

BRIEFING DETAILS

BRIEFING DATE / TIME	Tuesday, 4 April 2023, 9:15 – 10:30am
LOCATION	MS Teams

BRIEFING MATTER(S)

PPSSTH-151 – Shoalhaven – DA21/2330 - 82 Cyrus Street, Hyams Beach 2540 – Construction of retaining wall / sea wall along rear boundary

PANEL MEMBERS

IN ATTENDANCE	Chris Wilson (Chair), Greg Britton, Doug Lord
APOLOGIES	None
DECLARATIONS OF INTEREST	None

OTHER ATTENDEES

COUNCIL ASSESSMENT STAFF	Peter Woodworth
OTHER	Amanda Moylan (DPE)

KEY ISSUES DISCUSSED

- Council assessment staff provided a status update in relation to the assessment of the DA which included discussion of the following matters:
 - Details regarding the landslip which occurred on site since lodgement of the DA.
 - Unauthorised works completed by the Applicant which were originally part of the DA and the inability of the Panel to regularise this work.
 - Council's Stop Work Notice and requirement for a Building Information Certificate (BIC).
 - Compliance orders.
 - Revised sea wall design provided for in Rev B of Coastal Hazard Risk Assessment Report.
 - Lack of clarity around sea wall design changes.
 - Status of internal and external referrals.
 - Coastal hazards and erosions impacts.
 - Provisions of the SEPP (Resilience and Hazards Management) 2021 and the *Coastal Management Act (2016)*
- Council provided the Panel with details of the comprehensive RFI issued to the applicant in late March 2023.

Next Steps

- The Panel requested Council provide an indication of the time frame for the issue of a BIC.

Planning Panels Secretariat

- Council staff indicated a response to RFI is anticipated in late April 2023, and an updated geotechnical report is anticipated to form part of the information provided.
- The Panel agreed to seek legal advice from DPE regarding its ability to condition the management of cumulative impacts of both the unauthorised and the remaining works (should they be approved).
- The Panel will proceed to determine once it has received any advice from DPE and Council has completed a final assessment report.

TENTATIVE DETERMINATION DATE SCHEDULED FOR JUNE 2023