To:	Brianna Cheeseman Planning Panels Secretariat
From:	Mark Adamson Manager – Major Development Assessment
Date:	11 February 2019
File Ref:	DA18/0323
Subject:	**2018SSH015 - DA18/0323 - 5-9 Ozone St Cronulla**

On 21 November 2018, the matter of 2018SSH015 – SUTHERLAND – DA18/0323 at 5-9 Ozone Street, Cronulla was heard at a public meeting.

At this meeting, the panel agreed to defer the determination of the matter so that additional information from the applicant to demonstrate how:

1.   *The adverse impacts of the development, in particular view loss, have been addressed as per the relevant considerations in the LEP.*

2.   *The amended design addresses the comments of Council's Design Review Forum (DRF) at their meeting on 25 October 2018. This submission is to be reconsidered by the DRF and their comments along with an updated Design verification statement be provided to the panel.*

An amended report, including the applicants submission be prepared by Council is to be submitted to the Panel for their reconsideration of the application.

The applicant should provide this additional information to Council within 30 days. When this information has been assessed by Council, the Panel will hold another public determination meeting.

The decision to defer the matter was unanimous. The Panel adjourned during the meeting to deliberate on the matter and formulate a resolution.

The applicant did not provided Council with any additional information or amended plans or documentation within 30 days of the determination and has pursued the development by an appeal (Deemed Refusal) through the Land and Environment Court. Amended plans were recently filed with the Court and will form part of that appeal which is listed for further hearing on 27 February 2019.

As the Panel determined that the information requested at the meeting is critical to the assessment of the application, the application is unable to be supported at this point in time.

Mark Adamson
Manager – Major Development Assessment
Shire Planning