## **DEVELOPMENT PACKAGE**

### Ancillary Urban Development – Double Garage & Deck to Rear of Dwelling

Pursuant to You	ng Local Environmental Plan 2010	
Proposal	<ul> <li>To SURRENDER prior double garage consent DA 2023/0051 (PAN-321615)</li> <li>To build a 10.35m (long) x 8m (wide) x 3.676m (height to ridge), 3 berth GARAGE for Use Ancillary to Dwelling (Parking of Vehicles)</li> <li>To erect and use a rear DECK to the existing dwelling – 11m x 12m and roofed at 5.66m tall (provision for a plunge pool when applied for later)</li> </ul>	
Subject Land	Lot 14 DP 1258905	
Address	62 BENDICK MURRELL RD BENDICK MURRELL	
Applicant	Mr Raymond GENGE	
Owner	Mr Raymond & Mrs Annette Genge	
Appn Prepared By	DA Busters – Development Assistance Services Ph: 0466 722 869 ©NOV 2023	
LGA	HILLTOPS Council	



Rear elevation for deck



### CONTENTS

- 1 DESCRIPTION OF DEVELOPMENT
- 2 SEE Statement Env Effects / Checklists
- 3 PLANS OF DEVELOPMENT (DA Plans, S Eng)
- 4 PLANNING PORTAL REPORT
- 5 TITLE & DEPOSITED PLAN
- 6 SITE PHOTOGRAPHS / OTHER PLANNING INFO

### SECTION 1

### DESCRIPTION OF DEVELOPMENT

### DEVELOPMENT DESCRIPTION AND SPECIFICATIONS

This DA/CC Package is for a 10.5 x 8m, detached garage for use ancillary to the primary dwelling on the site. The Garage will be 2.9m high to the eaves and 3.678m to the ridge. The area of the site is levelled presently from parking of vehicles with minimal earthworks required.

Additionally to the rear of the dwelling will be a timber deck with roof, being 12m x 11m. In time this deck will have part (3.103 x 10.8m) modifiable to accommodate a plunge pool, yet will remain deck until this application is made.

Upon the site presently is a recently completed dwelling and carport. These buildings are set within a building envelope in a diagonal manner toward the nearby corner of Cheery Tree Close and the Bendick Murrell Rd. This Garage will be in the front/side yard relative to the dwelling yet will enjoy comfortable setbacks to the street and side boundaries. The deck is to be located behind the dwelling.

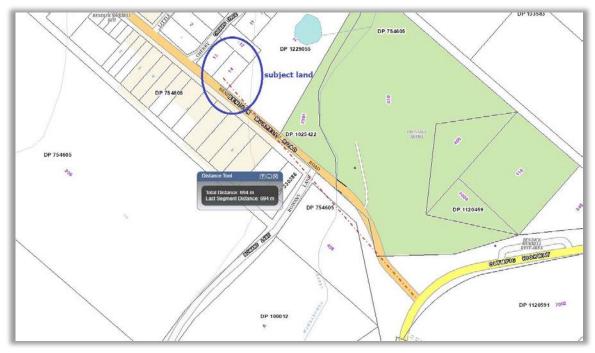
The shed will be zincalume framed and mid colour colorbond wall clad by Mist Green wall cladding with a neutral slate grey roof to match. It will be triple berth.

The buildings are compliant at considerably >900mm from the side boundary and are set back greater than the minimum 900mm for BCA purposes from the dwelling on the same site. Stormwaters collected will be discharged to the existing BASIX rainwater tank.

This application is made due to new ownership, the unbuilt yet approved double garage not meeting the new owner's needs (surrender form included) and as well, the new Owner's having a penchant for outdoor alfresco style living.

A review of the Young Shire & Hilltops Policy environment and the applicable Development Control Plan, has been undertaken.

The application is commended to Council as straightforward, and reasonable on these large Village blocks, reasonably already controlled by Building Envelopes and the like.



Locality Map 694m from Turn Off



Aerial Image of Property (SIX NSW – circa 10 years old) Refer to Google Image more recent

DA PACKAGE – GARAGE + DECK Page 5 GENGE – 62 BENDICK MURRELL RD



Aerial Image of Property (Google - <2 year old) Note: site of proposed shed and deck clear of trees Driveway to these areas established already

### SECTION 2

### COUNCIL HEADS OF CONSIDERATION S.E.E PRO FORMA, (Completed for project)

A. DESCRIPTION	OF	<b>DEVELOPMENT:</b> Provide details of your development
<b>Property address</b>	Lot 12	Lot 12 DP 1258905, No 62 Bendick Murrell Rd, BENDICK MURRELL
Proposed structures (e.g. garage, carport, shed, water tank, pergola, etc)	Triple Garage Dwelling Adde	Triple Garage - detached - colorbond Dwelling Addeition - Rear Covered Deck - 11m × 12m
Nature of use (e.g. storage, parking, etc)	Parking Deck/A	Parking & Storage ancillary to dwelling Deck/AlFresco to Dwelling
<u>Particulars</u>	<u>Shown</u> on plans	Description (provide written details if not clearly shown on plan)
Building materials	🛛 Yes	
(e.g. brick, hardiplank, colorbond, zincalume, etc)		DECK - timber frame, colorbond roof
	🛛 Yes	Slate Grey Roof
Colours	oN 🗖	Shed = Mist Green walls
	□ Yes	
Demolition	No N/A	
	□ Yes	
Lartnworks (location, extent and	No No	Site virtually level - scrape and footings only
depth of all cut and fill proposed)		
Tree removal	🗆 Yes	Not near existing trees on site
(identify location, size and species of tree/s)	N N N	
	□ Yes	□ Wall height 2.9m □ Roof height 3.67m
Wall and roof height or height of structure	No No	
	□ Yes	□ gross floor area 84sq.m shed (for buildings)
Gross floor area (m <sup>2</sup> ) or capacity (I)	ON L	□ capacity <u>120 sq.m deck</u> (swimming pool, water tank)
Onon ence (m <sup>2</sup> )	🛛 Yes	existing large property - buildings within nominal envelope
Open space (IIII )	oN 🗖	
Landscaping	□ Yes	existing
(type and location)	No No	
Setbacks from each	□ Yes	□ North: to deck 30.11m □ South: 10.5m
boundary	No No	□ East: Deck 6.5m, Shed 4.4mWest: 35m
SEE Template – Ancillary development	illary developmer	t Page 1 of 5

B. SITE & LOCALITY	DESCRIPTION: PI	SITE & LOCALITY DESCRIPTION: Provide details of the site and adjacent lands	adjacent lands
Please ensure the following details have been shown on your site plan, as a minimum:	tails have been show	n on your site plan, as a mini	:unu
□ site dimensions	site area	north point	🗆 scale
<pre> existing buildings </pre>	proposed buildings	easements	□ trees
ssue	Details		
Present use of the site	VILLAGE - Residential	esidential	
Past use/s of the site	VILLAGE - R	- Residential	
<b>Describe any existing dwellings</b> <b>or built structures on the land</b> (e.g location, number, storeys, building material, etc)		Existing 3 bed dwelling and 7m × 7m carport	port
<b>Describe the key physical</b> <b>features of the site</b> (e.g shape, slope, significant trees or vegetation, dams, waterways, drainage lines, etc)		Level site, paddock trees in front yard	
<b>Is the land classified as bushfire prone ?</b> (You can check this with Council or a recent 149 Certificate. In some cases a Assessment Report may be required)	<b>re prone ?</b> a recent 149 Certificate. I 1)	n some cases a Bushfire Risk	□ Yes ⊠ No
<ul> <li>Locality characteristics</li> <li>Describe the type and nature of adjacent land uses, e.g</li> <li>residential, commercial, industrial;</li> <li>older or more modern construction;</li> <li>single or two storey;</li> <li>building materials;</li> <li>single dwelling houses or unit developments,</li> <li>etc.</li> </ul>		Recent residential subdivision Modern village style residences in subdivision mixed development types adjacent in village	vision age

SEE Template – Ancillary development

Page 2 of 5

#### **COMPLIANCE WITH PLANNING CONTROLS** C.

LOCAL ENVIRONMENTAL PLAN Complete the following table to show how your development complies with the relevant provisions of the LEP. If your development is not consistent with the requirements, you need to provide justification for all variations, or may need to seek a formal variation. A copy of the LEP and the associated maps (zoning, lot size, heritage, biodiversity, land and water) can be found at http://www.legislation.nsw.gov.au/maintop/view/inforce/epi+404+2010+cd+0+N.

<u>Clause</u>	Issue	<u>Complies</u>	<u>Comment</u>
2.1 – Land use zones	What is the zoning of the land?		Zoning: RU5 - Village
2.3 – Zone objectives and land use table	Is a dwelling house permissible in the zone ?	♀ Yes □ No	Existing Dwelling
4.6 – Exceptions to development standards	Are you seeking a variation to a development standard in the LEP ?	□ Yes X No	If yes, because your proposal varies from any standard size), you must include a separate written statement, juice of the statement attached -
5.10 – Heritage conservation	Is any part of your property an item of heritage or within a heritage conservation area ?	□ Yes 😡 No	If so, you must include a written statement and/or Heri the potential impact on the item or HCA, and how the i If yes, statement attached -
<b>6.1 – Erection of</b> <b>dwelling houses</b> (Applies to the RU1, RU4, RU5, R5 & E3 zones only)	Is the land the necessary minimum lot size to permit a dwelling ?	□ Yes □ No ☑ N/A	Existing dwelling
6.3 – Land	Is the land identified as a "sensitive land area" ? The land maps are at: <u>http://www.legislation.nsw.gov.au/</u> <u>mapindex?type=epi&amp;year=2010&amp;</u> no=404.	❑ Yes ⊋ No	If yes, how will any adverse environmental impacts be
6.4 – Water	Is the land identified as a "riparian corridor" or "groundwater vulnerability" ? The water maps are at: <u>http://www.legislation.nsw.gov.au/</u> <u>mapindex?type=epi&amp;year=2010&amp;</u> <u>no=404</u> .	❑ Yes ⊠ No	If yes, how will any adverse environmental impacts be

### ard in the LEP (such as minimum lot justifying the non-compliance.

### 10

eritage Impact Statement, detailing impact will be minimised.

### 10

be minimised and managed ?

be minimised and managed ?

Vwelling design must comply one of the deemed to satisfy	səy 🗖	hadootab
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	<u>səilqmoD</u>	<b>Comment</b> If your proposal does not meet the stated control (Column 2), you must provide details on how the proposal satisfies the performance outcome (Column 1).
rol	_	
ne requirements, you need to	provide justific	
ne requirements, you need to	provide justific	ation for all variations.
ed development controls ? an check this with Council scent 149 Certificate. In cases a Flood Risk Report pe required. Ian – Complete the following re requirements, you need to	oN 🖵	increase risk to the environment, building or life. ow your development complies with the relevant provisions of the DCP. If your ation for all variations.

detached

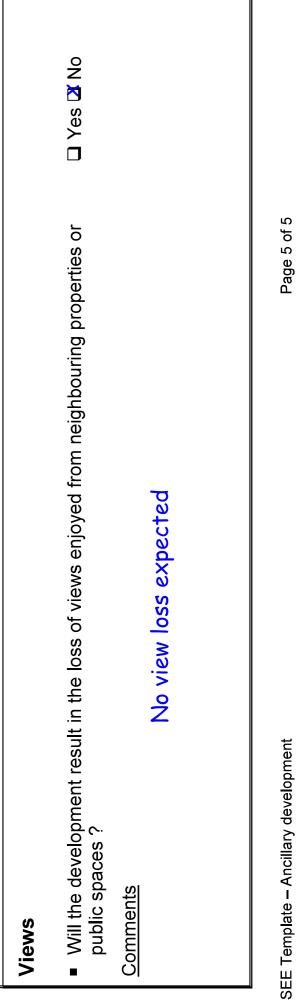
∀/N 🔀

oN 🗖

<b>PR6</b> Residentia <b>l</b> development is designed to reflect vehicle and occupant safety principles	AR6 Dwelling design must comply with one of the deemed to satisfy provisions on section 2.1.5 of the DCP, in order to restrict access to parking areas which are attached or adjacent to dwellings
<b>PAD2</b> Development shall be sited to ensure practical serviceability	on ed llsda tnemqolevel <b>S.rDAA</b> closer to the sbis end rear than mm 000
	llsda bəzu alsinətsM <b>2.rDAA</b> Əlare
PAD1 Development shall be sited to minimise visual impact on how it addresses the streetscape	AAD1.1 Development shall be setback 6 m from the primary frontage and 3 m from any secondary frontage
Performance outcome	<u>Control</u>
_	trol Plan – Complete the following to the twith the requirements, you need to
gninnslq bool∃ – ∂.∂	Is the Iand subject to flood related development controls ? You can check this with Council or a recent 149 Certificate. In some cases a Flood Risk Report some cases a Flood Risk Report
	<u>http://www.legislation.new.gov.au/</u> mapindex?type=epi&year=2010& no=404.
	The biodiversity maps are at:

D. ASSESSMENT OF THE LIKELY IMPACTS OF THE DEVELOPMENT	MENT
<b>Construction –</b> How will construction noise, rubbish removal and sedimentation and erosion controls be managed during construction ? <u>Comments</u>	trols be managed
Modern shed company build. Minimal waste - excess to Village Transfer Stn	fer Stn
<ul> <li>Context and setting – Will the development be</li> <li>visually prominent in the area ? □ Yes ☑ No</li> <li>inconsistent with the streetscape ? □ Yes ☑ No</li> <li>inconsistent with adjacent land uses ?</li> </ul>	□ Yes 🛛 No □ Yes 🖉 No
<u>Comments</u> Within nominal envelope and in keeping with established development Clad materials are colorbond to match existing colours	-
Privacy - Will the development result in any	
<ul> <li>privacy issues between adjoining properties, as a result of the placement of windows, decks, <math>\Box</math> pergolas, private open space ?</li> </ul>	🗖 Yes 🕅 No
<ul> <li>acoustic issues between adjoining properties as a result of the placement of outdoor areas, vehicle movements, air conditioners, pumps, windows, etc ?</li> </ul>	🗖 Yes 😰 No
<u>Comments</u> – If yes, identify any measures proposed to mitigate any of the above impacts (e.g fencing, screening, vegetation, etc)	
Larger allotment adjacent, no issues expected	
Overshadowing	
• Will the development result in the overshadowing of adjoining properties, resulting in an $\Box$ valuese impact on solar access.	🗖 Yes 🙀 No
Comments	

Not adjacent neighbouring development

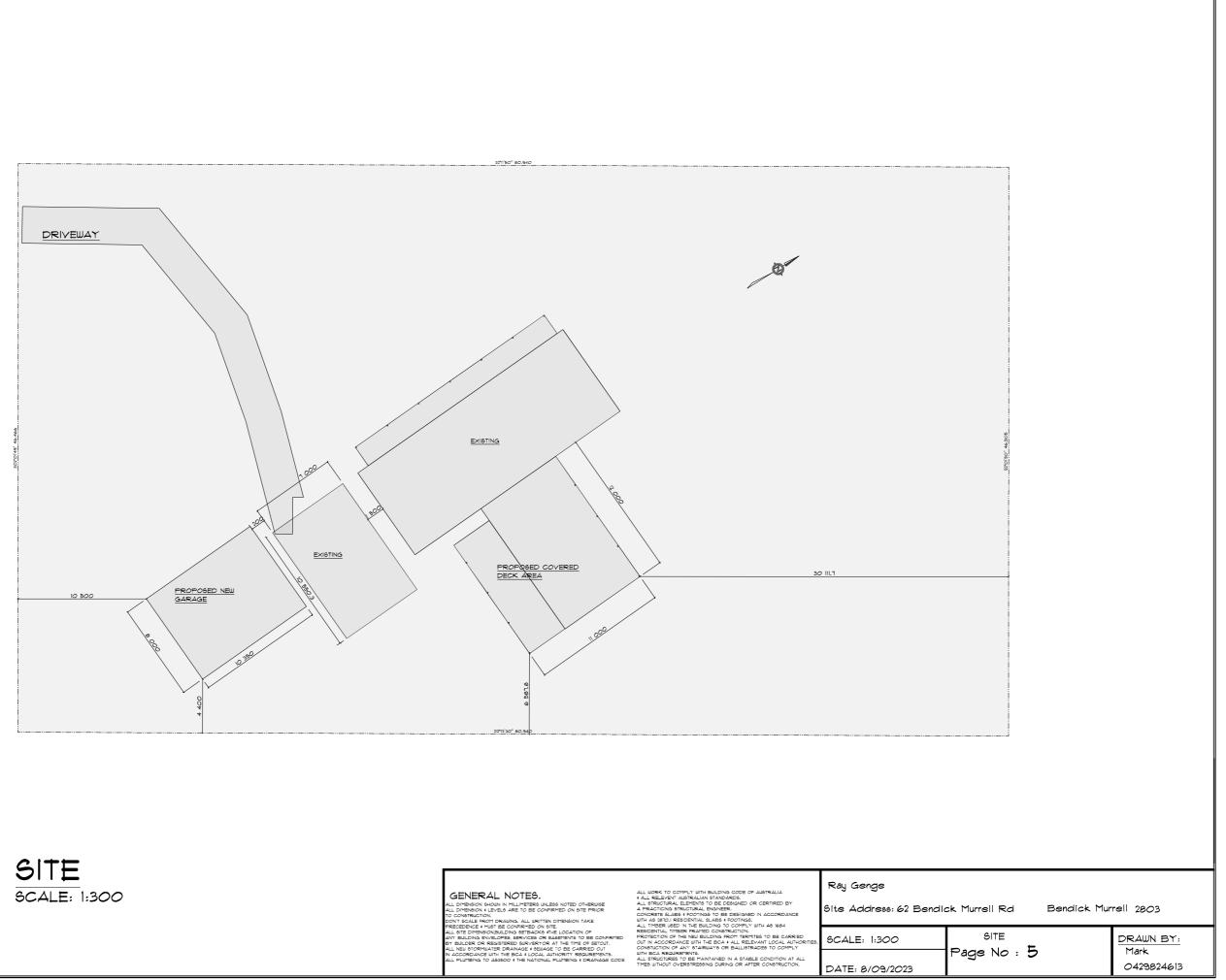


### SECTION 3

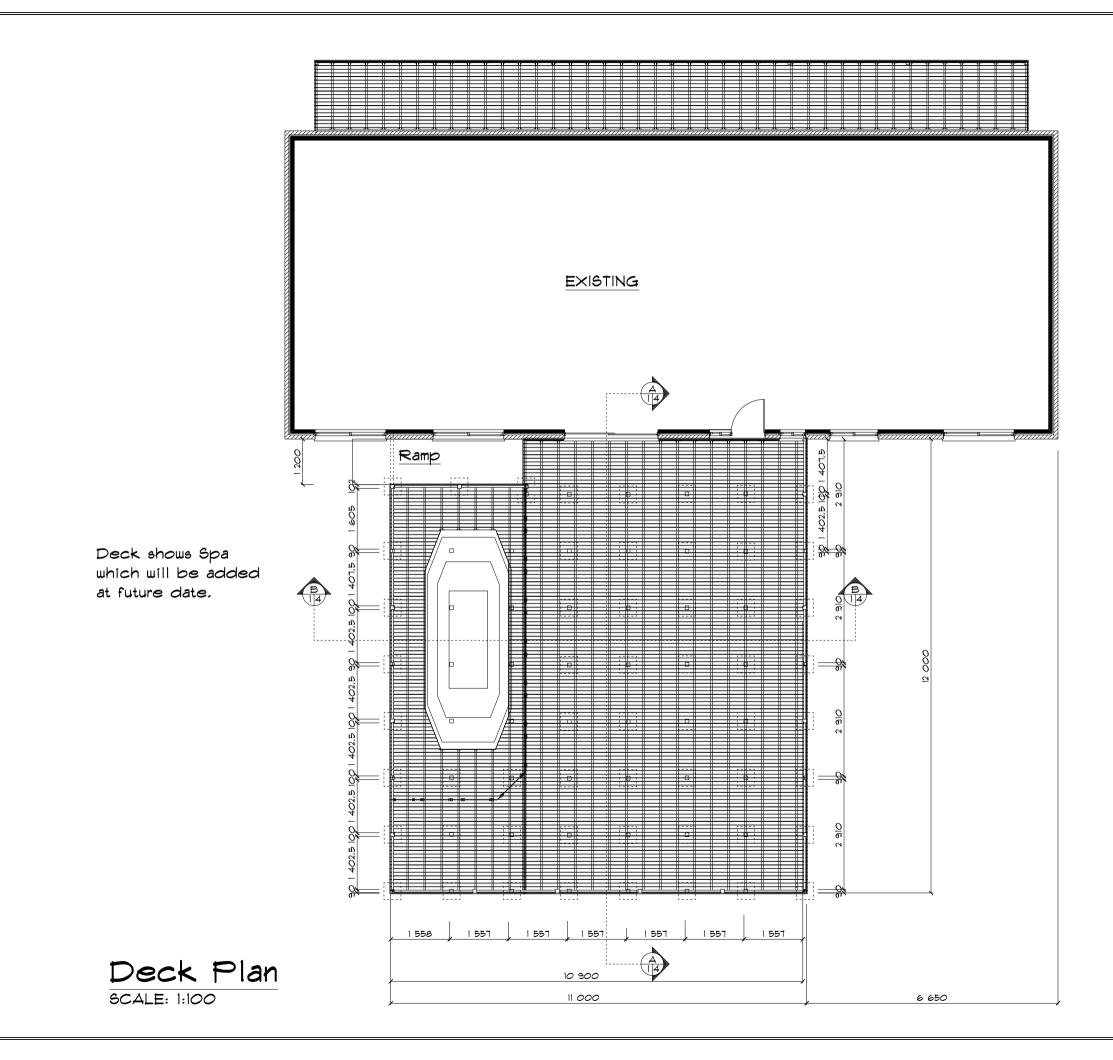
### PLANS OF DEVELOPMENT

# SITE PLAN STRUCTURAL ENGINEERS DRAWINGS DECK DRAWINGS

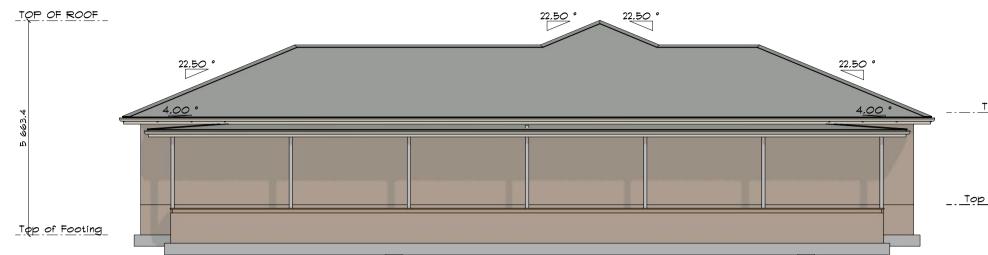




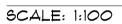


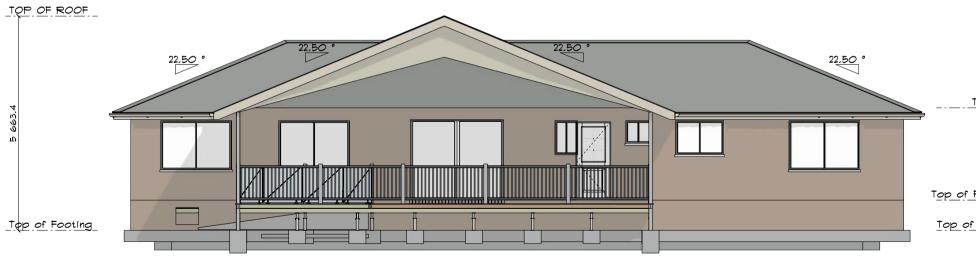


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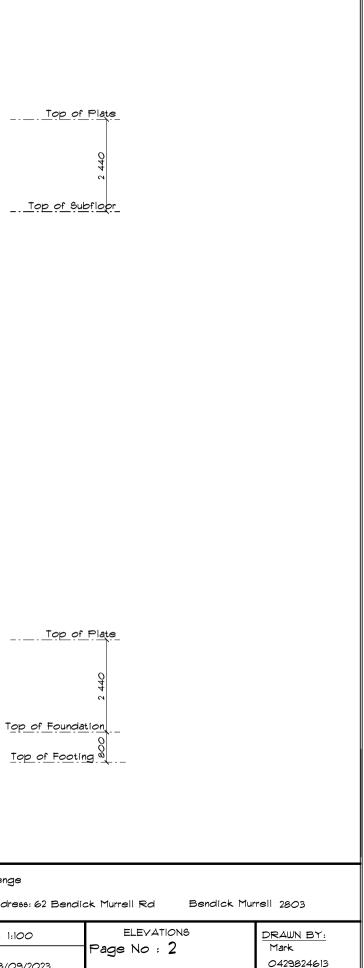


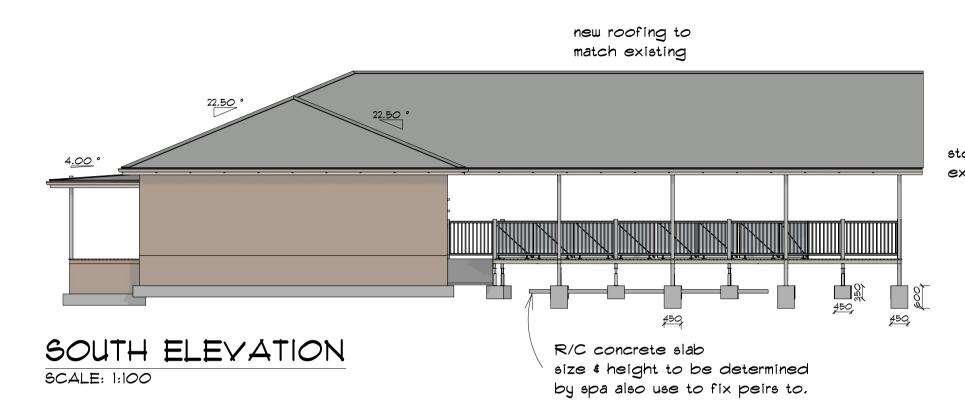




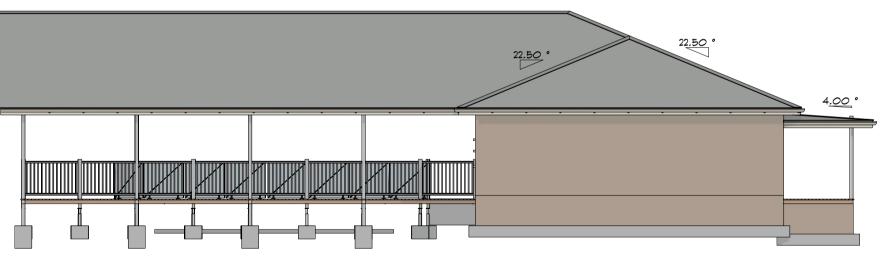


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new roofing to match existing

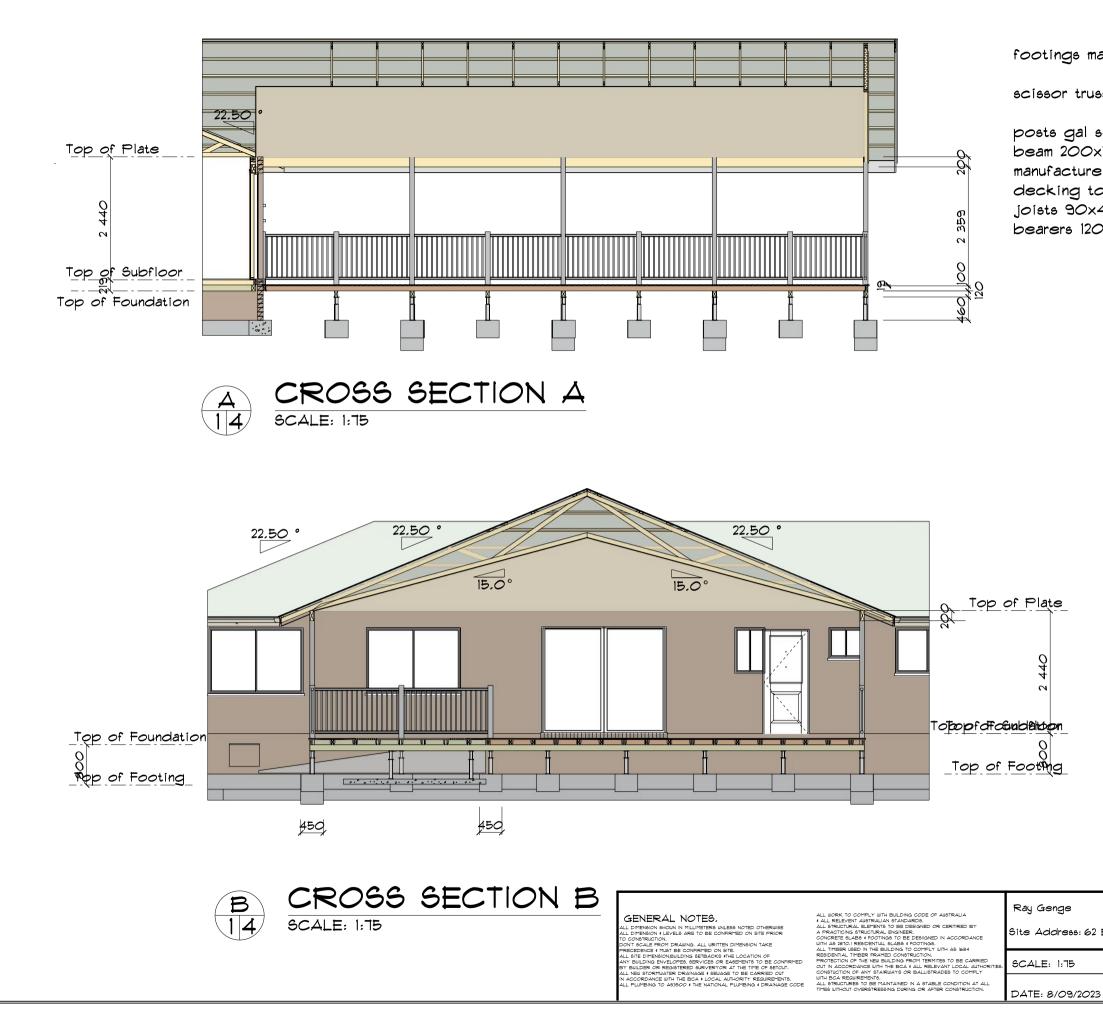


### NORTH ELEVATION SCALE: 1:100

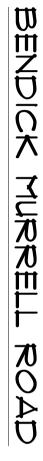
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		DATE: 8/09/2023

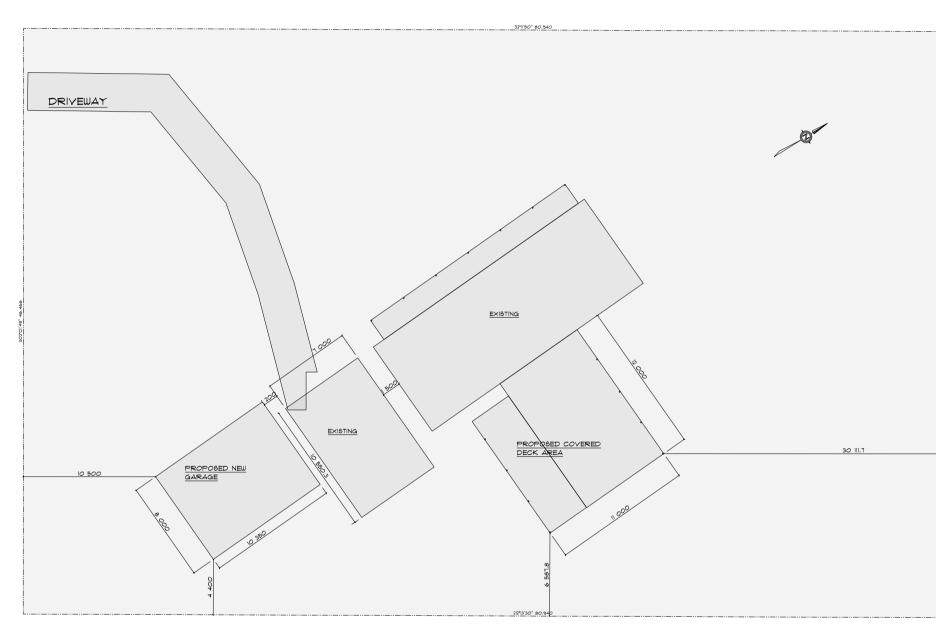
stormwater to existing

2 Bendia	sk Murrell Rd	Bendick Mur	rell 2803
23	ELEVATION Page No : 3		<u>DRAWN BY:</u> Mark 0429824613



ain columns450x600 piers 450x350 sses 22.5 degrees top co 15 degrees bottom shs 90x90x2mm x75 to be checked by trues	cord
- o be advised 45 H3 @ 450c/s 0x70 H3	
100mm reinforced con to support spa. spa size to be advise 800 pier height appr	el ette elde
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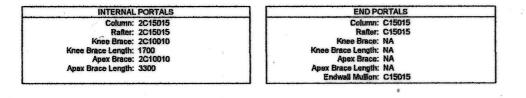
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CERTIFIED STEEL PORTAL FRAME SHED DESIGN FOR "REGION A" TERRAIN CATEGORY 2.0, 2.5 & 3.0 - IMPORTANCE LEVEL 2. Internal Pressure: 0.5 Design Snow Load: 0.00 KPa, Roof Snow Load: 0.00 KPa

#### Customer: Raymond Genge Site Address: 37 Thistle Street, Monteagle NSW 2594

Main Building: Span: 8, Length: 10.35, Height: 2.9, Roof Pitch: 11 degrees The length being comprised of 3 bays, the largest bay is 3.75m bays. Left LeanTo: NA **Right LeanTo: NA** 

#### Total Kit Weight: 2162.58kg



LEFT LEAN TO PORTALS	RIGHT LEAN TO PORTALS		
Internal Column: NA	Internal Column: NA		
Internal Rafter: NA	Internal Rafter: NA		
End Column: NA	End Column: NA		
End Rafter: NA	End Rafter: NA		
Knee Brace: NA	Knee Brace: NA		
Knee Brace Longth: NA	Knee Brace Length: NA		

NOTE: All unclad intermediate columns are always back to back (refer to drawing: Floor Plan).

PURLINS AND GIRTS				
Eave Purlin:	C10010			
Side Wall Girts:	TH64100	Max Spacing:	1250	Overlap: 10%
Front End Wall Girts:	TH64100	Max Spacing:	1250	Overlap: 10%
Back End Wall Girts:	TH64100	Max Spacing:	1250	Overlap: 10%
Roof Purlins:	TH64100	Max Spacing:	1000	Overlap: 10%

NOTE: Girt spacing will vary to a maximum 1.25m where window/s are located.

	FASTENERS	
Sleeve Anchor Bolts:	M12x80 Sleeve Anchor Yellow Zinc	
Frame Bolts:	M12x30 Purlin Assembly Zinc (Mild)	
Frame Screws:	Frame Screw 14x14x22	
Cross Bracing Strap:	NA	
Open Bay Header Height:	NA	

		COLOUR SCHEDULE	 	 
Roof Sheets:	Slate Grey	6		
nal Wall Sheets:	Mist Green			
Roller Doors:	Mist Green			
Flashings:	Mist Green			
PA Doors:				
Windows:				

# Value & Quality Direct to How

Extern

DOMESTIC & LIGHT INDUSTRIAL STEEL PORTAL, FRAME SHED STRUCTURES. This structure is designed in compliance with AS4600, AS3600 and AS1170 1 to 4 as importance Level 2 with a Live Load of 0.25kPa as "Air Leaky Structures" providing stability when openings are prevalent.

The structures are clad with corrugated pre-painted finish, 0.42mm walls and 0.42mm roof (compliant with AS1562.1 Metal) over cold formed 450 to 550mPa galvanized steel C sections primary frames.

Primary framing is fasteried together with 4.6 Class galvanized bolts adequately tensioned on ground prior to erection.

Secondary framing steel bracing, with purlins and girts lapped, are all tek fastened to primary steel with a minimum of two (2) tol per connection as specified in details.

All rainwater products are compliant with AS2179.1 (Metal).

#### ENGINEERING

The undersigning engineer has checked that the design of the structure complies with relevant current Australian Standards as stated above and the following i.e AS4671- 2001 Steel Reinforcing materials, AS3600 - Concrete structures, However, he will no be present during construction, neither will be conduct inspections nor construction supervision.

The class 10a buildings are designed for erection on pad footings or slab based on soil of classification "A"-"P" with minimum bearing capacity 100kPa (i.e. organic soil is to be removed to a suitable material below natural surface).

Where (suitable) fill is required to level the site, it should be placed and compacted in layers of 150mm maximum.

Concrete pad footings and slab supply and placement is to be in compliance with AS2870-2011 Residential Slabs & Footings, AS3600-2009 Concrete Structures for A2 and B2 exposure (i.e. 25mPa strength @ 28 days strength) with recommended slump to 80mm for light pneumatic tyred traffic all trafficable floors.

For sites where these conditions are considered to be inadequate, a customized foundation design for the structure can be supplied to suit a specific purpose.

#### CONSTRUCTION

Erection of the structure is to be in compliance with local and state ordinances,

Occupational Health and Safety Regulations and with plans provided.

#### GENERAL

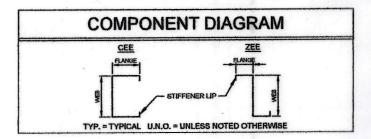
The designs as portrayed on the drawings remain the intellectual property of Best Sheds Pty Ltd and are provided for building approval and construction purposes only and are only valid when blue ink signed and dated by the engineer.

#### SNOWLOAD

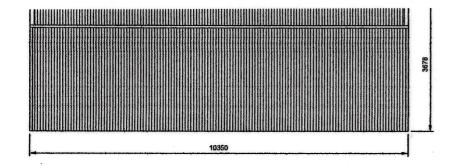
Following conditions only apply to buildings with snow loading:

. No maintenance or roof traffic permitted on the roof while there is snow present.

. No other structure to be erected within 500mm of the gutters of this building.

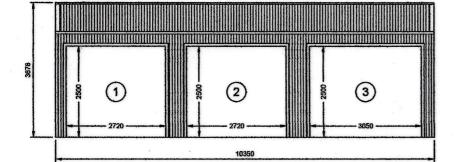


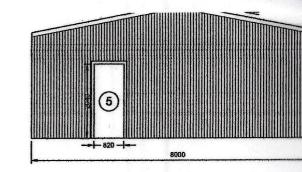
Customer Name: Raymond Genge DATE **CIVIL & STRUCTURAL ENGINEERS** 151 Smeaton Grange Road, JOB NO. 27 Site Address: 37 Thistle Street Smeaton Grange, NSW, 2567 COMMERCIAL - INDUSTRIAL - RESIDENTIAL - FORENSIC - STEEL DETAILING SHEET 1 Monteagle, Phone: 02 4646 7777 **CAMILO PINEDA MORENO** NSW, 2594 Fax: 02 4648 7700 EMERALD 05.08.2022 Signature: Bend MEAust RPEng RPED 15552 TEP PERG3975 (MC Email: sales@bestsheds.com.au

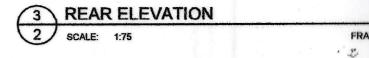


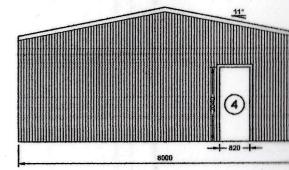


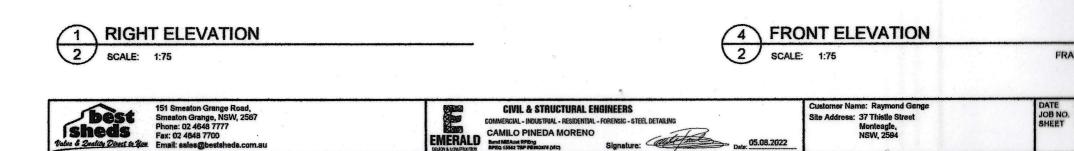
Value & Zuality Direct to You Email: sales@bestsheds.com.au



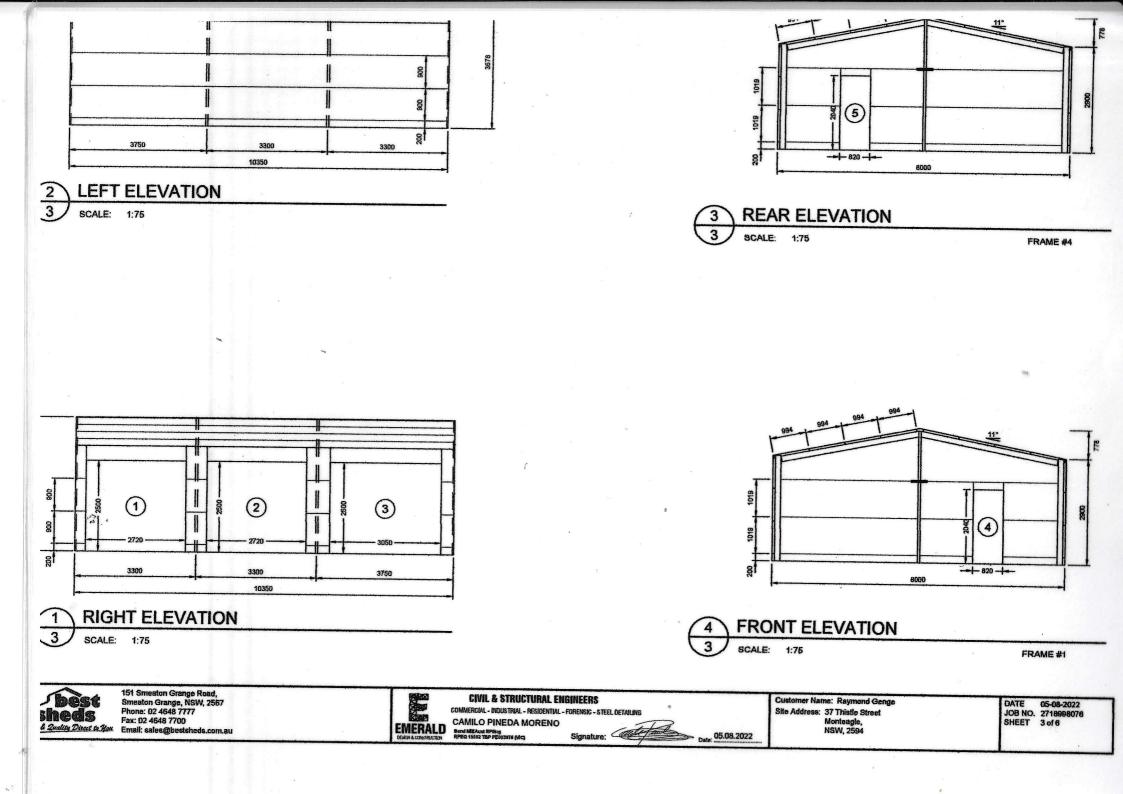


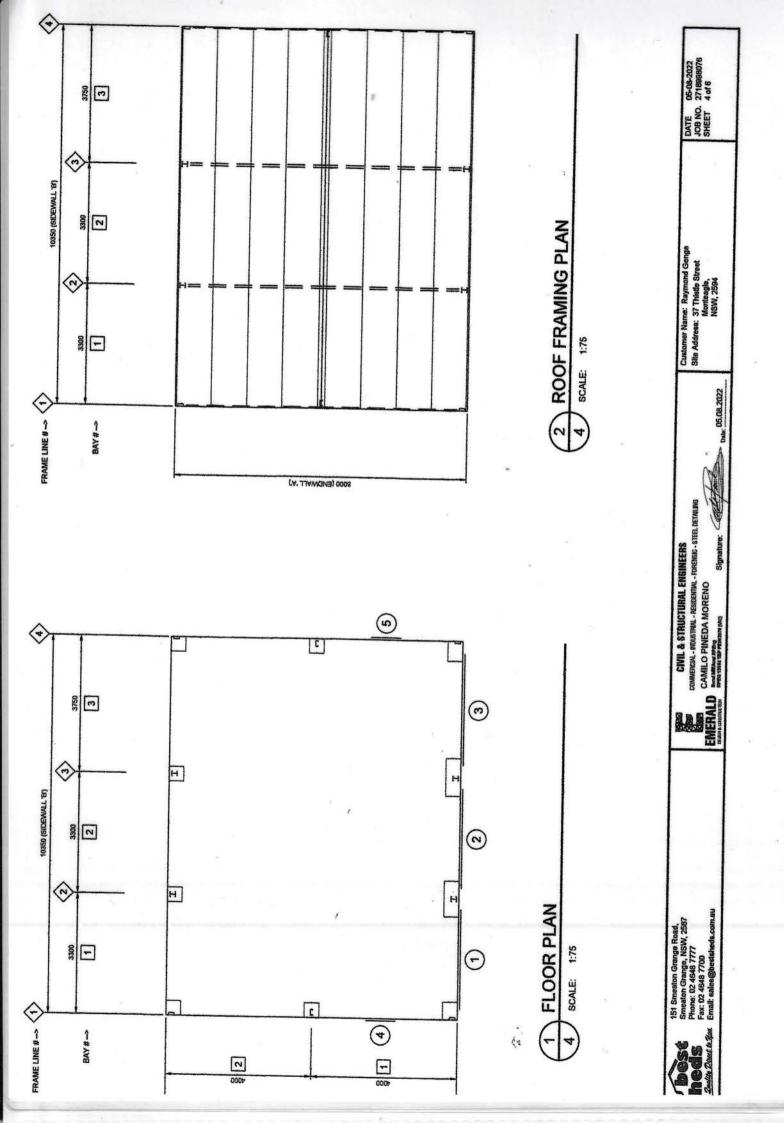


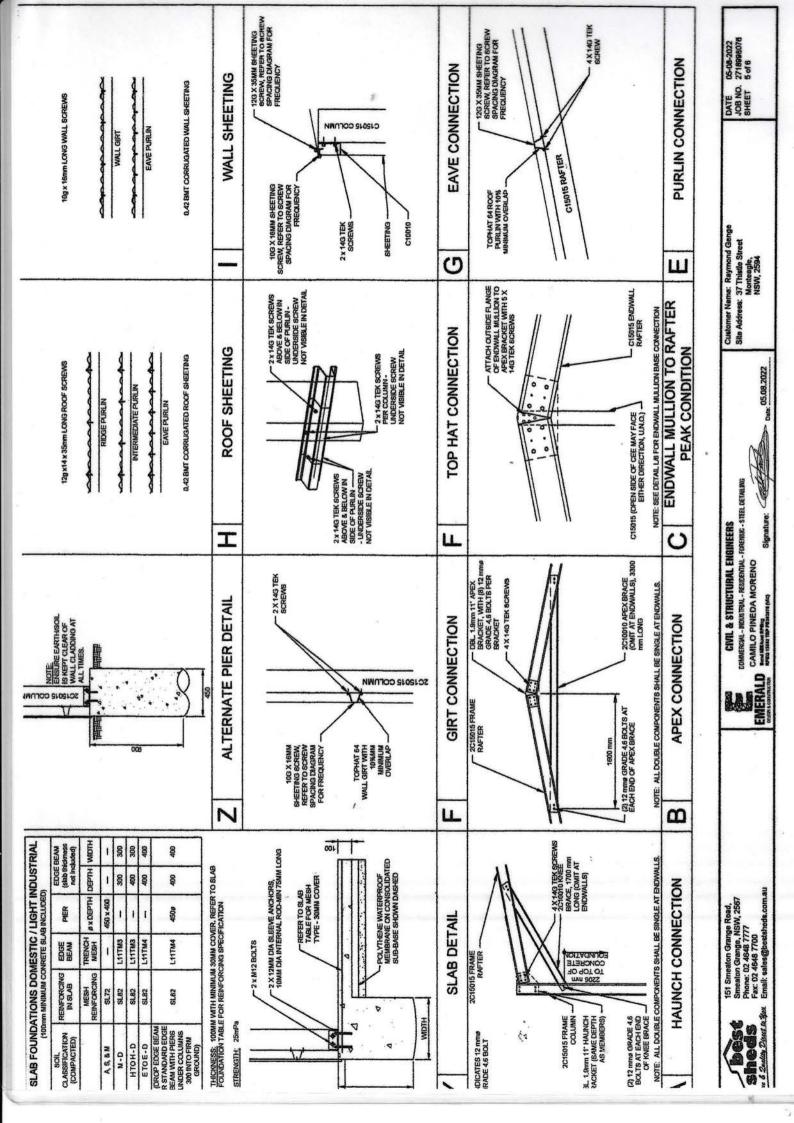


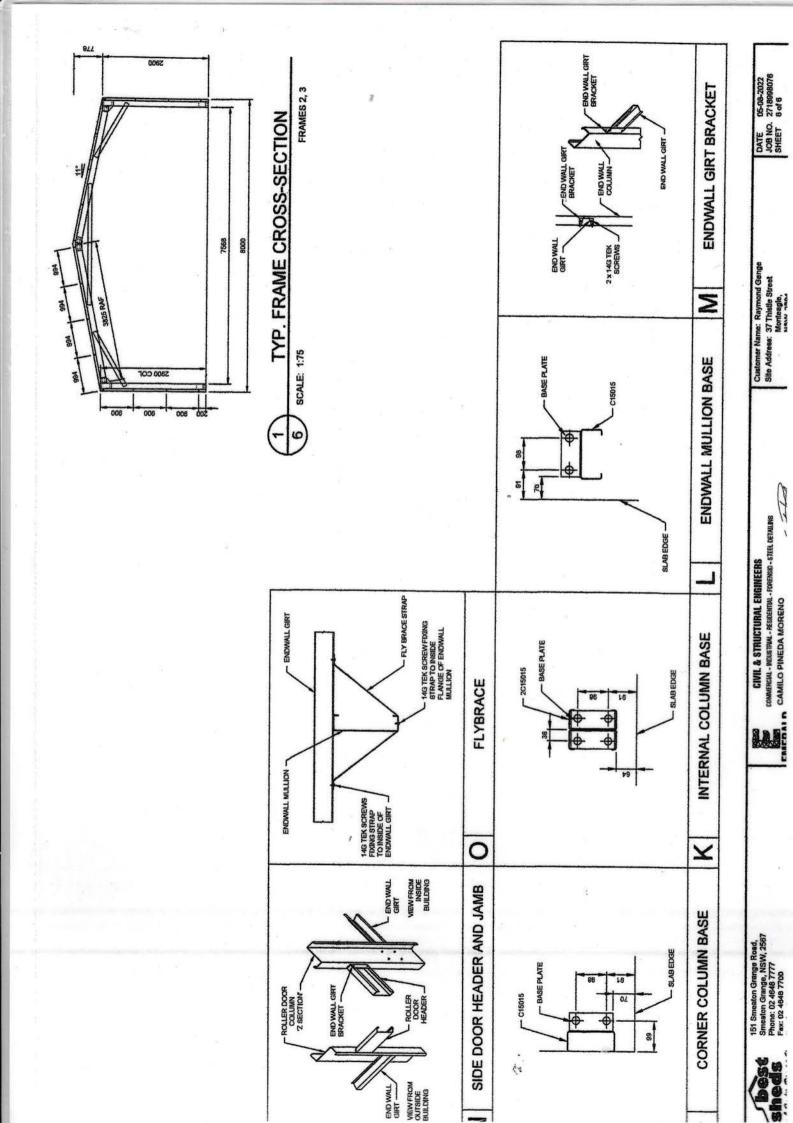


Signature:







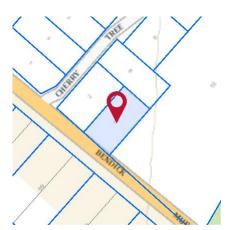


# SECTION 4 PLANNING PORTAL REPORT



## Property Report

62 BENDICK MURRELL ROAD BENDICK MURRELL 2803



### **Property Details**

Address: Lot/Section /Plan No: 62 BENDICK MURRELL ROAD BENDICK MURRELL 2803 14/-/DP1258905

Council:

HILLTOPS COUNCIL

### Summary of planning controls

Planning controls held within the Planning Database are summarised below. The property may be affected by additional planning controls not outlined in this report. Please contact your council for more information.

Local Environmental Plans	Hilltops Local Environmental Plan 2022 (pub. 23-12-2022)
Land Zoning	RU5 - Village: (pub. 23-12-2022)
Height Of Building	NA
Floor Space Ratio	NA
Minimum Lot Size	2000 m <sup>2</sup>
Heritage	NA
Land Reservation Acquisition	NA
Foreshore Building Line	NA
Terrestrial Biodiversity	Biodiversity

### **Detailed planning information**

#### State Environmental Planning Policies which apply to this property

State Environmental Planning Policies can specify planning controls for certain areas and/or types of development. They can also identify the development assessment system that applies and the type of environmental assessment that is required.

This report provides general information only and does not replace a Section 10.7 Certificate (formerly Section 149)



# Property Report

# 62 BENDICK MURRELL ROAD BENDICK MURRELL 2803

- State Environmental Planning Policy (Biodiversity and Conservation) 2021: Allowable Clearing Area (pub. 21-10-2022)
- State Environmental Planning Policy (Biodiversity and Conservation) 2021: Land Application (pub. 2-12-2021)
- State Environmental Planning Policy (Biodiversity and Conservation) 2021: Subject Land (pub. 2-12-2021)
- State Environmental Planning Policy (Exempt and Complying Development Codes) 2008: Land Application (pub. 12-12-2008)
- State Environmental Planning Policy (Housing) 2021: Land Application (pub. 26-11-2021)
- State Environmental Planning Policy (Industry and Employment) 2021: Land Application (pub. 2-12-2021)
- State Environmental Planning Policy (Planning Systems) 2021: Land Application (pub. 2-12-2021)
- State Environmental Planning Policy (Primary Production) 2021: Land Application (pub. 2-12-2021)
- State Environmental Planning Policy (Resilience and Hazards) 2021: Land Application (pub. 2 -12-2021)
- State Environmental Planning Policy (Resources and Energy) 2021: Land Application (pub. 2-12-2021)
- State Environmental Planning Policy (Sustainable Buildings) 2022: Land Application (pub. 29-8-2022)
- State Environmental Planning Policy (Transport and Infrastructure) 2021: Land Application (pub. 2-12-2021)
- State Environmental Planning Policy No 65—Design Quality of Residential Apartment Development: Land Application (pub. 26-7-2002)

#### Other matters affecting the property

Information held in the Planning Database about other matters affecting the property appears below. The property may also be affected by additional planning controls not outlined in this report. Please speak to your council for more information

Local Aboriginal Land Council	COWRA
Regional Plan Boundary	South East and Tablelands

This report provides general information only and does not replace a Section 10.7 Certificate (formerly Section 149)

# SECTION 5 TITLE & DEPOSITED PLAN



**REGISTRY** Title Search



NEW SOUTH WALES LAND REGISTRY SERVICES - TITLE SEARCH

FOLIO: 14/1258905

LAND

SERVICES

\_\_\_\_

SEARCH DATE	TIME	EDITION NO	DATE
7/11/2023	2:39 PM	3	4/10/2023

### LAND

LOT 14 IN DEPOSITED PLAN 1258905 AT BENDICK MURRELL LOCAL GOVERNMENT AREA HILLTOPS PARISH OF WAMBANUMBA COUNTY OF MONTEAGLE TITLE DIAGRAM DP1258905

FIRST SCHEDULE

\_\_\_\_\_

ANNETTE ELIZABETH GENGE RAYMOND ROY GENGE AS JOINT TENANTS

(T AT106431)

SECOND SCHEDULE (4 NOTIFICATIONS)

1 LAND EXCLUDES MINERALS (S.171 CROWN LANDS ACT 1989)

- 2 DP1258905 POSITIVE COVENANT REFERRED TO AND NUMBERED (4) IN THE S.88B INSTRUMENT
- 3 DP1258905 RESTRICTION(S) ON THE USE OF LAND REFERRED TO AND NUMBERED (5) IN THE S.88B INSTRUMENT
- 4 DP1258905 POSITIVE COVENANT REFERRED TO AND NUMBERED (6) IN THE S.88B INSTRUMENT

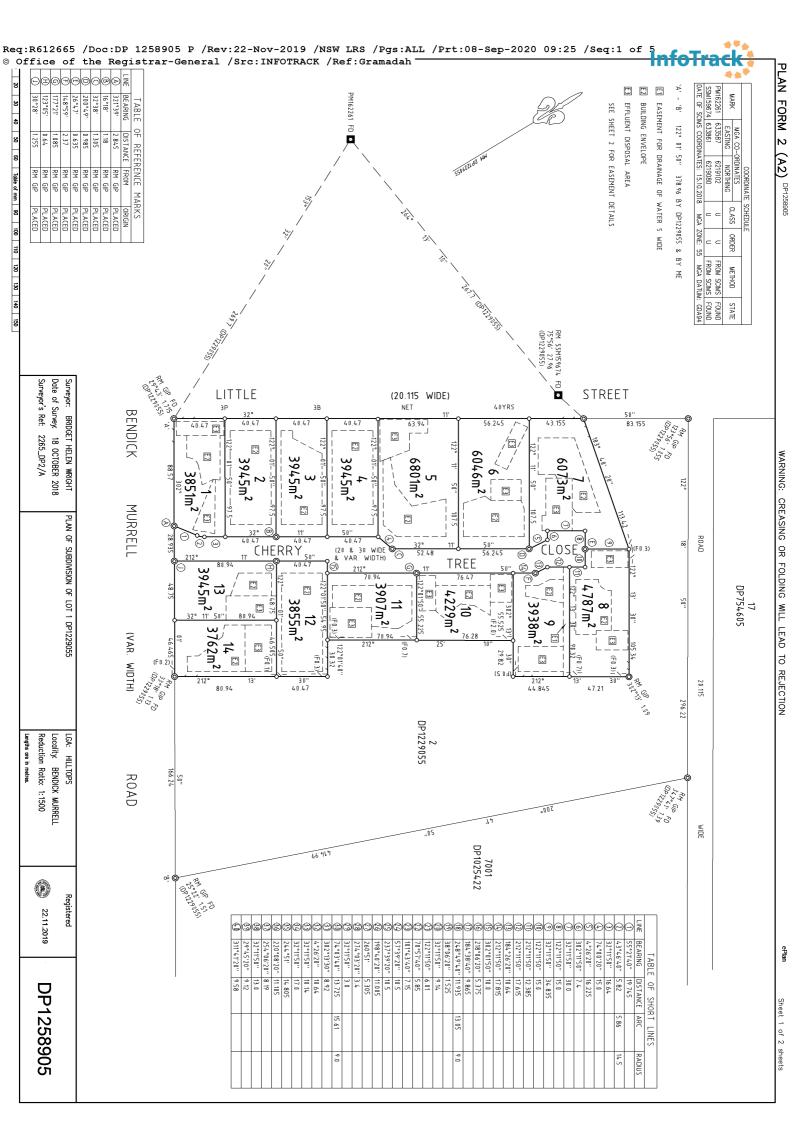
NOTATIONS

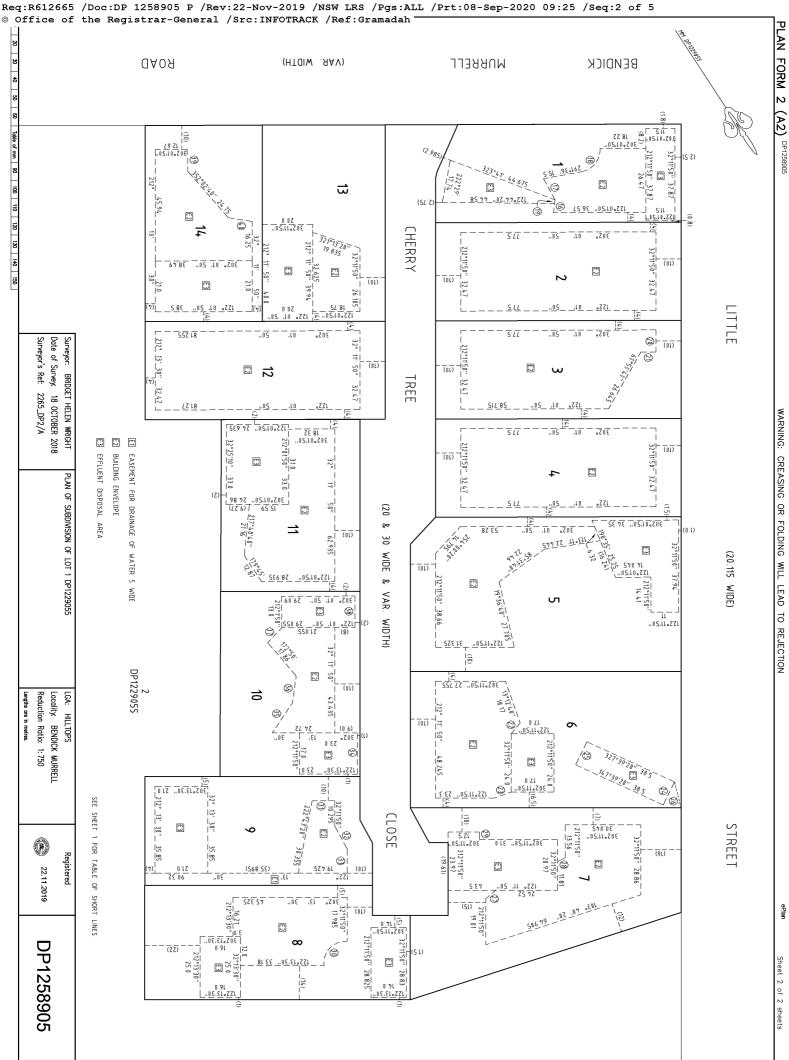
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UNREGISTERED DEALINGS: NIL

\*\*\* END OF SEARCH \*\*\*

\* Any entries preceded by an asterisk do not appear on the current edition of the Certificate of Title. Warning: the information appearing under notations has not been formally recorded in the Register. InfoTrack an approved NSW Information Broker hereby certifies that the information contained in this document has been provided electronically by the Registrar General in accordance with Section 96B(2) of the Real Property Act 1900.





******			
ePlan		the Registrar-General /Src:INFOTRACK /Ref:Gramadah	© Office of
g jo	/Prt:08-Sep-2020 09:25 /Seq:3	/Doc:DP 1258905 P /Rev:22-Nov-2019 /NSW LRS /Pgs:ALL	G992197:p97

<ul> <li>a surveyor registered under the Surveying and Spatial Information Act 5003, certify that:</li> <li>2002, certify that:</li> <li>2003, certify that:</li> <li>2004, certify that:</li> <li>*(a) The land shown in the plan was surveyed in accordance with the surveying and Spatial Information Regulation 2017, is accurate and the surveying and Spatial Information Regulation 2017, is accurate was surveyed in accordance with the Surveying and Spatial Information for the part of the land shown in the plan (*being/*excluding **</li> <li>*(b) The part of the land shown in the plan (*being/*excluding **</li> <li>*(b) The part of the land shown in the plan (*being/*excluding **</li> <li>*(b) The part of the land shown in the plan (*being/*excluding **</li> <li>*(c) The land shown in this plan was compiled in accordance with the surveyed is accurate and the surveying and Spatial Information Regulation 2017, the part not surveyed in accordance with the surveyed in accordance of the surveyed in accordance of the surveyed in accordance with the plan of the part not surveyed in accordance with the surveyed in accordance of the the surveyed is accurate and the surveyed in accordance with the plan of the part not surveyed in accordance with the plan of the part not surveyed in accordance with the surveyed in accordance of the surveying and Spatial Information Regulation Act 2003</li> <li>Surveyor registered under the surveyed in the surveyed</li></ul>	Signature: Date: Date: Date: Date of endorsement: Subdivision Ce Signature S	Certificate Certificate mental Planning and Assessment on to the proposed subdivision, 2019
I, BRIDGET HELEN WRIGHT of DPS, YASS NSW 2582	ا, approving this plan certify that all neces allocation of the land shown herein have	etto the contract of the contr
Survey Certificate	Crown Lands NSWWestern	n Lands Office Approval
	County: MONTEAGLE	
	AAMUNAAMAW :dsins9	
	Locality: BENDICK MURREL	ברר
PLAN OF SUBDIVISION OF LOT 1 DP1229055	S9OTJIH :A9J	
Point Could	DP1258	Vilice Use Only
PLAN FORM 6 (2018) DEPOSITED PLAN AI	TEERS NOITARTRINIM	Sheet 1 of 3 sheet(s)
ICG OI FUG KGJISFIRT-GGREAL /STC: INFUTKACK /KGI:	T 2 M 2 G V	ngiya

Signatures, Seals and Section 888 Statements should appear on PI AN FORM 6A	Surveyor's Reference: 2265_DP2
Statements of intention to dedicate public roads, create public reserves and drainage reserves, acquire/resume land. IT IS INTENDED TO DEDICATE THE ROAD MARKED CHERRY TREE CLOSE TO THE PUBLIC AS PUBLIC ROAD.	Plans used in the preparation of survey/compilation. DP1229055
*Strike through if inapplicable.	*Strike out inappropriate words. **Specify the land actually surveyed or specify any land shown in the plan that is not the subject of the survey.
Subdivision Certificate Subdivision Certificate *Authorised Person/*General Manager/*Accredited Certify that the provisions of section 6.15 Environmental Planning and Assessment Act 1979 have been satisfied in relation to the proposed subdivision, new road or reserve set out herein. Signature Consent Authority: Authority: Authority in the proposed subdivision, Date of endorsement: State of the proposed subdivision of Subdivision Certificate number: State of endorsement:	************************************
Office:	<del> ** ومان ما با معطر ما الم الم ( build *) neld off ni nworts brei off to the off (d). (d) المعطر مع المعاطين (d) المعطر (d) المعطو (d) المعطو</del>
Date: File Number:	*(a) The land shown in the plan was surveyed in accordance with the Surveying and Spatial Information Regulation 2017, is accurate and the survey was completed on 18 OCTOBER 2018, or
Signature:	a surveyor registered under the Surveying and Spatial Information Act 2002, certify that:
approving this plan certify that all necessary approvals in regard to the allocation of the land shown herein have been given.	2882 WSN 2247, 2910 to
ni (150:170 bezinorf)uA), I	I, BRIDGET HELEN WRIGHT
Crown Lands NSW/Western Lands Office Approval	Survey Certificate

A8 MAOF NAJ9

BENDICK WNBBELL	CLOSE		СНЕККУ ТКЕЕ	7/N	9
BENDICK WNBBELL	CLOSE		СНЕКRY ТREE	V/N	ç
BENDICK WNBBELL	CLOSE		СНЕККУ ТКЕЕ	A/N	4
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BENDICK WNBBELL	CLOSE		СНЕКВҮ ТКЕЕ	V/N	5
BENDICK WNBBELL	CLOSE		СНЕККҮ ТКЕЕ	AIN	4
Locality	Street type		Street name	Street number	ļoŢ
<ul> <li>This sheet is for the provision of the following information as required:</li> <li>A schedule of lots and addresses - See 60(c) SSI Regulation 2017</li> <li>Statements of intention to create and release affecting interests in accordance with section 88B Conveyancing Act 1919</li> <li>Signatures and seals- see 195D Conveyancing Act 1919</li> <li>Any information which cannot fit in the appropriate panel of sheet</li> <li>Any information which cannot fit in the appropriate panel of sheet</li> <li>1 of the administration sheets.</li> </ul>				SUBDIVISION OF LO	
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DbJ528802 Ottice Dae Only			vinO əsU əɔiīīO	eroz.11.22.	Registere
Cheet 2 of 3 sheet(s) Sheet 2 of 3 sheet(s)			DA NAJ9 DETIRO	о <b>чаа</b> (7102) Ад Мяс	PLAN FC
e of the Registrar-General /Src:INFOTRACK /Ref:Gramadah					

PURSUANT TO SECTION 88B OF THE CONVEYANCING ACT 1919, AS AMENDED, IT IS INTENDED TO CREATE:

**BENDICK WNEBRERT** 

CHERRY TREE

СНЕККУ ТКЕЕ

CHERRY TREE

СНЕККУ ТКЕЕ

CHERRY TREE

СНЕККУ ТКЕЕ

CHERRY TREE

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**BENDICK WNKKELL** 

**BENDICK WURRELL** 

**BENDICK WORKELL** 

BENDICK WURRELL

- 1. EASEMENT FOR DRAINAGE OF WATER 5 WIDE
- 2. RESTRICTION ON THE USE OF LAND
- RESTRICTION ON THE USE OF LAND .5
- 4. POSITIVE COVENANT

V/N

VIN

VIV

VIN

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N/N

V/V

AIA

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1

- RESTRICTION ON THE USE OF LAND ٠ç
- 6. POSITIVE COVENANT

It space is insufficient use additional annexure sheet

Surveyor's Reference: 2265\_DP2

	<b>СІЯЯА</b> Я ЭИИА ИЭЭЯUAM			
	and the second			
<ul> <li>Statements of intention to create and release affecting interests in accordance with section 88B Conveyancing Act 1919</li> <li>Signatures and seals- see 195D Conveyancing Act 1919</li> <li>Any information which cannot fit in the appropriate panel of sheet</li> <li>1 of the administration sheets.</li> </ul>	Subdivision Certificate number: Date of Endorsement:			
This sheet is for the provision of the following information as required: • A schedule of lots and addresses - See 60(c) SSI Regulation 2017	PLAN OF SUBDIVISION OF LOT 1 DP1229055			
Db1528802 Ottice Use Only	Registered: Office Use Only			
PLAN FORM 6A (2017) DEPOSITED PLAN ADMINISTRATION SHEET Sheet 3 of 3 sheet(s)				

If space is insufficient use additional annexure sheet

Surveyor's Reference: 2265\_DP2

## Instrument setting out terms of Easements and Restrictions as to User intended to be created pursuant to Section 88B Conveyancing Act 1919

ePlan

(Sheet 1 of 3 Sheets)



Plan of Subdivision of Lot 1 DP 1229055 covered by Subdivision Certificate No. dated

Full name and address of the owners of the land:

Maureen Anne Parris of 52 Bendick Murrell Road, Bendick Murrell NSW 2803

Part 1 (Creation)

Number of item shown in the intention panel on the plan	Identity of easement, profit à prendre, restriction or positive covenant to be created and referred to in the plan	Burdened lot(s) or parcel(s)	Benefited lot(s), road(s), bodies or Prescribed Authorities
1	Easement for Drainage of Water 5 wide	Lot 9	Hilltops Council
2	Restriction on the Use of Land	Lots 1 – 7	Hilltops Council
3	Restriction on the Use of Land	Lots 7 & 8	Hilltops Council
4	Positive Covenant	All Lots	Hilltops Council
5	Restriction on the Use of Land	All Lots	Hilltops Council
6	Positive Covenant	Lots 1, 5-11, 13 & 14	Hilltops Council

### Instrument setting out terms of Easements and Restrictions as to User intended to be created pursuant to Section 88B Conveyancing Act 1919

ePlan

(Sheet 2 of 3 Sheets)

Plan DP1258905

Plan of Subdivision of Lot 1 DP 1229055 covered by Subdivision Certificate No. dated

Part 2 (Terms)

Terms of Restriction on the Use of Land secondly referred to in the abovementioned plan Access to and from Little Street is prohibited.

**Terms of Restrictions on the Use of Land thirdly referred to in the abovementioned plan** All lots burdened are prohibited from erecting a dwelling house within 60 metres of the northern boundary of Lot 2 DP 1229055.

#### Terms of Positive Covenant fourthly referred to in the abovementioned plan

All lots shall have an on-site water storage in accordance with Section 2.10 and Appendix E of the Young DCP if reticulated water supply is not connected. All effluent systems shall be an aerated wastewater treatment system.

#### Terms of Restriction on the Use of Land fifthly referred to in the abovementioned plan

No permanent or temporary dwellings and/or outbuildings shall be erected outside the area marked "E2" on the Deposited Plan. No trees are to be removed on the burdened lots except where previously authorised in Development Consent 2013/DA-005A held on file at Hilltops Council. No further subdivision of the burdened lots is permitted.

#### Terms of Positive Covenant sixthly referred to in the abovementioned plan

The disposal of all effluent shall be within the designated effluent disposal area marked "E3" on the Deposited Plan.

The Authority to have the power to vary, modify or release of items referred to in the abovementioned plan is Hilltops Council.

SIGNED in my presence by MAUREEN ANNE PARRIS who is personally known to me:

Maureen Anne Parris

Signature of Witness: <u>Undertice</u> Full Name of Witness: \_\_\_\_\_\_ABETH TRITICHLEK

Address of Witness: 10 CRAED ST, YASSNSW

## Instrument setting out terms of Easements and Restrictions as to User intended to be created pursuant to Section 88B Conveyancing Act 1919

ePlan

(Sheet 3 of 3 Sheets)

Plan DP1258905 Plan of Subdivision of Lot 1 DP 1229055 covered by Subdivision Certificate No. dated Executed by HILLTOPS COUNCIL by its I certify that I am an eligible witness, have known the delegate for 12 months and that authorised delegate pursuant to Section 377 of the Local Government Act 1993 in the delegate signed in my presence: the presence: Signature of witness Signature of delegate Thomaldis TOPRIC Name of witness (print) Name of delegate (print) Address of witness (print) Position of delegate (print)

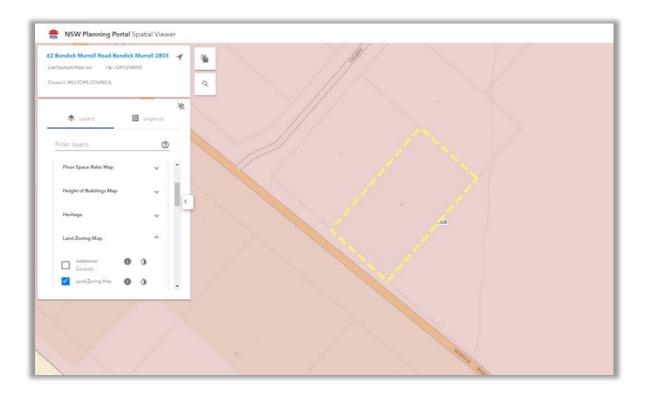


### SECTION 6

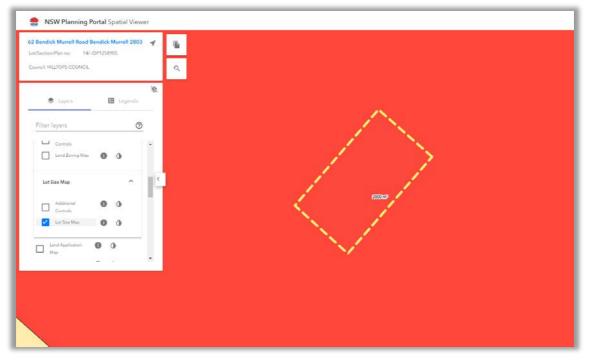
SITE PHOTOGRAPHS & OTHER PLANNING INFO



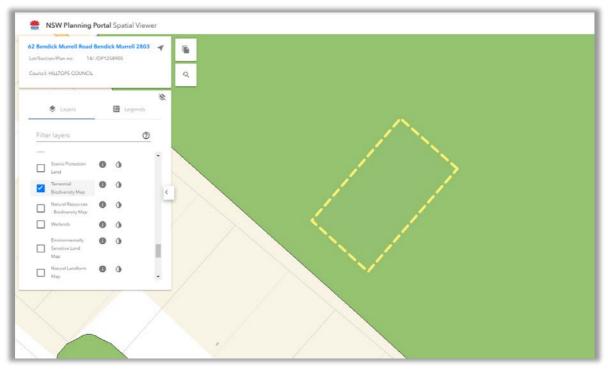
SIX NSW Topographic map of area



Land zoning map – HILLTOPS LEP 2022



Dwelling Lot Size Map



Natural Resource Sensitivity (Biodiversity)



Department of Planning and Environment

### Biodiversity Values Map and Threshold Report

This report is generated using the Biodiversity Values Map and Threshold (BMAT) tool. The BMAT tool is used by proponents to supply evidence to a consent authority to determine whether or not a Biodiversity Development Assessment Report (BDAR) is required under the Biodiversity Conservation Regulation 2017 (Cl. 7.2 & 7.3).

The report provides results for the proposed development footprint area identified by the user and displayed within the blue boundary on the map.

There are two pathways for determining whether or not a BDAR is required for the proposed development:

- 1. Is there Biodiversity Values Mapping?
- 2. Is the 'clearing of native vegetation area threshold' exceeded?

Biodiversity Values Map and Threshold Report			
Date of Report Generation		08/11/2023 8:55 AM	
Biod	iversity Values (BV) Map Threshold - Results Summary		
1	Does the development Footprint intersect with BV mapping?	no	
2	Was ALL of the BV Mapping within the development footprinted added in the last 90 days? (dark purple mapping only, no light purple mapping present)	no	
3	Date of expiry of dark purple 90 day mapping*	N/A	
4	Is the Biodiversity Values Map threshold exceeded?	no	
Area Clearing Threshold - Results Summary			
5	Size of the development or clearing footprint	673.9 sqm	
6	Native Vegetation Area Clearing Estimate (NVACE)	659.5 sqm	
7	Method for determining Minimum Lot Size	LEP	
8	Minimum Lot Size (10,000sqm = 1ha)	2,000 sqm	
9	Area Clearing Threshold (10,000sqm = 1ha)	2,500 sqm	
10	Is the Area Clearing Threshold exceeded?	no	
thres	e proposed development assessed above the Biodiversity Offsets Schema (BOS) hold? ding the BOS threshold will require completion of a Biodiversity Development Assessment	no	



Department of Planning and Environment

### What do I do with this report?

• If the result above indicates a BDAR is required, a Biodiversity Development Assessment Report may be required with your development application. Go to <a href="https://customer.lmbc.nsw.gov.au/assessment/AccreditedAssessor">https://customer.lmbc.nsw.gov.au/assessment/AccreditedAssessor</a> to access a list of accredited assessors. An accredited assessor can apply the Biodiversity Assessment Method and prepare a BDAR.

• If the result above indicates a BDAR is not required, you have not exceeded the BOS threshold. This report can be provided to Council to support your development application. You may still require a permit from your local council. Review the development control plan and consult with council. You may still be required to assess whether the development is "likely to significantly affect threatened species" as determined under the test in Section 7.3 of the Biodiversity Conservation Act 2016. You may also be required to review the area where no vegetation mapping is available.

• If all Biodiversity Values mapping within your development footprint are less than 90 days old, i.e. mapping is displayed as dark purple on the map, a BDAR may not be required if your Development Application is submitted within that 90 day period. \*Any BV mapping less than 90 days old on this report will expire on the date provided in Line item 3 above.

For more detailed advice about actions required, refer to the Interpreting the evaluation report section of the <u>Biodiversity Values Map Threshold Tool User Guide</u>.

### Review Options:

• If you believe the Biodiversity Values mapping is incorrect please refer to our <u>BV Map Review webpage</u> for further information.

• If you disagree with the NVACE result for Line Item 6 above (i.e. area of Native Vegetation within the Development footprint proposed to be cleared) you can undertake a self-assessment. For more information about this refer to the Guide for reviewing BMAT Tool area clearing threshold results.

### Acknowledgement

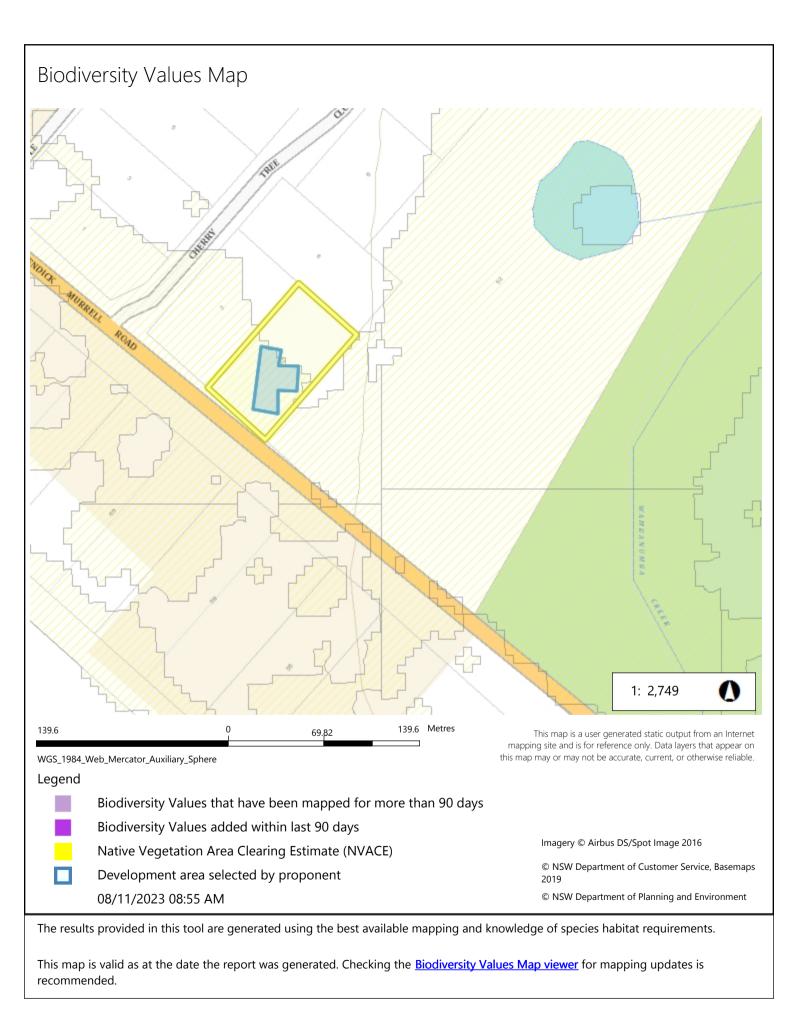
I, as the applicant for this development, submit that I have correctly depicted the area that will be impacted or likely to be impacted as a result of the proposed development.

Signature: \_\_\_\_\_

Date:\_\_\_\_

(Typing your name in the signature field will be considered as your signature for the purposes of this form)

08/11/2023 08:55 AM





Your Ref/PO Number : GENGE Client Service ID : 837570

Date: 08 November 2023

Kenneth Filmer

18 Pineview Cct 91 Boorowa Street Young Young New South Wales 2594

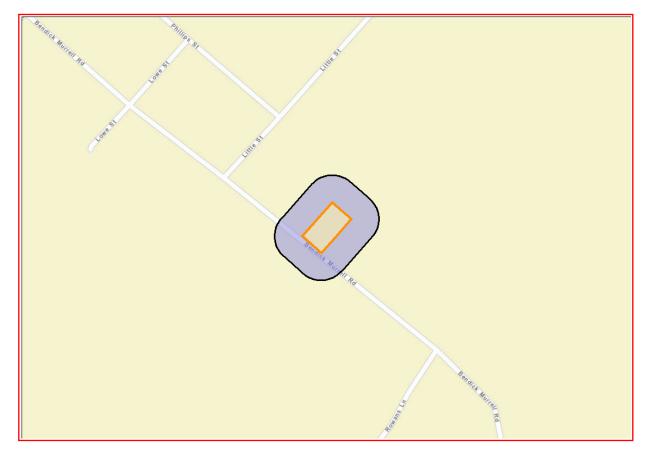
Attention: Kenneth Filmer

Email: craig@dabusters.com

Dear Sir or Madam:

AHIMS Web Service search for the following area at Lot : 14, DP:DP1258905, Section : - with a Buffer of 50 meters, conducted by Kenneth Filmer on 08 November 2023.

The context area of your search is shown in the map below. Please note that the map does not accurately display the exact boundaries of the search as defined in the paragraph above. The map is to be used for general reference purposes only.



A search of Heritage NSW AHIMS Web Services (Aboriginal Heritage Information Management System) has shown that:

0 Aboriginal sites are recorded in or near the above location. 0 Aboriginal places have been declared in or near the above location. \*

#### If your search shows Aboriginal sites or places what should you do?

- You must do an extensive search if AHIMS has shown that there are Aboriginal sites or places recorded in the search area.
- If you are checking AHIMS as a part of your due diligence, refer to the next steps of the Due Diligence Code of practice.
- You can get further information about Aboriginal places by looking at the gazettal notice that declared it. Aboriginal places gazetted after 2001 are available on the NSW Government Gazette (https://www.legislation.nsw.gov.au/gazette) website. Gazettal notices published prior to 2001 can be obtained from Heritage NSW upon request

#### Important information about your AHIMS search

- The information derived from the AHIMS search is only to be used for the purpose for which it was requested. It is not be made available to the public.
- AHIMS records information about Aboriginal sites that have been provided to Heritage NSW and Aboriginal places that have been declared by the Minister;
- Information recorded on AHIMS may vary in its accuracy and may not be up to date. Location details are recorded as grid references and it is important to note that there may be errors or omissions in these recordings,
- Some parts of New South Wales have not been investigated in detail and there may be fewer records of Aboriginal sites in those areas. These areas may contain Aboriginal sites which are not recorded on AHIMS.
- Aboriginal objects are protected under the National Parks and Wildlife Act 1974 even if they are not recorded as a site on AHIMS.
- This search can form part of your due diligence and remains valid for 12 months.

#### Any enquiries – Contact Craig As authorized by Owner/Applicant

