

DATE OF DEFERRAL	Wednesday 30 January 2019
PANEL MEMBERS	Peter Debnam (Chair), John Roseth, Sue Francis, Steve Kennedy, Annelise Tuor
APOLOGIES	None
DECLARATIONS OF INTEREST	None

Public meeting held at Northern Beaches Civic Centre, 725 Pittwater Road Dee Why on 30 January 2019, opened at 1.05pm and closed at 4.12pm.

MATTER DEFERRED

2018SNH047 – Northern Beaches – MOD2018/0412 at 210 Headland Road Dee Why (as described in Schedule 1)

REASONS FOR DEFERRAL

The panel agreed to defer the determination of the matter to resolve legal questions in relation to the whether the MOD2018/0412 (the Modification) can amend the original consent (DA2011/0446) which applied to land being lot 2112 DP 752038 (210 Headland Road Dee Why). Whereas the Modification applies to 210 Headland Road Dee Why described in the Statement of Environmental Effects as land being lot 2112 in DP 752038, Lot 1 in DP749109 and Lots 3 and 4 in DP 8139, and all supporting documentation refers to all four lots. The Applicant is requested to provide any response by 6th February 2019.

When this advice has been received, the panel will consider the application by electronic means unless the panel chair feels a further public meeting is warranted.

The decision to defer the matter was unanimous.

The Panel adjourned during the meeting to deliberate on the matter and formulate a resolution.

PANEL MEMBERS	
 Peter Debnam (Chair)	 Sue Francis
 John Roseth	 Steve Kennedy
 Annelise Tuor	

SCHEDULE 1		
1	PANEL REF – LGA – DA NO.	2018SNH047 – Northern Beaches – MOD2018/0412
2	PROPOSED DEVELOPMENT	Modification of Development Consent DA2011/0446 granted for Alterations and additions to a school to increase student numbers.
3	STREET ADDRESS	Lot 2112 DP 752038, 210 Headland Road Dee Why
4	APPLICANT OWNER	Anglican Schools Corporation St Lukes Anglican School Limited
5	TYPE OF REGIONAL DEVELOPMENT	Section 4.55(2) Modification Application
6	RELEVANT MANDATORY CONSIDERATIONS	- Environmental planning instruments: - State Environmental Planning Policy (State and Regional Planning) - State Environmental Planning Policy (Infrastructure) 2007 - State Environmental Planning Policy No.55 – Remediation of Land - Warringah Local Environmental Plan 2011 - Draft environmental planning instruments: Nil - Development control plans: - Warringah Development Control Plan 2011 - Planning agreements: Nil - Provisions of the <i>Environmental Planning and Assessment Regulation 2000</i>: Nil - Coastal zone management plan: Nil - The likely impacts of the development, including environmental impacts on the natural and built environment and social and economic impacts in the locality - The suitability of the site for the development - Any submissions made in accordance with the <i>Environmental Planning and Assessment Act 1979</i> or regulations - The public interest, including the principles of ecologically sustainable development
7	MATERIAL CONSIDERED BY THE PANEL	- Council assessment report: 14 January 2019 - Written submissions during public exhibition: 33 - Written submission received from residents at public meeting 30 January 2019 - Verbal submissions at the public meeting 30 January 2019: - In objection – Tricia Kelly, James Bonner, Geoff Harris - On behalf of the applicant – Maureen Peatman, Jane Hughes, Robert Varga
8	MEETINGS, BRIEFINGS AND SITE INSPECTIONS BY THE PANEL/PAPERS CIRCULATED ELECTRONICALLY	- Briefing: 18 December 2018 - Final briefing to discuss council's recommendation, 30 January 2019 at 12.30pm. Attendees: <u>Panel members</u>: Peter Debnam (Chair), Sue Francis, John Roseth, Steve Kennedy, Annelise Tuor <u>Council assessment staff</u>: Alex Keller, James Brocklebank
9	COUNCIL RECOMMENDATION	Refusal
10	DRAFT CONDITIONS	Attached to the council assessment report