. The building must be removed from the site prior to the expiration of this consent. If it is intended that the general store continue its use after the eight year period, written application on the appropriate form, together with payment of the appropriate fee, must be lodged with Council prior to the expiration of this consent. Council shall be mindful of any problems encountered or complaints received during this initial consent period when determining this request.

### **Hours of Operation**

33. The hours of operation for the general store shall be restricted to 7.30am to 8.30pm.

### **Design and Visual Impact**

34. No advertisement sign or sign must be erected or displayed without first gaining development consent from Council, unless the sign is in accordance with the requirements of Shellharbour Development Control Plan No. 9/98 – Exempt Development. Regard shall be given to the Development Control Plan No. 5/97 – Advertising Structures and Advertisements when preparing such an application.

#### **ENGINEERING REQUIREMENTS**

#### Drainage

35. Roof water shall be piped to the interallotment drainage easement in Lot 1092. In this regard, a stub outlet has been provided for connection to the interallotment drainage pipeline in the north-eastern corner of Lot 1083.

#### REASONS FOR THE IMPOSITION OF CONDITIONS

- 1. To minimise any possible adverse environmental impacts of the proposed development.
- 2. To ensure that the amenity and character of the surrounding area is protected.

# Development Application No. 581/2000 (Part 2) Lot 1083, Hse 2 Brindabella Drive, Shell Cove

- 3. To ensure that the design and siting of the development complies with the provisions of Environmental Planning Instruments and Council's Codes and Policies.
- 4. To ensure that the development does not conflict with the public interest.

- 7 DEC 2000	ilor E	7 D	E	C	20	00
--------------	-----------	-----	---	---	----	----

Endorsement of date of consent

#### NOTES:

, y

- 1. This amended Development Consent replaces the consent originally given to you and any other amendment.
- 2. Failure to comply with any of the conditions of consent may result in a Penalty Infringement Notice of \$600 being issued against the owner/applicant/builder.
- 3. If you are unsure of the date which this consent becomes valid, refer to Section 83 of the Act.
- 4. To find out the date this consent will lapse, refer to Section 95 of the Act.
- 5. If you are dissatisfied with any decision of this consent, then you have the right to appeal to the Land & Environment Court.

You must do this within 60 days after the receipt of this notice.

- 1. Even though this consent is issued under the Environmental Planning and Assessment Act, 1979, the provisions of a restrictive covenant, agreement, instrument or other statutory provision may prevent the development which is the subject of this consent. You may wish to seek independent legal advice in this regard prior to acting on the consent.
- 2. You are advised that the plans and conditions of this consent must be complied with and you may only vary them if you make a written application, pay the correct fee and we give you written approval to amend the application.

Ian Rankine

Senior Development Assessment Officer

on behalf of Brian A Weir, General Manager



#### Please reply to:

Shell Cove Office PO Box A148 SHELLHARBOUR 2529 Telephone: (02) 42977 364 Facsimile: (02) 42977 366

2 November 2001

Mr Geoff Hall Sheilharbour City Council PO Box 155 Shellharbour Square Blackbutt NSW 2529

Dear Geoff

Shell Cove General Store – Modification of Development Consent 581/2000 under section 96(1) of the Environmental Planning and Assessment Act, 1979

I refer to our recent discussions and subsequent to which I request the modification of development consent 581/2000 as follows:

Deletion of clauses 17. And 18.

The deletion is warranted on the basis that:

- 1. the juncture of walls and floors of food preparation areas are sealed with the following methods adopted for food preparation areas:
  - The floors will be finished with a welded vinyl coved at floor junctures; and
  - The juncture of walls will be sealed with a fibreglass bandage treated with a waterproof membrane system and be tiled over adjacent food preparation areas; and
- 2. the General Store will be a temporary facility operable until such times as the district shopping centre proposed adjacent the Shell Cove boatharbour is constructed. This is expected to constitute a term of approximately 7 years.

Please do not hesitate to call me if you have any queries in relation the foregoing.

Yours faithfully,

Glénn Colguhoun

Shell Cove Development Manager

gc1547.doc

AUSTRALAND HOLDINGS LIMITED ABN 12 008 443 696

Sydney (Head Office) Level 3 1C Homebush Bay Road Rhodes NSW 2138 Locked Bag 2106 North Ryde NSW 1670 DX 8419 Ryde Telephone: 02 9767 2000 Melbourne Level 5 658 Church Street Richmond VIC 3121 Telephone: 03 9426 1000 Facsimile: 03 9426 1050 Brisbane
32 Logan Road
Woollongabba QLD 4102
PO Box 1365
Coorparoo OLD 4151
Telephone: 07 3391 7466
Facsimile: 07 3891 1389

Perth Level 2 47 Colin Street West Perth WA 6005 Telephone: 08 9486 4500 Facsimile: 08 9486 4200

# THE COUNCIL OF THE CITY OF SHELLHARBOUR



# APPLICATION TO MODIFY DEVELOPMENT CONSENT

(UNDER SECTION 96(1) OR 96(2) OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT, 1979)

OWNER OF LAND DETAILS  NAME: GHELLHARBOUR CITY COUNCIL  ADDRESS: GO AUSTRALAND HOLDINGS  FOBOX A 14-8  GHELLHARBOUR NSW 25-20	OFFICE USE ONLY APPLICATION NO:  DATE RECEIVED: FEE: 0175.00  RECEIPT NO:
ADDRESS OF SUBJECT LAND:	BRINDABELLA DRIVE 2520 3
DEVELOPMENT CONSENT APPLICATION NO: 59  DESCRIPTION OF APPROVED DEVELOPMENT: Because of the province of the pr	81/2000 From of prygramy Utruchine for use governor Nove
TYPE OF MODIFICATION: ☐ minor (s96(1)) or ☐	other ( s96(2) )
DETAILS OF MODIFICATION(S) SOUGHT (attach addition fee (exerting letter  PROVIDE EVIDENCE THAT THE MODIFICATION(S) DO  SEL LOXEM letter	
PROVIDE THREE (3) SETS OF PLANS INDICATING PROTO ACCOMPANY APPLICATION	DPOSED MODIFICATION(S)
SIGNATURE OF APPLICANT(S)  SIGNATURE(S):  NAME(S):  DATE:  A fee and three sets of plans must accompany this application accepted where the changes are minor or operational; where the changes are minor or operational are minor operational are minor operational are minor operational are minor ope	ation. Applications under section 96 will only be

A fee and three sets of plans must accompany this application. Applications under section 96 will only be accepted where the changes are minor or operational; where the changes will not require recalculation of floor space, carparking or landscaping etc; and where the form and content of the amendment is substantially similar to the original application. All other amendments are to be resubmitted and processed as a new development application.



# Westpac Banking Corporation

260 QUEEN STREET, BRISBANE QLD

229031

DATE

31 OCT Ø1

PAY THE SUM OF

\*\*\* ONE HUNDRED SEVENTY FIVE DOLLARS

\*\*\* AND NO CENTS \*\*\*

PAY TO THE ORDER OF

Shellharbour City Council PO Box 155 Shellharbour Square Blackbutt 2529

NOT NEGOTIABLE ACCOUNT PAYEE ONLY

For and on behalf of

Walker Corporation Limited

ACN 001 022 117

\*\*\$175.00

# 229031# 034m002# 37m2348#



# Walker Group

Walker Corporation Limited ACN 001 022 117

PO Box 835 Broadway NSW 2007

Level 3

Broadway Shopping Centre 1 Bay Street Broadway NSW 2007

Telephone (02) 8218 1500 Facsimile (02) 8218 1690

Shellharbour City Council

PO Box 155

Shellharbour Square

Blackbutt

2529

Date: 31/10/01

Cheque No.: 229031

1

A/C No.: SHE529

Page No.:

**AMOUNT PAID AMOUNT** INVOICE DATE TYPE INVOICE No. DESCRIPTION 175.00 175.00 310CTØ1 CIMCS. 175 Shellharbour City SHELLCOVE PAYMENT ACC'S RE STUBBINGS 175.00 Total Before Tax 0.00 Less Witholding Tax CI - INVOICE CC - CREDIT 175.00



#### **Transaction Summary**



Date Requested Fri October 19 2001

A.B.N 49 776 225 038

Agent Sydney Water, Wollongong, 120 Smith St, Wollongong
Applicant australand holdings, po box A148 shellharbour 2529

This document will be a tax invoice when you make payment.

Transaction	Details	Charge	GST	Total
Lot 1083 Cov	e Blvd, Shellharbour 2529			
03	238518 Building Plan Approval Application Fee	\$20.00	\$0.00	\$20.00
04	238527 Inspection Charge	\$90.00	\$9.00	\$99.00
97	238527 Plumbing and Drainage Inspection Application Fee	\$30.00	\$0.00	\$30.00
Transaction	Total	\$140.00	\$9.00	\$149.00

Path Cabo

19-10-200110:07AM WLNG 001 CD	
Receipt for: Build Flam Approval	
\$20:00	
BST: \$0.00	
Rec Mo: 00037500 \$20.00	
Customer Name and Address Attache australand holdings	L.
TAX INVOICE ABN: 49 776 225 03 19-10-200110:07AM WLNG 001 CD	8
Receirt for: P and D AFF fee	
\$30.00	
6ST: \$0.00	
Rec No: 00037501 \$30.00	
Customer Name and Address Attache	d
TAX INVOICE 46N: 49 776 225 03	è
19-10-200110:07AN WLMG 001 CD	
Receipt for  P&D Inspections Fees	
\$90.00	
GST: \$9.00	
Rec Not00037502 \$99.00	
Customer Name and Address Attache	d

ABM: 49 776 225 D38

TAX INVOICE



# **Application Lodgement Summary**



Reference

238527

Date Requested: Fri October 19 2001

Number

Agent

Sydney Water, Wollongong, 120 Smith St, Wollongong

**Applicant** 

australand holdings, po box A148 shellharbour 2529

Property/Asset

Lot 1083 Cove Blvd, Shellharbour 2529 (Shellharbour Municipal Council)

PNum: 4954526

150 mm PVC Sewer Main Reticulation - (3079868)

**Product** 

Plumbing and Drainage Inspection

Charge	Product Cost	GST	Total
Plumbing and Drainage Inspection Application Fee 2 x Inspection Charge	\$30.00 \$90.00	•	\$30.00 \$99.00

Your application has been sent to **PDI Services**, **Cooper Road**, **Birrong** for action. Enquiries can be directed to **Refer Contact List** or DX : **DX2554W**. The anticipated turnaround time is **365 days**.

#### **Conditions**

- All fees are NON REFUNDABLE and NON TRANSFERABLE
- Any Plumbing or Drainage work MUST BE carried out by or under the immediate Supervision of Authorised Licensees who MUST lodge a separate Application to commence the work.
- This Application will lapse if the relevant work shown heron has not commenced within 12 months of the date shown on the receipt.
- Where the Sewer is not available Sydney Water cannot accept any responsibility for the locations, lines and levels of the Supervised work for connection to the Sewer when it becomes available
- Owner's please note: You should obtain a 'Certificate of Compliance' from your Plumber or Drainer. This is your warranty for work done.

# EXTRACT FROM THE WATER BOARD (CORPORATION) ACT 1994 - Clause 21 (5) Water (Finance) Regulation

- 1. An owner or occupier of land shall not refuse to give, wilfully omit to disclose, or wilfully misstate to an Officer of Sydney Water:-
  - a. any information required for, or likely to affect, a valuation or determination to be made for the purpose of this clause;
  - in the case of an occupier, the name of the owner of the land or the person who receives, or is Authorised to receive, the rent for the land. MAXIMUM PENALTY:\$5,000 IN THE CASE OF A CORPORATION, OR IN OTHER CASES, \$2,000.



#### Please reply to:

Shell Cove Office PO Box A148 SHELLHARBOUR 2529 Telephone: (02) 42977 364 Facsimile: (02) 42977 366

29 June 2001

Mr Geoff Hall Shellharbour City Council PO Box 155 Shellharbour Square Blackbutt NSW 2529

Dear Geoff

#### Shell Cove General Store - Council Reference: DA 581/2000

I refer to our recent telephone discussion in relation to food preparation associated with the proposed Shell Cove General Store.

I note your agreement that conditions 17 and 18 of development consent will not apply provided the juncture of walls and floors of food preparation areas are sealed. I note that the following methods of ensuring a sealed juncture will be adopted for food preparation areas:

- 1. The floors will be finished with a welded vinyl coved at floor junctures; and
- 2. The juncture of walls will be sealed with a fibreglass bandage treated with a waterproof membrane system and be tiled over adjacent food preparation areas.

I would appreciate your written advice confirming the agreement to provide for food preparation at the Shell Cove General Store based on the above method of wall and floor juncture sealing.

Please do not hesitate to call me if you have any queries in relation the foregoing.

Yours faithfully,

Glenn Colauhอั<del>นค</del> Shell Cove Development Manager

gc1367.doc

**AUSTRALAND HOLDINGS LIMITED ABN 12 008 443 696** 

Sydney Facsimile Sydney (Head Office) Australand House 02 9868 4796 IT/Prop. Mgt. 242 Beecroft Road 02 9868 2741 Land Epping NSW 2121 02 9876 5829 Construction Postal Bag 22 02 9877 0513 Sales Marketing 02 9868 1278 Drafting Epping NSW 1710 DX 4432 Epping 02 9868 2205 Corporate Telephone 02 9395 5999 02 9395 5818 Accounts Facsimile 02 9868 4796 02 9868 7583 Conveyancing

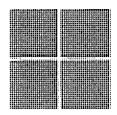
Melbourne Monash Business Park 15 Business Park Drive Notting Hill VIC 3168 DX 16630 Oakleigh Telephone: 03 9558 9277

Wooiloongabba QLD 4102 PO Box 1365 Coorparoo OLD 4151 Telephone: 07 3391 7466 Facsimite: 03 9558 8733 Facsimile: 07 3891 1389

Brisbane

32 Logan Road

Perth Level 2 47 Colin Street West Perth WA 6005 Telephone: 08 9486 4 Facsimile: 08 9486 4



ISHO HITCHCOCK IRWIN

architects

abn 40 239 046 864

o moss street ph: 02 4421 2588 fax 02 4421 2179 

а 4/125 terralong street ph: 02 4233 1352 fax 02 4232 2515 kiama@bandh.com.au 

wollongong 3/2 coombe street ph: 02 4229 5777 fax 02 4225 2330 wgong@bandh.com.au 

shell cove brindabella drive ph: 02 4297 2587 fax 02 4232 2515 scove@bandh.com.au 

hatemans bay beach road U2 4472 9927 fax 02 4472 4533 btbay@bandh.com.au 

penshurst 19 the strand ph: 02 9570 2480 fax 02 9580 7968 sdney@bandh.com.au 1

Shellharbour City Council PO Box 155 SHELLHARBOUR NSW 2529

ATTENTION: Ms Nicole Ashton

General Store Dot file 31 October 2000

Week 45 Ref: 2881

Dear Nicole,

RE:

WALKER CORPORATION - GENERAL STORE

**LOT 1083** SHELL COVE

Further to your letter of 12th October I have discussed this issue of the use of the building as a General Store with Geoff Hall of Council.

The building is a temporary use as a General Store for sale of packaged goods, drinks newspapers etc with no food processing on site. The building will be removed once the commercial sector of Shell Cove is constructed.

Attached are amended plans showing an indicative layout only for the shop use.

Yours faithfully BISHOP HITCHCOCK + IRWIN

MARK HITCHCOCK

mh/so file/issue

Walker Corporation + copy of plan c.c. encl.

directors Paul Bishop bsc (arch), barch, aaca Mark Hitchcock b.sc farch), b.arch (hons) Colin Irwin barch (hons), araia

associate Ross Hill b.sc /arch)

porthaven pty limited a c n 0 0 3 3 2 3 2 9 7



# COPY FOR YOUR INFORMATION

ISHOP HITCHCOCK + I R W I N

architects

n o w 9 moss street ph: 02 4421 2588 fax 02 4421 2179 nowra@bandh.com.au **新** 

k a m a 4/12 along street ph: 02 4233 1352 72 4232 2515 @bandh.com.au E

wollongong 3/2 coombe street ph: 02 4229 5777 fax 02 4225 2330 wgong@bandh.com.au

shell cove brindabella drive ph: 02 4297 2587 fax 02 4232 2515 scove@bandh.com.au YIN

batemans bay 57 beach road ph: 4472 9927 fax ( 472 4533 bthay@bandh.com.au **233** 

penshurst 19 the strand ph: 02 9570 2480 fax 02 9580 7968 sdney@bandh.com.au 쮎

directors Paul Blshop b.sc (arch), b.arch, aaca

Mark Hilchcock b.sc (arch), b.arch (hons)

Colin Irwin barch (hons), araia

associate
Ross HIII
b.sc (arch)
porthaven pty limited
acn 003 3 2 3 2 9 7

DRAWING RE	GISTE	R		+			ľR	ANS	MI	TI	'AI			F(	ORI	M
Project: She	llcove	- C	er	ner	al	2	sto	re			N	0:	2.	38	1	
PLEASE FIND ENG	CLOSE	) C	OP	IES	OF	= D	RA	WII	VG:	S L	IST	TED	B	EL	OV	<b>V</b>
* PRELIMINARY USE		17					6						T			
A FIRST ISSUE	MTH	04	6	7.	7	8	11									
B, C, D, etc REVISIONS	YEAR	00	00	00	0											
hellcar-Glenc.	AI		7		1	2	umb	er of	Cop	nes	1		1	1		
mc			1	4	5	_	ì									
													-			_
	(0)												-			
	SIZE															
										makes.						
Drawing Title	Dwg No	L	<u></u>				R	evisi	on on							لب
oncept 1	SPI															
DA	SPAOI		A	A	A	A	13									
						-										
	-	1														
					-											
		-		-	-	-	-	-			-					
			-	-	-	-	-	-		-	-					
			-	-												
•																
			-	-	-		-	-	-	-	_	-	-	-	J.	

Despatched By\_ Received By

Mail (M), Courier (C), Hand (H), Bus (B), Express Post (EP), Pick Up (PU)

Despatch Method:

\* INDICATES PRELIMINARY ISSUE AND MAY BE SUBJECT TO CHANGE. Note: TO BE STAMPED "ISSUED", "PRELIMINARY" AND "NOT FOR CONSTRUCTION

M

1 2 DEC 2000

# NOTICE OF DETERMINATION OF A DEVELOPMENT APPLICATION

Issued under the Environmental Planning and Assessment Act 1979 Section 81 (1)(a)

TO: Walker Corporation Pty Ltd

PO Box A148

SHELLHARBOUR NSW 2529

Being the applicant of Development Application No. 581/2000 for consent to the following development:

# ERECTION OF TEMPORARY STRUCTURE FOR USE AS A GENERAL STORE

LOT: 1083 DP: 866483

#### 2 BRINDABELLA DRIVE SHELL COVE

BUILDING CODE OF AUSTRALIA BUILDING CLASSIFICATION: Class 6

Determination date of consent 7 DEC 2000

In accordance with Section 80 of the Act the Development Application has been determined by the GRANTING OF CONSENT SUBJECT TO THE CONDITIONS DESCRIBED BELOW.

# CONSTRUCTION CERTIFICATE & PCA NOTIFICATION

- 1. **Before any site works, building, demolition or use is commenced,** the person having the benefit of the development consent must:
  - a. Obtain a construction certificate from Shellharbour City Council or an Accredited Certifier (S81A); and
  - b. Appoint a Principal Certifying Authority (S81A).

#### LEGISLATION

2. The building must be erected in strict conformity with the plans, specifications and conditions approved by Council. (see note 3)

#### **OCCUPATION CERTIFICATE**

3. The building must not be occupied or used until the Principal Certifying Authority issues an Occupation Certificate.



All communications

addressed to:

**GENERAL MANAGER** 

P.O. Box 155 Shellharbour Square

Shellharbour City Centre 2529

Telephone: 02 4221 6111

Facsimile: 02 4221 6016

DX 26402 Shellharbour Square

#### **ADMINISTRATION CENTRE:**

Lamerton House, Lamerton Cres.

Shellharbour City Centre 2529

#### COUNCIL MEETING CHAMBER

Cnr Shellharbour &

Lake Entrance Roads Warilla



#### **COMPLIANCE CERTIFICATES**

- 4. The following compliance certificates (Part 4A), or other suitable documentation as prescribed in Council's policies and DCP's must be submitted to the Principal Certifying Authority prior to occupation of the building.
  - i Plumbing and drainage (AS 3500)
  - ii Wet area flashing (AS 3740)
  - iii Physical or chemical termite barriers (AS 3660)
  - iv Fire safety measures (BCA)
  - v Trade Waste with Sydney Water

#### **EASEMENTS**

5. No part of any structure shall encroach onto any easement.

#### UTILITIES

6. Contact should be made with SYDNEY WATER for their approval.

#### **ENVIRONMENTAL**

- 7. Install run-off and erosion controls to prevent soil erosion, water pollution or the discharge of loose sediment on surrounding land, as follows:
  - divert uncontaminated run-off around cleared or disturbed areas:
  - erect a silt fence to prevent debris escaping into drainage systems or waterways;
  - prevent tracking of sediment by vehicles on roads;
  - stockpile topsoil, excavated material, construction and landscaping supplies and debris within the site.

During construction a suitable waste container for the disposal of all papers, plastics and other lightweight rubbish must be provided.

#### HOURS OF WORK

8. Any building work must be carried out between 7.00am and 5.00pm, Monday to Friday and 8.00am to 1.00pm Saturdays. (No work on Sundays or public holidays).

### HEALTH AND BUILDING REQUIREMENTS

#### **Construction Details**

9. Full engineering details on concrete footings and structural steel by a practising Structural Engineer complying with the relevant Ordinance and SAA Code

requirements must be submitted to the Principal Certifying Authority prior to any work.

10. A. All <u>pad footings</u> must comply with AS2870.1 "Residential Slabs and Footings". The <u>size and depth of the footing</u> is determined by the <u>site</u> <u>classification</u> and the effective supported area in m<sup>2</sup>.

Minimum Size and Depth of Pad Footings.

Loadbearing

Pad footings – square pad 600mm x 250mm thick concrete

Non-loadbearing

Pad footings – square pad 450mm x 250mm thick concrete

Depth of Pad Footing from Ground Level in mm by Foundation Material

S-400 M-500 H-1000

#### Notes:

- 1. The width can be reduced to one half the above for footings on rock.
- 2. The pad footings must be constructed in concrete except that masonry footings can be used under masonry piers.
- 3. S: silt and some clay; M: moderately reactive clay; H: highly reactive clay.
- 4. Clean filling (eg sand, clean soil) must be provided to level any depressions beneath the building.
- B. The underside of the floor bearers must be at least 400mm above the surface of the land. (AS 3660).
- C. Sub-floor and cross ventilation must be provided by means of evenly distributed openings in the internal and external walls having an unobstructed area of not less than 7300mm<sup>2</sup> per lineal metre of wall. (NSW Building Code of Australia, Part 3.4.1).
- D. If platform flooring is to be used a bearers and joists inspection must be carried out prior to fixing of the flooring.
- E. A durable notice must be permanently fixed in the meter box or adjacent to the subfloor access door indicating:
- a. The method of termite protection.
- b. The date of installation.
- c. The life expectancy of any chemical used.
- d. The need to maintain and inspect the system on a regular basis.

# Fire Resistance

11. In accordance with the provisions of Specification C1.10 of the Building Code of Australia any material used in the building must in the case of a sarking type material, have a flammability index not greater than 5 or otherwise, a smoke developed index not greater than 8, if the spread-of-flame index is greater than 5, and in any case a spread-of-flame index not greater than 9.

#### Fire Services and Equipment

12. Portable fire extinguishers suitable for the risk being protected must be installed in the building in accordance with AS2444 and E1.6 of the Building Code of Australia.

#### Access and Facilities for People with Disabilities

- 13. Access for people with disabilities must be provided to and within buildings as set out in Table D3.2 from areas specified by Part D3.2 of the Building Code of Australia, by means of a continuous path of travel in accordance with AS 1428.1
- 14. Submit full details and identify the location of any walkways, ramps, landings and/or circulation space providing access for people with disabilities (and complying with AS 1428.1), as required by part D3 of the Building Code of Australia. These details (including a long section view/s) must be submitted prior to the release of the Construction Certificate.
- 15. Car parking spaces for disabled persons must be provided at the rate of one (1) car parking space for each one hundred (100) spaces, or part thereof. (Building Code of Australia D3.5). The minimum width for the car parking space is 3.2 metres (AS 2890.1).
- 16. A sign incorporating the international symbol for people with disabilities shall identify the parking space and sanitary compartment required for the use of people with disabilities.

#### Health and Amenity

- 17. The premises must not be used for the sale of foods other than pre-packaged foods.
- 18. Food preparation or processing (including heating) must not be carried out on the premises.

Note: These conditions are imposed as the premises is designed and constructed for the sale of pre-packaged foods only and is not suitable for food preparation or processing.

- 19. The walls of the premises must be sealed to prevent entry of dirt, dust and pests and must be smooth-faced, impervious and easy to clean.
- 20. The floor must be sealed, impervious to water and easy to clean and must not contain crevices where dirt and food particles may accumulate.
- 21. All shelving, counter areas and cabinets must be constructed:
  - (i) without inaccessible void areas where food particles and vermin may accumulate:
  - (ii) of materials impervious to water; and
  - (iii) so that they can be easily cleaned.
- 22. All service pipes and conduits are to be concealed in floors, walls or ceilings. Where concealment is not possible, pipes are to be fixed on brackets to provide at least 25mm clearance between the wall and pipe and 100mm between the floor and pipe.
- 23. All equipment used for display or storage of cold foods must be capable of maintaining the food at a temperature of not more than 5° Celsius.
- 24. Any appliance used for the storage of cold food must be provided with a thermometer accurate to the nearest degree Celsius. The thermometer is to be located in a position that will measure the temperature in the warmest part of the appliance and must be easy to read from outside the appliance.
- 25. All shelving must be constructed 300mm clear of the floor and no goods are to be placed on the floor, alternatively the bottom shelves must be placed on 75mm high solid concrete plinths.

# TOWN PLANNING REQUIREMENTS

### General

26. This consent is valid for a period of eight (8) years from the date of issue. The building must be removed from the site prior to the expiration of this consent. If it is intended that the general store continue its use after the eight year period, written application on the appropriate form, together with payment of the appropriate fee, must be lodged with Council prior to the expiration of this consent. Council shall be mindful of any problems encountered or complaints received during this initial consent period when determining this request.

### **Hours of Operation**

27. The hours of operation for the general store shall be restricted to 7.30am to 8.30pm.

### **Design and Visual Impact**

28. No advertisement sign or sign must be erected or displayed without first gaining development consent from Council, unless the sign is in accordance with the requirements of Shellharbour Development Control Plan No. 9/98 – Exempt Development. Regard shall be given to the Development Control Plan No. 5/97 – Advertising Structures and Advertisements when preparing such an application.

#### **ENGINEERING REQUIREMENTS**

#### **Drainage**

29. Roof water shall be piped to the interallotment drainage easement in Lot 1092. In this regard, a stub outlet has been provided for connection to the interallotment drainage pipeline in the north-eastern corner of Lot 1083.

#### REASONS FOR THE IMPOSITION OF CONDITIONS

- 1. To minimise any possible adverse environmental impacts of the proposed development.
- 2. To ensure that the amenity and character of the surrounding area is protected.
- 3. To ensure that the design and siting of the development complies with the provisions of Environmental Planning Instruments and Council's Codes and Policies.
- 4. To ensure that the development does not conflict with the public interest.

#### SUPPLEMENTARY ADVICE

1. This development consent is subject to the prescribed conditions under Part 7 of the Environmental Planning & Assessment Regulation 1998.

#### 2. INSPECTIONS DURING CONSTRUCTION

Notify the Principal Certifying Authority in advance – 48 hours in writing or 24 hours by phone, to inspect the following where applicable:

- i placement of piers or foundation before placing footings;
- ii steel reinforcing before pouring concrete;
- iii the dampourse level, antcapping and floor timbers before the floor is laid.
- iv framework of structure before flooring, lining or cladding is fixed.
- v the completed building prior to use or occupation.

#### NOTES:

In accordance with Section 95 of the Environmental Planning & Assessment Act 1979, the
Development Approval lapses five years after the approval date unless building, engineering or
construction work relating to the building has substantially physically commenced.

# Walker Corporation Pty Ltd Development Application 581/2000

The building must be completed, in accordance with the approved plans and specifications, within five years from the date when the building was substantially physically commenced.

#### 2. Right of Appeal

If you are dissatisfied with this decision, Section 97 of the *Environmental Planning & Assessment Act 1979*, gives you the right to appeal to the Land & Environment Court within twelve months after the date on which you receive this notice

Section 97 of the *Environmental Planning & Assessment Act 1979* does not apply to the determination of a Development Application for State significant development or local designated development that has been the subject of a Commission of Inquiry.

3. The plans and/or conditions of this consent are binding and may only be varied upon **application** to Council under Section 96 of the *Environmental Planning & Assessment Act 1979*. The appropriate fee shall accompany the application and no action shall be taken on the requested variation unless and until the written authorisation of Council is received by way of an amended consent.

#### 4. Prescribed Payment System Tax Obligations

You may have a taxation obligation under the Prescribed Payment System. For more information, contact the Australian Taxation Office on telephone 132866.

Graham H Mitchell

Manager, Development Services

On behalf of Brian A Weir, General Manager

general Store file

1 6 FEB 2001

# RECEIVED 1 9 FEB 2001

#### **CONSTRUCTION CERTIFICATE**

Approved under the Environmental Planning and Assessment Act 1979, as amended, Section 109C (1) (b), 81A(2) and 81A(4)

To: Mr Glenn Colquioun

c/- Walker Corporation

PO Box A148

SHELLHARBOUR 2529



Being the applicant of Construction Certificate No: 581/2000 for consent to the following development.

# ERECTION OF TEMPORARY STRUCTURE FOR USE AS A GENERAL STORE

**VALUE: \$60,000** 

LOT: 1083 DP: 866483

2 BRINDABELLA DRIVE, SHELL COVE

OWNER: SHELLHARBOUR CITY COUNCIL

**BUILDER: TBA** 

Building Code of Australia Building Classification: Class 6

Development Consent No: 581/2000 Determination Date: 7 December 2000

I certify that the work if completed in accordance with the approved stamped plans and specifications will comply with the requirements of s81A (5) of the *Environmental Planning and Assessment Act 1979*.

Brian A Weir General Manager

Per Principal Building Surveyor

**Note:** Building inspections can be arranged by contacting one of our Customer Service staff on (02)4221 6144.

All communications

addressed to:

GENERAL MANAGER

P.O. Box 155 Shellharbour Square

Shellharbour City Centre 2529

Telephone: 02 4221 6111

Facsimile: 02 4221 6016

DX 26402 Shellharbour Square

**ADMINISTRATION CENTRE:** 

Lamerton House, Lamerton Cres.

Shellharbour City Centre 2529

COUNCIL MEETING CHAMBER:

Cnr Shellharbour &

### FIRE SAFETY SCHEDULE

**Issued** under the Environmental Planning and Assessment Regulation, 1998, Clause 80C.

# ERECTION OF TEMPORARY STRUCTURE FOR USE AS A GENERAL STORE

**DEVELOPMENT APPLICATION NO. 581/2000** 

LOT: 1083 DP: 866483

2 BRINDABELLA DRIVE, SHELL COVE



### **FIRE SAFETY SCHEDULE**

ESSENTIAL FIRE	SAFETY MEASURE
Current Fire Safety Measures	Nil
Required Fire Safety Measures & Minimum Standard Of Performance	i. Portable fire extinguishers, as required by the Building Code of Australia, in accordance with AS 2444, Portable Fire Extinguishers – Selection and Location and AS 1851 – Maintenance of Fire Protection Equipment – Portable Fire Extinguishers.
Fire Safety Statement Reporting *(see notes)	i. The owner of the building is responsible for organising an Annual Fire Safety Statement.
-	ii. A copy of this Statement must be given to Council, the Commissioner of the NSW Fire Brigades and displayed in the building.

All communications

addressed to:

#### GENERAL MANAGER

P.O. Box 155 Shellharbour Square

Shellharbour City Centre 2529

Telephone: 02 4221 6111

Facsimile: 02 4221 6016

DX 26402 Shellharbour Square

#### **ADMINISTRATION CENTRE:**

Lamerton House, Lamerton Cres.

Shellharbour City Centre 2529

#### COUNCIL MEETING CHAMBER:

Cnr Shellharbour &

#### \* Notes

- 1. An annual fire safety statement for a building:
  - a. must deal with essential fire safety measure in the building premises, and
  - b. must be given:
    - i. within twelve (12) months after the last such statement was given, or
    - ii. if no such statement has previously been given, within twelve (12) months after a final fire safety certificate was first issued for the building.
- 2. A supplementary fire safety statement for a **critical** fire safety measure:
  - a. must be given at such intervals as is specified in respect of that measure in the current fire safety schedule for the building.
- 3. The owner of a building to which an essential and/or critical fire safety measure is applicable must cause the Council to be given an annual and/or supplementary statement for the building.
- 4. As soon as practicable after an annual and/or supplementary fire safety statement is issued, the owner of the building to which it relates:
  - a. must cause a copy of the statement (together with a copy of the current fire safety schedule) to be given to the Commissioner of New South Wales Fire Brigades, and
  - b. must cause a further copy of the statement (together with a copy of the current fire safety schedule) to be prominently displayed in the building.

Brian A Weir General Manager

ner:

Principal Building Surveyor

# BUILDER'S STATEMENT



Building Address					Application No.	
	Lot	Hse No.	Street	Suburb		

This statement must be completed by the **builder** and returned to Council's Building Services section prior to a final inspection and prior to the issue of an Occupation Certificate.

Qualified Person Details	Building Component Details	Standard met
(Name) (Licence No.)	Stormwater, Plumbing & Drainage	<ul><li>Australian Standard 3500</li><li>Building Code of Australia</li></ul>
(Name) (Licence No.)	Wet Area Flashing	<ul><li>Australian Standard 3740</li><li>Building Code of Australia</li></ul>
(Name) (Licence No.)	Physical or chemical Termite Barriers	<ul><li>Australian Standard 3660</li><li>Building Code of Australia</li></ul>
(Name) (Licence No.)	Roof tile fixing	<ul><li>Australian Standard 2050</li><li>Building Code of Australia</li></ul>
(Name) (Licence No.)	Smoke Alarms	<ul><li>Australian Standard 3786</li><li>Building Code of Australia</li></ul>
(Name) (Licence No.)	3.5 Star Energy Rating	National House Energy     Rating Scheme (NatHERS)

O	Statement
I	
Ce	rtify
	That each building component specified in the above table has been installed by a properly qualified person and was found to be capable of performing to a standard not less than that indicated in this statement.  The information contained in this statement is, to the best of my knowledge and belief, true and accurate.
Sig	gnature <b>X</b> Date

general Start file

8 February 2001

# RECEIVED 0 9 FEB 2001



Mr Glenn Colquioun C/- Walker Corporation PO Box A148 SHELLHARBOUR 2529

### Construction certificate no. 581/2000 Lot 1083, Hse 2, Brindabella Drive, Shell Cove

Dear Sir

We have assessed your application and need the following additional information.

1. Provide details 1:20 of the disabled WC plan circulation spaces and elevations, as per Condition No. 14 of the development consent. (Council has returned the plan, which was previously submitted as the circulation spaces do not comply with AS1428.1)

Please send the information as soon as possible to make sure your application is not delayed.

Yours sincerely

Greg Herbert

Environmental Health & Building Surveyor

Document2

All communications

addressed to:

**GENERAL MANAGER** 

P.O. Box 155 Shellharbour Square

Shellharbour City Centre 2529

Telephone: 02 4221 6111

Facsimile: 02 4221 6016

DX 26402 Shellharbour Square

**ADMINISTRATION CENTRE:** 

Lamerton House, Lamerton Cres.

Shellharbour City Centre 2529

COUNCIL MEETING CHAMBER:

Cnr Shellharbour &

### RECEIVED 1 3 DEC 2000

SHELHARBOUR

Mr Glenn Colquioun C/- Walker Corportation PO Box A148 SHELLHARBOUR 2529

### Construction certificate no. 581/2000 Lot 1083, Hse 2, Brindabella Drive, Shell Cove

Dear Sir

We are assessing your application and need the following additional information.

- 1. Provide details 1:20 of the disabled WC plan circulation spaces and elevations, as per Condition No. 14 of development consent.
- 2. Provide details 1:20 of the disabled path of travel from the car space to shop entrance door and WC door (including long section views), as per Condition No's 13 & 14 of development consent.

Please send the information as soon as possible to make sure your application is not delayed.

Yours sincerely

Arthur Webster

**Director of Technical Services** 

All communications

addressed to:

GENERAL MANAGER

P.O. Box 155 Shellharbour Square

Shellharbour City Centre 2529

Telephone: 02 4221 6111

Facsimile: 02 4221 6016

DX 26402 Shellharbour Square

ADMINISTRATION CENTRE:

Lamerton House, Lamerton Cres.

Shellharbour City Centre 2529

COUNCIL MEETING CHAMBER:

Cnr Shellharbour &



12 October 2000

# RECEIVED 1 6 OCT 2000

SHELLHARBOUR

Walker Corporation PO Box A148 SHELLHARBOUR NSW 2529

# Development Application No. 581/00 Proposal: Erection of Temporary General Store Location: 2 Brindabella Drive Shell Cove

Dear Sir/Madam

Before assessment can continue on this application we require the following information:

- 1. Insufficient information has been provided to determine whether this premises is suitable for use as a commercial food premises. The store is small and difficulties may be encountered in providing the necessary facilities. As such a plan view of the shop layout is required. The plans must include:
  - (i) an airlock to the WC
  - (ii) the location of the counter and food preparation area
  - (iii) double bowl sinks
  - (iv) wash-hand basin
  - (v) other kitchen fittings, if appropriate,
  - (vi) storerooms (if any)
  - (vii) coolroom (if any); and details of wall construction. Please note that Council's Food Premises Code requires that walls of any food premises be of solid construction.

We have deferred assessment of your application until we receive plans and information that rectify these problems. You are requested to provide all the plans and information within fourteen (14) days of the date of this letter or the application may be determined on the basis of the information that has already been provided to us.

Should you have any enquiries regarding the application, please contact Nicole Ashton on telephone number 4221 6144.

Yours sincerely

Nicole anton

Nicole Ashton

**Development Assessment Officer** 

All communications

addressed to:

#### GENERAL MANAGER

P.O. Box 155 Shellharbour Square

Shellharbour City Centre 2529

Telephone: 02 4221 6111

Facsimile: 02 4221 6016

DX 26402 Shellharbour Square

#### ADMINISTRATION CENTRE:

Lamerton House, Lamerton Cres.

Shellharbour City Centre 2529

#### COUNCIL MEETING CHAMBER

Cnr Shellharbour &





#### Walker Corporation Limited

ACN 001 022 117 Incorporated in New South Wales Developers, Builders and Civil Contractors

All correspondence to: PO Box A148, Shellharbour NSW 2529

> Telephone: (02) 42 977 364 Facsimile: (02) 42 977 366

**FACSIMILE TO:** 

Mark Hitchcock:

BH&I

Fax: 4232 2515

FROM:

Glenn Colquhoun

DATE:

16 October, 2000

PAGES:

2

SUBJECT:

**Shell Cove General Store** 

Mark,

Please find attached Council's request for additional information in respect of the General Store application.

Please review and call me to discuss

regards Glenn Colquhoun gc1030.doc



Mak Hitcheock and a 10/10/2000

# RECEIVED 2 4 AUG 2000

22 August 2000

Walker Corporation PO Box A148 SHELLHARBOUR 2529

### Development Application No.581/00 Lot 1083, DP 866483, 2 Brindabella Drive, Shell Cove

Dear Sir/Madam

Thank you for your development application received by us on 10 August 2000.

We are currently assessing your proposal.

In the meantime, we have officers available to answer your enquires between 8.45am and 4.30pm on 4221 6144.

Yours sincerely

Graham Mitchell

Manager, Development Services

SHELLHARBOUR TTY COUNCIL

All communications

addressed to:

**GENERAL MANAGER** 

P.O. Box 155 Shellharbour Square

Shellharbour City Centre 2529

Telephone: 02 4221 6111

Facsimile: 02 4221 6016

DX 26402 Shellharbour Square

ADMINISTRATION CENTRE:

Lamerton House, Lamerton Cres.

Shellharbour City Centre 2529

COUNCIL MEETING CHAMBER

Cnr Shellharbour &

#### Please reply to:

Shell Cove Office PO Box A148 SHELLHARBOUR 2529 Telephone: (02) 42977 364

Facsimile: (02) 42977 366

28 July 2000

Mr Graeme Mitchell Planning Manager Shellharbour City Council PO Box 155 Shellharbour Square Blackbutt NSW 2529



Walker Corporation Limited ACN 001 022 117

Developers, Builders and Civil Contractors

All correspondence to: PO Box 835 Broadway New South Wales 2007 Australia

Level 3 Broadway Shopping Centre 1 Bay Street, Broadway New South Wales 2007 Australia Telephone: (02) 8218 1500 Facsimile: (02) 8218 1690

#### Dear Graeme

Combined Development and Construction Certificate Application for the Shell Cove General Store at Lot 1083 DP 866483

Please find attached our application for the construction and use of a general store on lot 1083. The general store is intended to provide for a much needed community facility and assist in creating a community focus in the interim period prior to development of the Shell Cove boatharbour and district shopping centre.

Four sets of detailed plans and four copies of the statement of environmental effects are enclosed.

I note that the appropriate fees for this application in the sum of \$1,213, have been previously paid to Council in Walker Corp cheque 218429 (see attached). These fees were based on a \$60,000 construction cost and comprised the following amounts:

DA foo	\$350.00
DA fee	
Long service levy	\$120.00
14d advertising	\$198.00
construction cert.	\$440.00
cert. Registration	\$50.00
asset protection	\$55.00

If you have any queries in relation the foregoing please do not hesitate to contact me.

Yours faithfully, WALKER CORPORATION LIMITED

Glenn Colquhoun

Development Manager

gc0902.doc



## Westpac Banking Corporation

260 QUEEN STREET, BRISBANE QLD

218429

DATE 3 JUL @@

PAYTHESUM OF \*\*\* THIRTY NINE THOUSAND FOUR HUNDRED NINE DOLLARS \*\*\* AND EIGHTY CENTS \*\*\*

💲 🛪 🛊 39409. 80

PAY TO THE ORDER OF

Shellharbour City Council PO Box 155 Shellharbour Square Blackbutt 2529

NOT NEGOTIABLE ACCOUNT PAYEE ONLY

For and on behalf of Walker Corporation Limited ACN 001 022 117

# 218429# 034#002# 37#2348#



# Walker Group

Walker Corporation Limited ACN 001 022 117

PO Box 835 Broadway NSW 2007

Level 3 Broadway Shopping Centre 1 Bay Street

Broadway NSW 2007 Telephone (02) 8218 1500 Facsimile (02) 8218 1690

Shellharbour City Council Date: 13/07/00 PO Box 155

Cheque No.: 218429

Blackbutt

Shellharbour Square

2529

A/C No.: SHE529

Page No.: 1

VOICE DATE T	YPE	INVOICE No.	DESCRIPTION		AMOUNT	AMOUNT PAID
<b>V</b>	CI	DA FEE	Shellharbour City Shellharbour City		38196.80 1213.00	38196.80 1213.00
-						
	1			Total	retention wi	39409.80
				Less F	PS Tax	Ø. ØØ
		11.000000		····		
- INVOICE CC	- CRE	EDIT				39409.80

# THE COUNCIL OF THE CITY OF SHELLHARBOUR ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (SECTION 78A)



# APPLICATION FOR DEVELOPMENT CONSENT

Applicant's Name: WALKER LORPORTTION	OFFICE USE ONLY
Full Postal Address: Po. Box. A.148.	Application No:
	Property No:
	Date Received:
Signature:	Fee:
26 2 2 2	Receipt No:
Description of the land to which the Application for Developme	ont Connect and East
Lot No: 1083 Section:	2483
House No: Street: BRINDABZUA OR	Area (m²):
Landille Land Land Land Land	
Locality / Suburb: 542.CLCOVE	map(s) attached (see note 1)
Proposed development type:	
	·
use of land / building erection of subdivision of land / building carrying or	
o canjing of	7
Description of development: . E.R.c. hien	plany Utmetire for
use as a governal Utoke	
Where development involves the erection of a building, the propose	d use of that building when erected:
/// .a// .a// / [4-4]. //	
Estimated cost of the proposed development: (see note 2)	·
960,000	***************************************
Does this application seek approval for one or more of the app	rovals listed in the note to s78A(3)?
□ (Des 🗹 no	
List approval(s) sought:	
Information to be submitted: (see note 3):	
Is this application for integrated development:	D no
List other approvals required to be obtained (see note 4):	
Fisheries Management Act 1994 🔲 s144 🔲 s201	□ s205
Heritage Act 1977 □ \$58	
Mine Subsidence Compensation Act 1961 ☐ s15	
National Parks and Wildlife Act 1974 🔲 s90	
Destruit of the second	(/a) De/(3/h) De/(3/d) De/(7 De/(7 De/(7 De/
Rivers and Foreshores Improvement Act 1948   Part	(a) □s43(b) □s43(d) □s47 □s48 □s55 □s122
Roads Act 1993	. · · · · · · · · · · · · · · · · · · ·
	DB 🗆 s20CA 🗀 s20L 🗀 s116 🗀 Part8
**************************************	

where yes, Application for Construction Certificate form must be completed and lodged with the	is application
Type of consent (if applicable):	Maria Carlo
U deterred commencement LL staded development	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1
No. of the second secon	
Checklist for required attachments	
4 copies of plan of land (see note 5)	
4 copies of plans/drawings of proposed development (see note 6)	
5 copies of plan for purposes of clause 48B of the Environmental Planning and Assessme (see note 7)	nt Regulation 1994
□ pother information (see note 8)	
☑ application fee	
Environmental Impact for designated developments or other developments. This application an environmental impact statement (EIS) is attached  □ an environmental impact statement (EIS) is attached  □ attachment on environmental effects is attached (see note 9) - 4 copies  □ the proposed development is considered to have negligible effect  Other attachments accompanying this application:  □ additional material requested by consent authority (see note 10)  □ additional material submitted by applicant (see note 11)  □ details of any prior stage consent granted	ation is accompanied by:
Long Service Levy Fee (see note 12):	
IMPORTANT: All registered owners of the subject property must sign this section of the development application form (see note 13)  1/We Brian Weir General Manager of Shellharbour City Comeil the owner/s of the land to which this application relates hereby consent to the making of this application.  Signature. Date: 3/7/100  Signature. Date:	COMPANY SEAL

IMPORTANT: Under Clause 47 of the Environmental Planning and Assessment Regulation 1994, as amended, Council may reject a Development Application within seven (7) days after its receipt if it is not clear as to the development consent sought or it is illegible.

# SHELLHARBOUR CITY COUNCIL

P.O. Box 155 Sheilharbour Square

Blackburt 2529

Telephone: 02 4221 6144

	Office use only
Application No.	
Property No.	
	\

APPLICAT	ION FORM - B	uilding Servic	ces 💮		
Type of Certificate or Approval required					
<ul> <li>Building Constructi</li> <li>Building Complying</li> <li>Appoint Council as</li> </ul>	·	* © Occupa  * © Compli  ority* © Public 1	ution Certificate ance Certificate (eg. Pool) Entertainment Approval Registration		
Property Descrip	tion ' '				
House No.	Lot /083	(Section)	(DP)		
Street BRINDABEL	LA DRÎVE	Suburb SHEUL	COVE		
Type of Building Yeslow gauge, villa, townhouse, factory, st.  Proposed use:   Res	Type of Building Yes Owelling. garage, villa, townhouse, factory, shop, etc)				
Applicant Compar	WALKER COR, N (OLDUHOUN)	/			
Address/DX PO BOX Signature(s)	A148 SHEWHAR		Postcode 2520		
Owner/s Name	hellharbour.	ity Counci	No consequence of		
Address  Phone (Home)	espeat Shellhai Phone	bour City Centr	Postcode		
J/We hereby consent to the lo	(Work)  Igement of this Signan  Signan  Impell's Officers	ure(s) or Company Seal	4021 60/b		

HELLH ilder	Compan SBOOK COUNCI			2222,07-64	17:31 #	659 P.:
ıme						
idress/	DΧ			Po	steode	
	. 7		Phone (Bus	Hrs) Fa	х	
cence l	No					
	_					
	tical Infor	Roof (eg. Tiles)	Floor (eg. Com	rete) Fran	10 (es Timber)	
∕alls (eg		(OLORBOND	TIMBE	/	NBER	
RC 1			THIRE	Total Dwellings		
lo. Sto	reys / .	No. of Sole Occupancy Uni	its NA	(including propose	1)	
ite Are	a of 780	New	, 6/ -	Existing	-	$m^2$
ropert	y /30	m² Floor Area	<i>D</i> / m²	Floor Area		***
					<u> </u>	
	omaci price or	\$ 60,000	Build Building	ing Classification		
loureil va	luation of work)			•		
		•			•	
			Checklist		,	
Offic	e use only				Please	
					∕or⊁ ⊡	
		orm been completed?				
Have t	wo (2) copies	of the plans been subm	nitted?		<b>_</b>	
Do the	plans include	a site plan, elevations	and floor plans?	•	<b>_</b>	
Have	two (2) copies	of the specifications b	een submitted?		<u> </u>	
		ails correct? (print scre				•
		ned the application for				
	ne fees and cha			·		
₩e n			•			
Custo	mer Service O	)fficer: X		Date:		
	*		Fees			
			GST			
Cons	truction Certif	icate 37	1 1	Pool Certificate		<del>-  </del>
	plying Develo			Public Entertainn	jent 56	<del> </del>
	oint Council as			Road Opening		
,	pation Certific			Asset Protection		(X) (A)
Con	pliance Certifi	icate 17	April 200 Company Company	Long Service Le		
Fact	ory Registratic	m to the second		Centicate Regis	TATION NO.	W WORK
1	odnisti sita	TO THE PERSON OF		Other	14. A. C. S.	が必然

>**4** 

11

TOTAL FEES

**\$**%

Construction Certificate No. Z\_\_\_\_/

### RECOMMEND ISSUE / DEFER

BUILDING SURVEYOR

DATE:

2000,07-04	17:31	#568	P.04/05
Signature	]	Ì	
HEI/GEF		_	
FÇA F##		_  '	
ComplianceFed		_	

BUIL Glass	DIVIC CODE OF AUSTRALIA CHECKUST				
1.	Site preparations - drainage (3.1)				
2.	Termite risk management (3.1)				
3.	Footing and slabs (3.2) (AS2870)				
4.	Masonry (3.3)				
5.	Framing (3.4) (AS1684)				
6.	Subfloor ventilation (3.4)				
7.	Structural steel (3.4) (Eng. details)				
8.	Roof and wall cladding (3.5)				
9.	Gutters and downpipes (3.5)				
10.	Glazing (3.6)				
11.	Fire safety (3.7)				
12.	Smoke alamis (3.7)				
13.	Health and amenity (3.8)				
14.	Wet areas (3.8)				
15.	Room heights (3.8)				
16.	Sanitary facilities (3.8)				
17.	Light and ventilation (3.8)				
18.	Sound insulation (3.8)				
.19.	Safe movement - stairs and balustrades (3.9)				
20,	Pool access (Pool Act & AS 1926)				
21.	High wind/earthquake areas (3.10) (41m/s)				
22.	DA Conditions satisfied				

*Outsta	ending DA it	tems 1.	·			
	1.4.I	2.				•
		ल्बेक्टचं मा १४ <b>०</b>	r Services	er y har en skiller fille er y har en skiller fille	ALA SA	
		4				

G.VIEGVERMDOCIDOCSICHKLISTS.WRD.

..∳#;<sup>1</sup>√

LUMBER PROPERTY OF THE CO. O.

## General Information

Building Construction Certificate (\$109C(1))

A construction certificate is issued after the Development consent has been approved.

The construction certificate certifies that a building erected in accordance with the nominated plans and specifications will comply with the regulations referred to in s81A(5) of the Environmental Planning and Assessment Act 1979.

# DA consent approved → Construction certificate approved → PCA appointed → Work commences

Building Complying Development Certificate (\$85)

A complying development certificate for the erection of a new building identifies the classification of the building in accordance with the Building Code of Australia and states the building will comply with all development standards applicable to the development and with other requirements prescribed by the Regulations.

# Complying Development certificate approved → PCA appointed → Work commences

Principal Certifying Authority (s109E)

The erection of a building must not be commenced until a construction certificate or complying development certificate has been issued and a Principal Certifying Authority (PCA) has been appointed (s81A & 86). The PCA is responsible for ensuring compliance with the approval and the issue of an occupation certificate.

# PCA appointed → Work commences → Building inspected → Occupation certificate issued

Occupation Certificate (\$109M & 109N)

An occupation certificate authorises the occupation and use of a new huilding or a change of building use for an existing building.

Note: Sections 109M & 109N prohibit the occupation or use of a new building unless an occupation certificate has been issued for the building.

Home Warranty Insurance (Home Building Amendment Act 1999 & Regulation 78C)
Home Warranty Insurance is required for all residential building work requiring a licence and costing over \$5,000.

Currently there are 6 approved home warranty insurers:

- Home Owners Warranty (HOW)
- HIH Casualty & General
- FAI Master Home Warranty
- Zurich Australian Insurance
- Owner Builder Insurance Services
- Dexta Corporation

Owner-Builder Permit (Regulation78C)

An Owner-Builder permit must be obtained from the Department of Fair Trading if you intend to undertake or supervise your own residential building work and the market value of the labour and the materials needed to complete the work is greater than \$3,000.

An Owner-Builder permit is not a building licence and does not allow you to do specialist trade work such as electrical, plumbing, drainage or gas fitting.

Long Service Levy (s85A (10A))

The Long service levy is a NSW State Government charge placed on building and construction work costing \$25,000 or more. The levy rate is 0.2% of the cost of the building and construction work.

Owner-builders, churches and non profit organisations may be entitled to a reduction in the levy.

Public Entertainment (s68 Part A8 LGA of \$78 A EP&A Act)

Public entertainment means entertainment to which admission may ordinarily be gained by members of the public on payment of money or other consideration.

GCVHBGIPERMDOCVFORMSVCCFORM DOC

#### Please reply to:

Shell Cove Office PO Box A148 SHELLHARBOUR 2529 Telephone: (02) 42977 364 Facsimile: (02) 42977 366



28 July 2000

Mr Graeme Mitchell Planning Manager Shellharbour City Council PO Box 155 Shellharbour Square Blackbutt NSW 2529



Walker Corporation Limited ACN 001 022 117

Developers, Builders and Civil Contractors

All correspondence to: PO Box 835 Broadway New South Wales 2007 Australia

Level 3 Broadway Shopping Centre 1 Bay Street, Broadway New South Wales 2007 Australia Telephone: (02) 8218 1500 Facsimile: (02) 8218 1690

#### Dear Graeme

Combined Development and Construction Certificate Application for the Shell Cove General Store at Lot 1083 DP 866483

Please find attached our application for the construction and use of a general store on lot 1083. The general store is intended to provide for a much needed community facility and assist in creating a community focus in the interim period prior to development of the Shell Cove boatharbour and district shopping centre.

Four sets of detailed plans and four copies of the statement of environmental effects are enclosed.

I note that the appropriate fees for this application in the sum of \$1,213, have been previously paid to Council in Walker Corp cheque 218429 (see attached). These fees were based on a \$60,000 construction cost and comprised the following amounts:

DA fee	\$350.00
Long service levy	\$120.00
14d advertising	\$198.00
construction cert.	\$440.00
cert. Registration	\$50.00
asset protection	\$55.00

If you have any queries in relation the foregoing please do not hesitate to contact me.

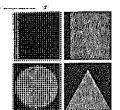
Yours faithfully,

WALKER CORPORATION LIMITED

Glenn Colquhoun

Development Manager

gc0902.doc



BISHOP HITCHCOCK + IRWIN

architects

abn 40 239 046 864

n o w f a 9 moss street ph: 02 4421 2588 fax 02 4421 2179 nowra@bandh.com.au

4/125 terralong street ph: 02 4233 1352 fax 02 4232 2515 kiama@bandh.com.au

3/2 coombe street ph: 02 4229 5777 fax 02 4225 2330 wgong@bandh.com.au

brindabella drive ph: 02 4297 2587 fax 02 4232 2515 scove@bandh.com.au

57 beach road ph: 02 4472 9927 fax 2 4472 4533 btl bandh.com.au

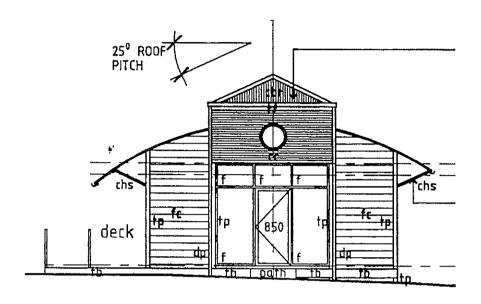
19 the strand ph: 02 9570 2480 fax 02 9580 7968 sdney@bandh.com.au

directors
Paul Bishop
b.sc (arch), b.arch, aaca
Mark Hitchcock
b.sc (arch), b.arch (hons)
Colin Irwin
b.arch (hons), araia

associate
Ross Bill
b.sc (arch)

porthaven pty limited acn 003 323 297

### STATEMENT OF ENVIRONMENTAL EFFECTS



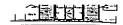
# **Shell Cove General Store**

LOT 1083 DP 866483 Corner Brindabella Drive + Cove Boulevarde SHELL COVE

PREPARED BY:
BISHOP, HITCHCOCK + IRWIN, ARCHITECTS

OUR REF: 2881 DATE: 6 July 2000

Signed (Typist)	Sally	Date 06/07/00
Signed (Arch)	AGana of for Mark Hollinger	<u> Date 25/ ۲/ ن</u> و
Signed (Prop)		. Date//



4.9

5.0

### **Contents**

#### PART 1 – STATEMENT OF ENVIRONMENTAL EFFECTS Introduction ...... 3 1.0 2.0 Site Description ..... 4 2.1 Location ..... 4 Legal Property Description ..... 4 2.2 2.3 Shape and Size of Site ..... 4 Site Analysis ..... 4 2.4 Project Details ..... 5 3.0 3.1 Site Planning and Design Rationale ..... 5 3.2 Building Design ..... 5 Site Facilities..... 5 3.3 Boundary Fencing ..... 5 3.4 Vehicular Access and Parking ...... 5 3.5 Pedestrian Access ...... 5 3.6 Environmental Effects...... 6 4.0 4.1 Landscaping ..... 6 4.2 Traffic Generation...... 6 4.3 4.4 Car Parking ...... 6 4.5 Noise ...... 6 Privacy...... 6 4.6 4.7 Overshadowing ..... 6 Stormwater Drainage..... 7 4.8

Soil and Water Management ...... 7

Conclusion ...... 8

4.10 Utility Services74.11 The Use74.12 Hours of Operation74.13 Signage/Advertising74.14 Length of Consent7

## 1.0 Introduction

This statement has been prepared to accompany a Development Application for the erection of a temporary structure to be used as the Shell Cove General Store.

The building will be a temporary facility operating until such times as the district shopping centre is developed adjacent to the boat harbour precinct. The shop and site will not be sold until its operation is terminated by its relocation.

# 2.0 Site Description

#### 2.1 LOCATION

The development site comprises of one residential Lot on the eastern side of the intersection of Brindabella Drive and Cove Boulevarde.

It's location is central to Shell Cove to service existing development and development over the next 7 years.

#### 2.2. LEGAL PROPERTY DESCRIPTION

The subject land is legally described as Lot 1083 in Deposited Plan 866483 in the Local Government Area of Shellharbour.

#### 2.3 SHAPE AND SIZE OF SITE

The development site is regular in shape and has a total area of 730m<sup>2</sup>. It has a street frontage of 38m to Brindabella Drive and 20m to Cove Boulevarde.

#### 2.4 SITE ANALYSIS

#### 2.4.1 CONTOURS

The land has a fall of approximately 1 metre from front to rear (West to East).

#### 2.4.2 VEGETATION

There are existing landscape beds on site and these are to be generally retained.

#### 2.4.3 EXISTING USE

The Lot currently is used in conjunction with the Shell Cove Sales & Information Centre as landscaped open space and provision of 4 parking bays.

#### 2.4.4 STREETSCAPE AND SURROUNDING DEVELOPMENT

The site is generally surrounded by residential development.

A two storey display home is located to the north east and the Shell Cove Sales & Information Centre is presently located adjacent to the south east.

The display home will be converted to residential use over the next twelve months with the development of the new display village.

A new Shell Cove Sales + Information Centre will be constructed within the new display village within the next twelve months. A proposal is being investigated for existing building to be adapted for use as a temporary community building until the final community building is constructed adjacent to the boat harbour.

The use of this building as a community centre will create ideal synergies with the General Store and assist to create a community focus to Shell Cove.

#### 2.4.5 AVAILABLE UTILITIES

Town water, gas, telephone and gravity sewer are available for connection to the proposed development and electricity is available via underground supply lines.

#### 2.4.6 ACCESS

Vehicle and pedestrian access is available directly from Brindabella Drive which is bitumen sealed with concrete kerb and guttering.

This access will be retained for customer parking as well as the creation of a new pedestrian entry from Cove Boulevarde.



## 3.0 Project Details

### 3.1 SITE PLANNING AND DESIGN RATIONALE

The proposal provides for the utilisation of an existing clear grass area on the Lot for the location of a temporary shop facility.

Existing landscaping will be retained to maintain privacy to residents and provide a measure of visual screening.

Adverse impacts on neighbouring properties from overlooking and overshadowing have been minimised by using single storey construction.

#### 3.2 BUILDING DESIGN

The design of the building is such that it will appear as a permanent structure.

The entry pavillion, wall cladding and Colorbond roofing relate to the adjacent Shell Cove Sales building as well as to the coastal architecture theme of Shell Cove.

The curved roof form reinforces the coastal theme as well as providing a low impact, low profile design.

#### 3.3 SITE FACILITIES

#### 3.3.1 GARBAGE AREA

The low volume of waste generated will be stored in the Council bin system and will be located to the rear of the site.

A Paper Recycling bin will also be located to this area.

#### 3.4 BOUNDARY FENCING

It is not proposed to erect any front fencing. A Colorbond boundary fence will be erected on the boundary between the existing Shell Cove Sales building if it is converted to residential use during the period of operation.

### 3.5 VEHICULAR ACCESS AND PARKING

Parking spaces + driveway access currently existing on the Lot for use by the Sales Office will be retained for use by the shop.

The site is also located with overflow parking on Cove Boulevarde and Brindabella Drive. Overflow parking is most likely on Cove Boulevarde; this is ideal since Cove Boulevarde's traffic volumes will remain well below design capacity during the operation of the temporary general store.

### 3.6 PEDESTRIAN ACCESS

The site has good pedestrian linkages from the south and north and is located on the major through road. Cove Boulevarde.

Pedestrian refuges are currently positioned on Cove Boulevarde adjacent the proposed site enabling access to pedestrian paths located in Stage 3.



## 4.0 Environmental Effects

#### 4.1 VISUAL IMPACT

The scale of the proposed development is designed to be compatible with surrounding residential environment. The proposed building will be single storey and as a result will have minimal impact on adjoining properties.

Construction materials will generally match the adjoining Shell Cove Sales building and be in compliance with the Shell Cove coastal theme and colour pallet.

#### 4.2 LANDSCAPING

The existing landscaping is to be retained.

#### 4.3 TRAFFIC GENERATION

It is considered that traffic volumes generated by the General Store will not be significant as pedestrian access is being encouraged by the design and its central location within the estate.

The general store will minimise traffic generation by satisfying a need for minor convenience shopping that would otherwise require a trip out of Shell Cove.

Levels of traffic are considered not to exceed that currently created by the Sales Office.

#### 4.4 CAR PARKING

The proposal provides for three (3) on-site car parking spaces. The width of the spaces will be 3.2m, 2.6m to provide one disabled and 2 conventional parking spaces.

Access from the parking area to the shop will be via existing and proposed concrete walkways with gradients not exceeding 1.20m.

#### 4.5 NOISE

Usual noise levels associated with building will be generated within normal working hours during construction of the project. Any adverse impacts during construction are expected to be minimal.

No major plant or equipment is to be installed in the proposed development and therefore noise impact on completion will be compatible with the adjoining residential environment.

#### 4.6 PRIVACY

The privacy of residents is maintained by the siting of the building on the Lot with minimal glazed areas facing onto adjoined properties.

The main entry to the building will be facing Cove Boulevarde.

#### 4.7 OVERSHADOWING

No significant direct adverse impacts on adjoining properties are anticipated as the proposed development is single storey and well setback from adjoining property boundaries.

#### 4.8 STORMWATER DRAINAGE

Gravity stormwater drainage will be provided to the Brindabella Drive drainage system in accordance with Council's requirements.

#### 4.9 SOIL AND WATER MANAGEMENT

Soil erosion and sediment control measures during construction of this project will be incorporated. This will ensure minimal adverse environmental impacts from the transfer of sediment and stormwater run-off during construction.

#### 4.10 UTILITY SERVICES

Mail boxes will be provided in accordance with the delivery requirements of Australia Post. Water, gas, power, telephone and sewerage connections will be provided in accordance with the requirements of the relevant supply authorities.

#### 4.11 THE USE

The "General Store" will provide the Shell Cove community with a facility to purchase day to day shopping needs such as bread, milk & newspapers. It is also intended that it could provide a meeting place where residents can meet and have a coffee.

#### 4.12 HOURS OF OPERATION

As a 'general store' it is intended that it would operate 7 days per week with flexible hours based on demand. It is intended that the shop would not operate before 7:30am or after 8:00pm.

#### 4.13 SIGNAGE/ADVERTISING

The existing sign on the corner of the Cove Boulevarde and Brindabella Drive will be the main sign used for the development and together with two signs on the building each of  $4m^2$  in area.

#### 4.14 LENGTH OF CONSENT

It is proposed that the development be approved for 7 years plus 12 months extension subject to Councils written agreement.

## 5.0 Conclusion

The construction of this project will assist the Shell Cove estate to provide a community asset until such time as the Shell Cove commercial area is developed.

It is considered that all reasonable measures to mitigate any adverse environmental effects have been taken in the design and siting of the proposal. It is therefore requested that the application be approved as submitted.

