Development Applications Committee Meeting 19 October 2021



ATTACHMENTS DISTRIBUTED UNDER SEPARATE COVER

DAC 19/10/21 - 2 Princeton Avenue Adamstown Heights - DA2021/00729 - Residential Flat Building - Three Storey Residential Flat Building Comprising Seven Units and Basement Parking, Associated Earthworks, Landscaping and Infrastructure

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DAC 19/10/21 - 2 Princeton Avenue Adamstown Heights - DA2021/00729 - Residential Flat Building - Three Storey Residential Flat Building Comprising Seven Units and Basement Parking, Associated Earthworks, Landscaping and Infrastructure

ITEM-19 Attachment A: Submitted Plans

Development Applications Committee Meeting 19 October 2021







Manitta Princeton Development

2 Princeton Avenue Adamstown Heights NSW 2289

DEVELOPMENT APPLICATION

Image Source: SixMaps

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Site Information

Property Details

Address: 2 Princeton Avenue, Adamstown Heights

Lot / Plan: 931 DP569169

Council: City of Newcastle

Site Area: 1201.30m²

Maximum GFA @ 0.9:1 (FSR) Minimum Landscape @ 25%m (12% DSZ)

Height Limit: 10m

Project Brief

Project brief for Manitta Princeton Development at 2 Princeton Avenue, Adamstown Heights

Development Goal

• Construction of a new residential flat building (7 units) & Associated carpark

Development Statistics

Proposal

- 4 x 2 bed apartment
- 3 x 3 bed apartment

Statistics

- Site area: 1201.30m²
- GFA:

Existing Commercial Building

- Carpark Level 1 229m²
- Level 2 213m² **Proposed Residential Building**

• Ground 254m²

- Level 1 240m²
- Level 2 227m²

Total: 1163m²

- FSR: 0.96:1 (0.9:1 permitted)
- Landscape:
 - Landscaped area: 278.18m² (23.16%) • Deep Soil Zone: 220.86m² (18.39%)

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- - 8 bicycles: 7 residents + 1 visitor
 - 1 motorbike: 1 resident
- P.O.S (2 bed: 10m², 3 bed: 12m² minimum):
 - Unit 01: 13.5m²
 - Unit 02: 12.6m²
 - Unit 03: 13.3m² • Unit 04: 10.5m²
 - Unit 05: 10.5m²
 - Unit 06: 18.6m²
 - Unit 07: 18.6m²

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BASIX Requirements

			Basix Requirements S						, ,
Sanlar Holdings			Prepared by Chapmar		ntal Services				
2 Princeton Avenue		www.basixcertificates	s.com.au				CHA	PMA	
ADAMSTOWN HEIGHT	S NSW	2289	1300 004 914					CITA	VE IVI
Water Target		40	Water Score		42				
Energy Target		30	Energy Score		33				
Max Average Heating L	oad is (MJ/m²)	54	Actual Average Heating	Load	36.9				
Max Average Cooling L	oad is (MJ/m²)	32	Actual Average Cooling L	_oad	7				
			Pacis Com	mitmonts					
Fixtures	Shower heads		Basix Com 4 star (> 6 but <= 7.5		Toilets	4 star		All taps	4 star
TIXCUTCS	Shower nedds		· ·	-,					
	Minimum Rain	water tan	k size (L) 5000		Collect rur	off from ro	of area of at	least (m²)	300
Alternative Water	- · · ·		T						
	Toilet con		Laundry connection Yes		connection es		top up /a		top up n/a
	163)	res	1	es	''	/ d		II/ d
	Hot water syst	em	Gas instantaneous			Rating	6 star		
	Bathroom ven		Individual fan, not ducte					ff	
	Kitchen ventila		Individual fan, not ducte			with		witch on/o	
	Laundry ventila		Individual fan, not ducte			with		witch on/o	
	Cooling - living		1-phase airconditioning	-		Rating	EER 2.5 -		
Energy	Cooling - bedro		1-phase airconditioning			Rating	EER 2.5 -		
	Heating - living		1-phase airconditioning			Rating	EER 2.5 -		n/a
	Heating - bedr		1-phase airconditioning			Rating	EER 2.5 -		=
					+ 1+	0			-1-14
	Alternate Energy Photovoltaic system able to generate at least 0 peak kilowatts of electricity Gas cooktop & electric oven No outdoor clothesline required Indoor clothesline required								
	Idas Couktop &	electric o	veii ivo	outuooi cioi	triesiirie requ	illeu	IIIuu	or ciotilesiii	ie require
	Ţ	hermal Pe	erformance Assessment Ba	sed on the I	Following Re	auirements			
Floor Types	Concrete slab			with		Nil			
rioui Types	Suspended cor	ncrete slab)	with		R1.2 Foilboa	ard insulation	n (Units 01,	02, 03)
	Tiles	Living &	Wet Areas		Timber	Nil			
Floor Coverings	Carpet	Bedroon			Concrete	Basemen	t		
External Walls	Cavity brick			with	Nil	D2 5 1 11 :		Colour	Medium
	Brick veneer			with	Sarking and	R2.5 bulk ins	sulation	Colour	Medium
Internal Walls	Plasterboard			with		Nil			
//									
Ceiling (floor over)	Concrete abov	e plasterb	oard	with		Nil			
Ceilings (roof over)	Timber above	plasterboa	ard.	with		R3.5 bulk in	sulation		
Roof	Metal		3 degrees	with	R1.3 roof bl	anket		Colour	Light
			2 228.222						8
	Architectural Window Systems 6.38 Comfort Plus				5-03 A AWS 1		GC 0.62		
				0	Glass 638Cor	nPlsClr			
	Single Clear		Frame AWS-066 RES SERIES 516 FIXED WINDOW SG						
				1	VAN-004-08 A AWS Uval 4.51 SHGC 0.54				
			Glass 6ET Frame VAN-004 SERIES 525 LOUVRE WINDOW SG AWS-011-06 A AWS Uval 4.38 SHGC 0.45 Glass 6.38CP Frame AWS-011 541-542 Al Sliding Door SG AWS-001-19 A AWS Uval 4.52 SHGC 0.59						
Windows and Doors									
Williaows and Doors									
	to all windows and glazed doors unless noted otherwise								
	Glass 638CP								
				1		001 502 504	Al Cliding Mr	ndow CC	
				Frame AWS-001 502-504 Al Sliding Window SG					

This document to be read in conjunction with the Basix Certificate and Nathers Universal Certificate

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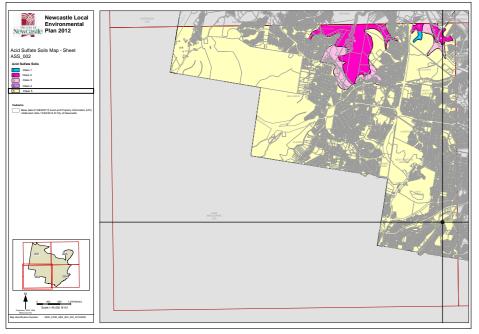
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Legends / BASIX A-0002 AS SHOWN

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Planning Constraints Newcastle LEP 2012



Acid Sulfate Soils - Class 5



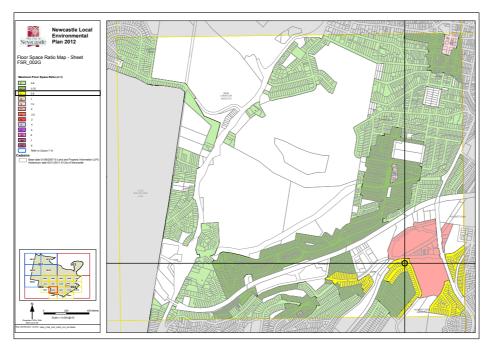
Height of Buildings - 10m

R3 Medium Density Residential - Zone Objectives

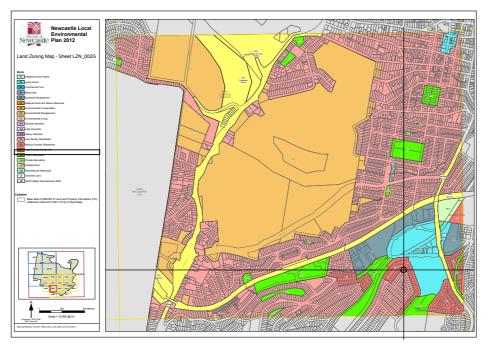
- To provide for the housing needs of the community within a medium density residential environment.
- To provide for the nousing needs of the community within a medium density residential environment.
 To provide a variety of housing types within a medium density residential environment.
 To enable other land uses that provide facilities or services to meet the day to day needs of residents.
 To allow some diversity of activities and densities if—
- (i) the scale and height of proposed buildings is compatible with the character of the locality, and
- (ii) there will be no significant adverse impact on the amenity of any existing nearby development.
- To encourage increased population levels in locations that will support the commercial viability of centres provided that the associated new development—

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- (i) has regard to the desired future character of residential streets, and
 (ii) does not significantly detract from the amenity of any existing nearby development.



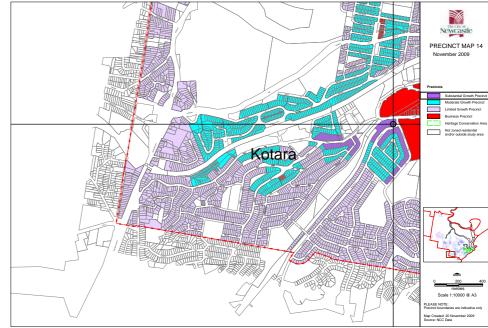
Floor Space Ratio - 0.9:1



Land Zoning - R3 Medium Density Residential

Mine Subsidence District - Newcastle Guideline 8

City of Newcastle Newcastle DCP 2012



Precinct Map 14 - Substantial Growth Precinct

Figure 1: Front setbacks consistent with neighbouring buildings 40m either side



Side & Rear Setbacks

Wall height	Side and rear setbacks
Up to 4.5	1.5m
4.5 - 8.5m	3m
Over 8.5m	6m

		Landsca	pe l	Req	uire	ment
--	--	---------	------	-----	------	------

Zone	Minimum landscaped area (% of site area)	Minimum deep soil zone (% of site area)
R2 zone	30%	15%
R2 zone - Moderate Growth Precinct	25%	12%
R3 zone	25%	12%
R4 and B4 zones	20%	10%

space per 20 car

Parking Rates

RESIDENTIAL ACCOMMODATION

Attached dwellings, Dual occupancies, Multi dwelling housing Residential Flat Buildings, Semidetached dwellings, Shop Top Housing

City wide (excluding Newcastle City Centre and Renewal Corridors): Minimum of 1 space

per dwelling. Minimum 1 space for the first 5 dwellings (excluding dual occupancies) plus 1 space for every 5 thereafter or part

thereof for visitors.

Bike parking of 1 space per dwelling is required unless separate storage is provided (Council determine the required class of security)

1 space per 10 dwellings (Class 3) for visitors

Note: Preliminary Planning Constraints subject to planner and Council review and further investigation

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Planning Controls A-0003 03 4/5/21 AS SHOWN

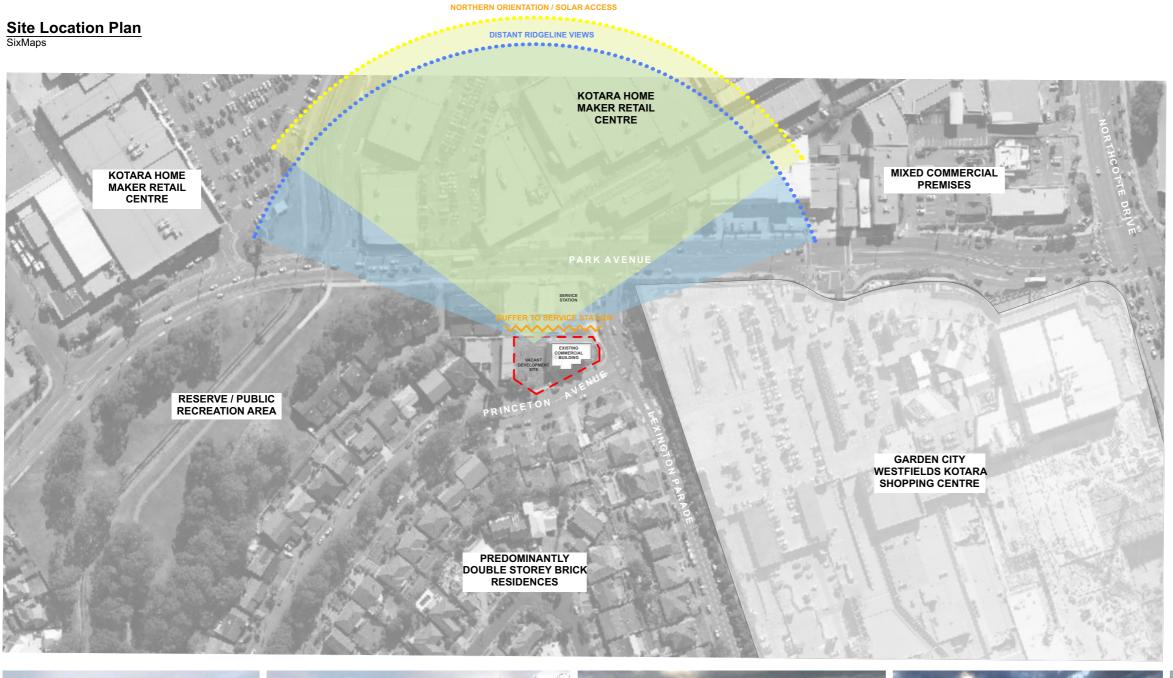
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Site Character

The proposed site is located in Adamstown Heights on the fringe of Kotara's primary food, retail and entertainment precinct. Within walking distance of shopping centres and public transport, the site is conveniently located and currently accommodates a two storey brick commercial building with undercroft parking.

To the west of the existing commercial building is an undeveloped area of the site which slopes from Lexington Avenue down to a retaining wall on the northern boundary separating the site and an existing Service Station.

The site overlooks an adjacent Service Centre and Kotara Home Maker Centre yet offers a northerly aspect and distant ridgeline views.











Existing Photos



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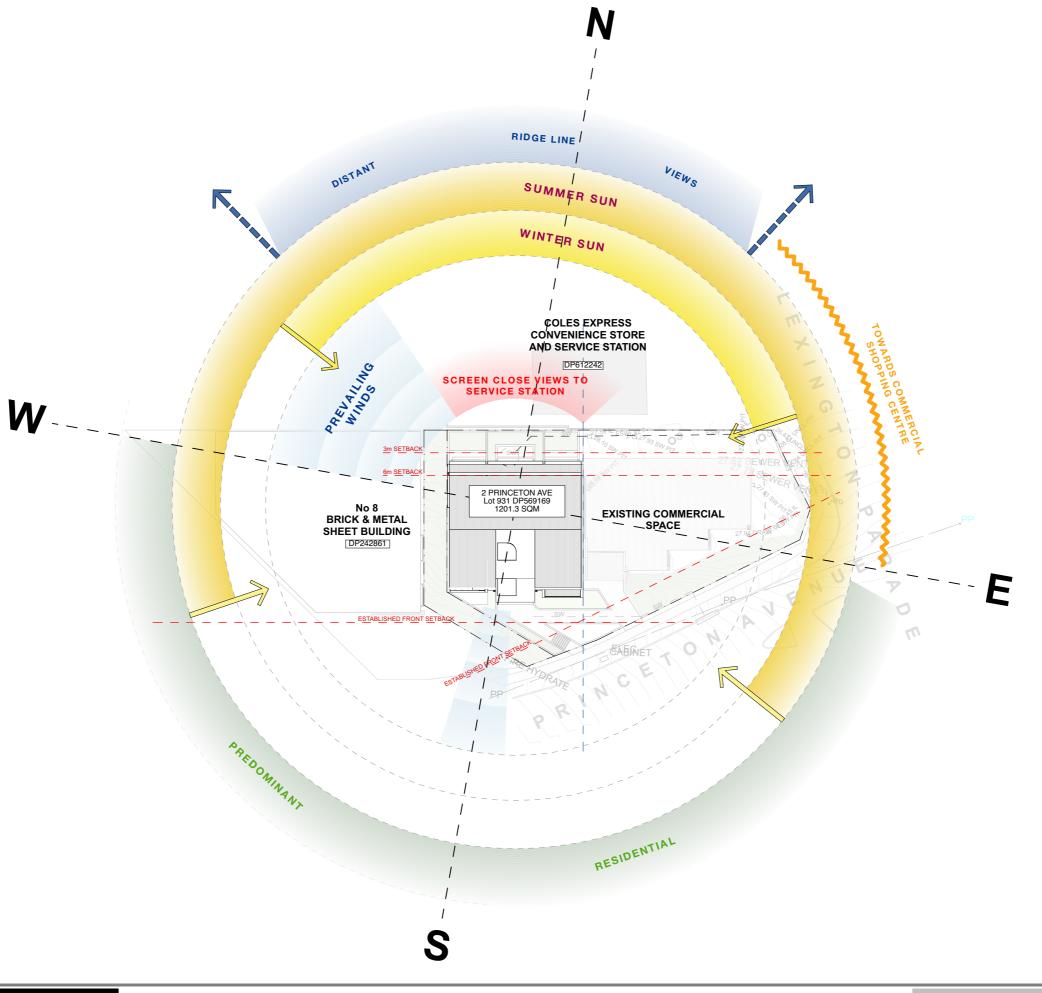
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A-1001 03

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Site Location Plan





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Site Analysis Plan drawing # A-1002 03

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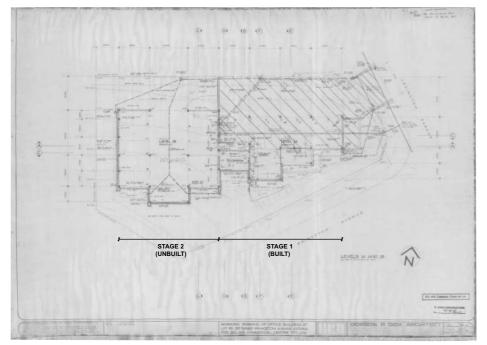
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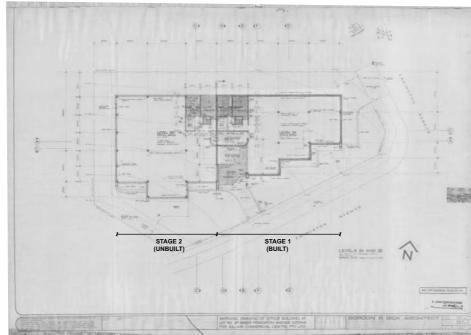
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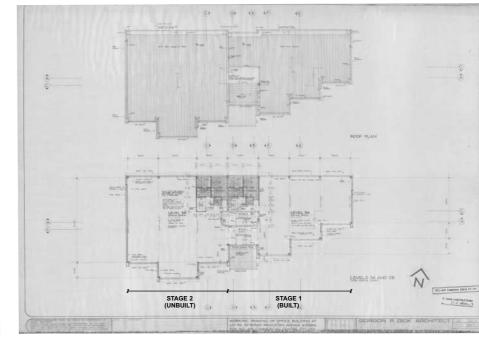
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Historic DA Approval

Levels 1A & 1B Plan







Levels 2A & 2B Plan

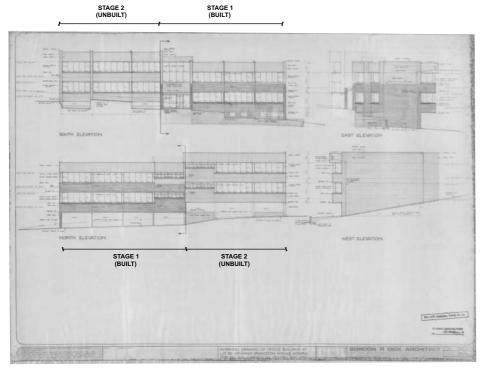
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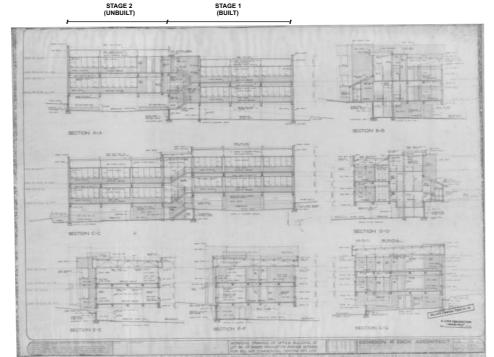
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Levels 3A & 3B, Roof Plan

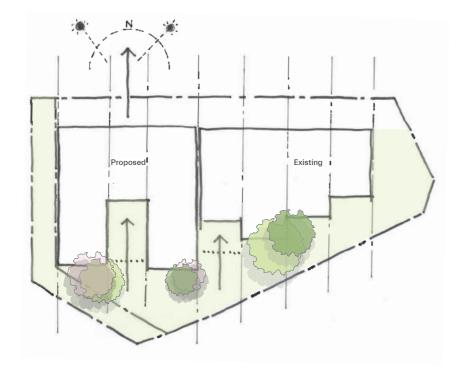


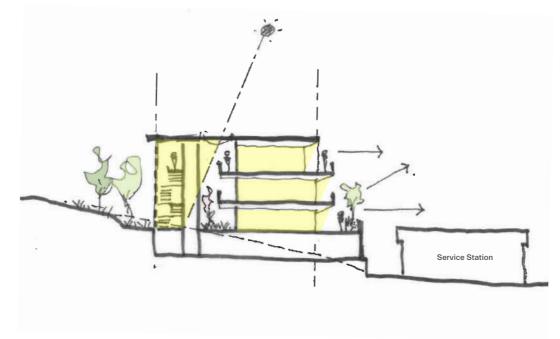


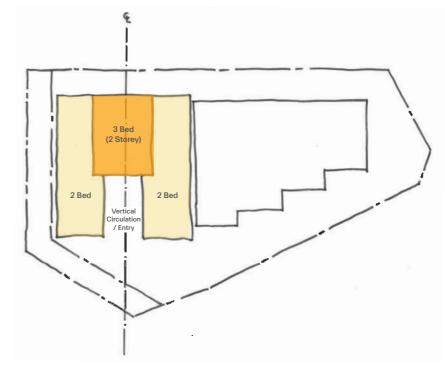
Elevations Sections

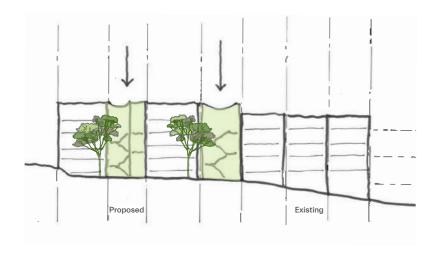
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Key Design Principles









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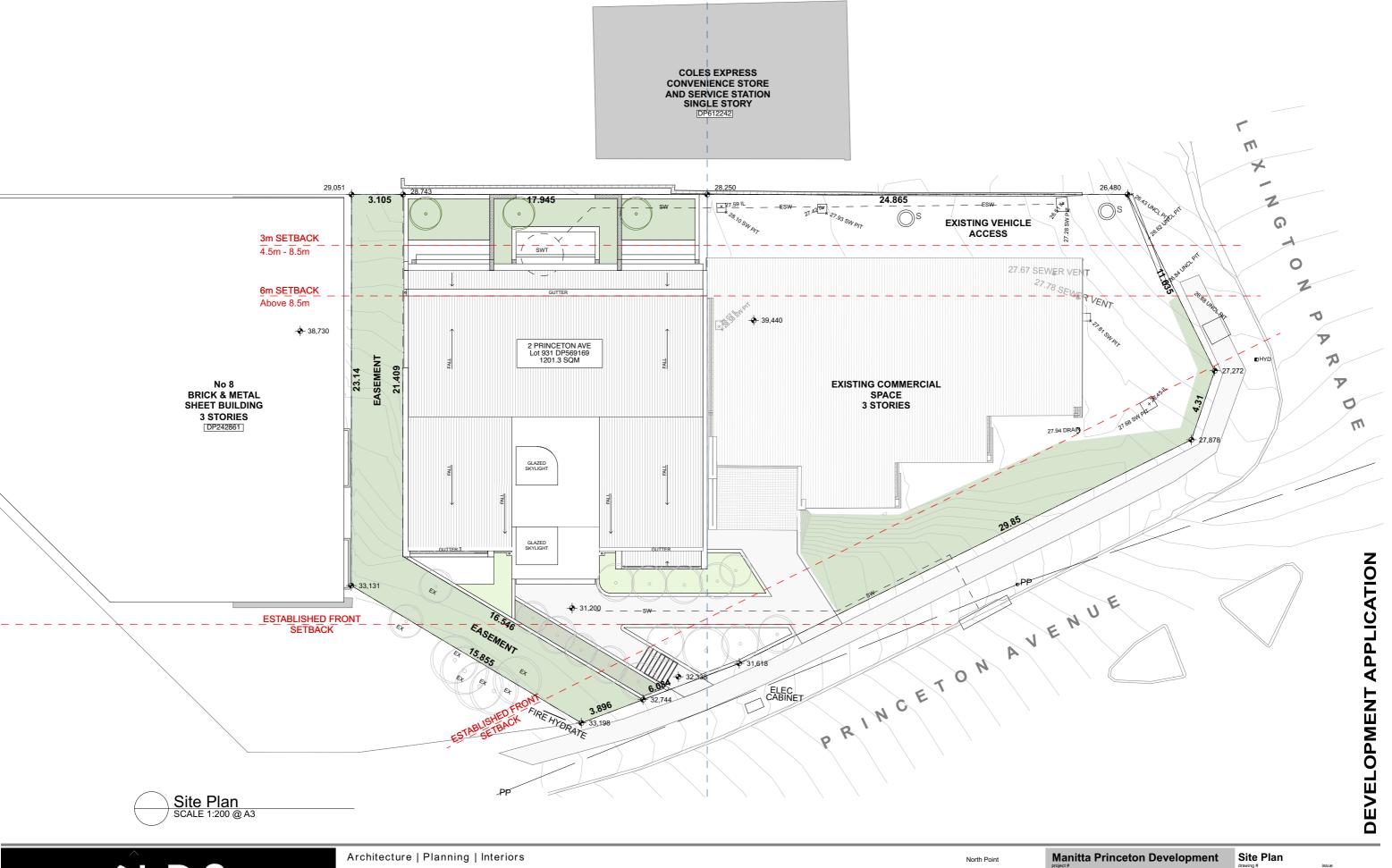
01. Creating Amenity Within 02. Foo

02. Focusing Views

03. Rational and Efficient Planning



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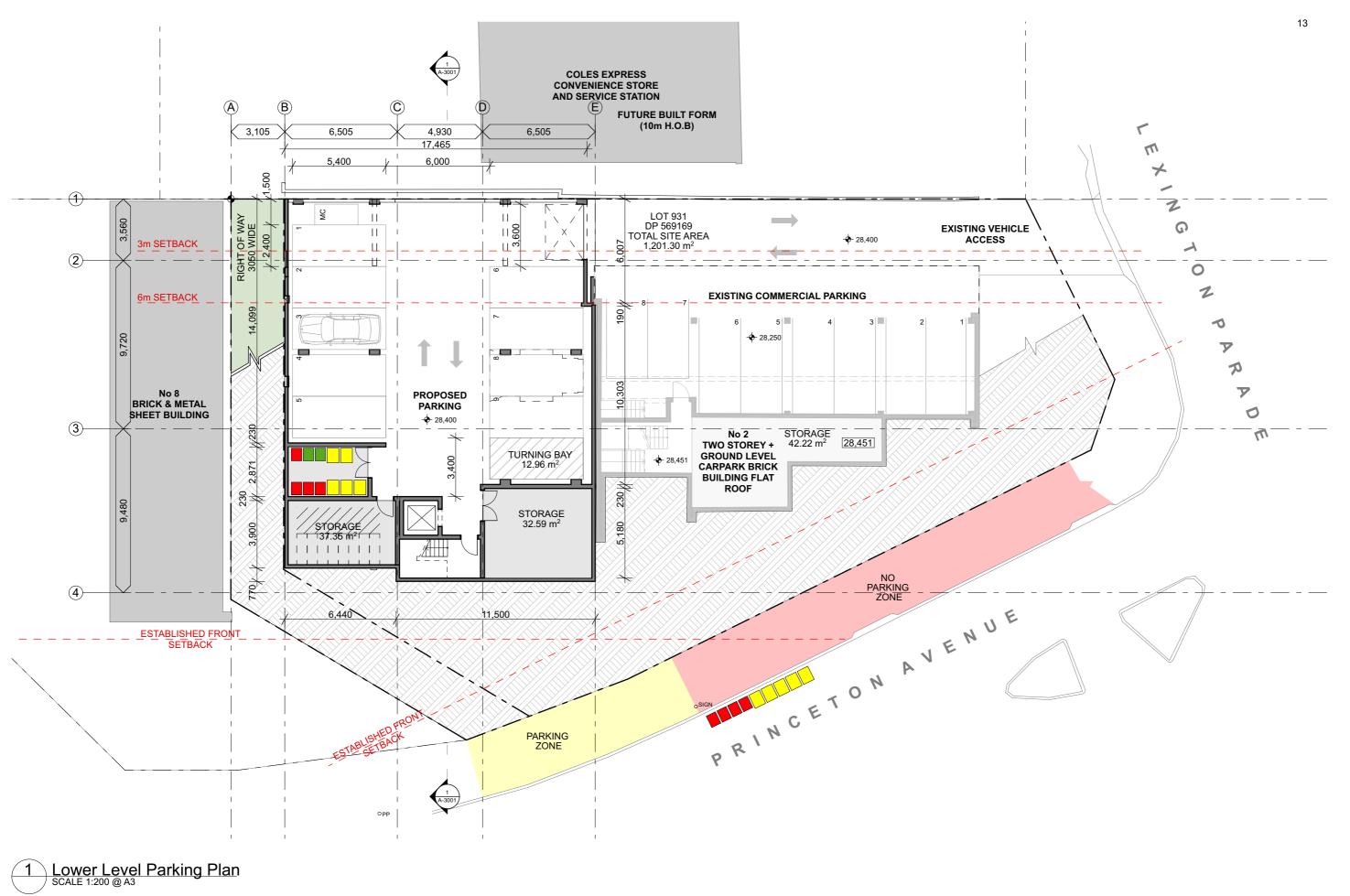
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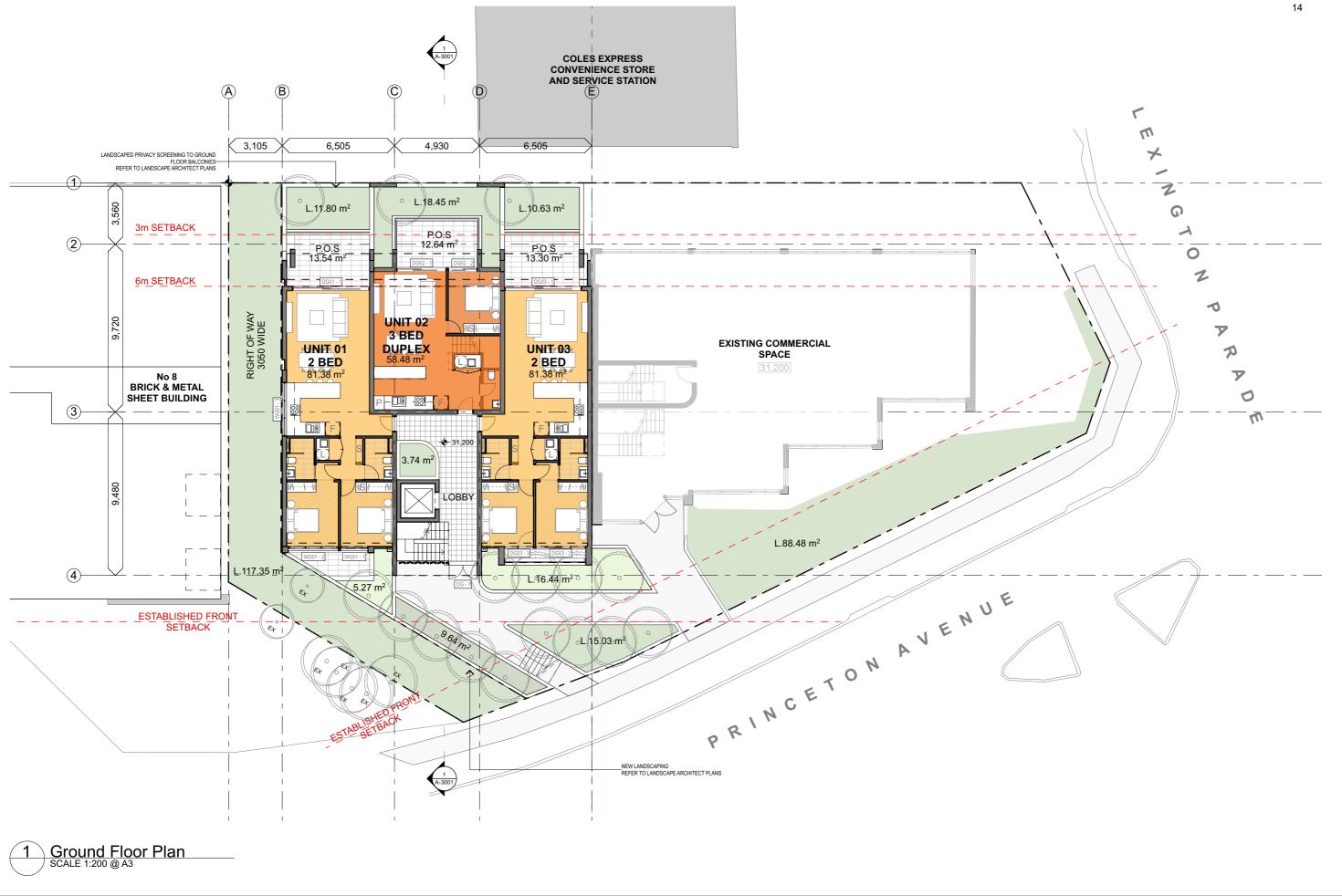
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Lower Ground Floor Plan 03

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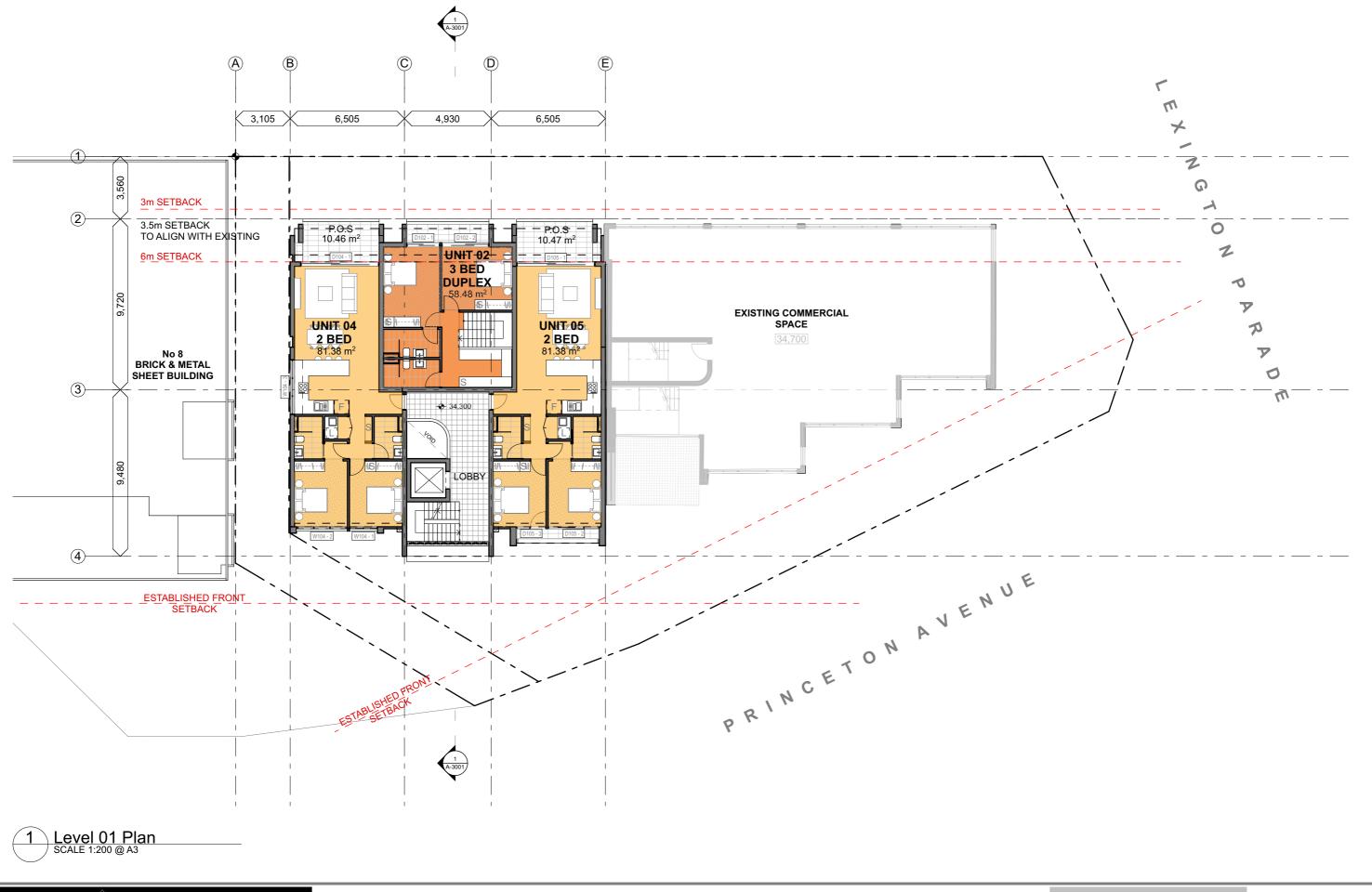
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Ground Floor Plan A-1102

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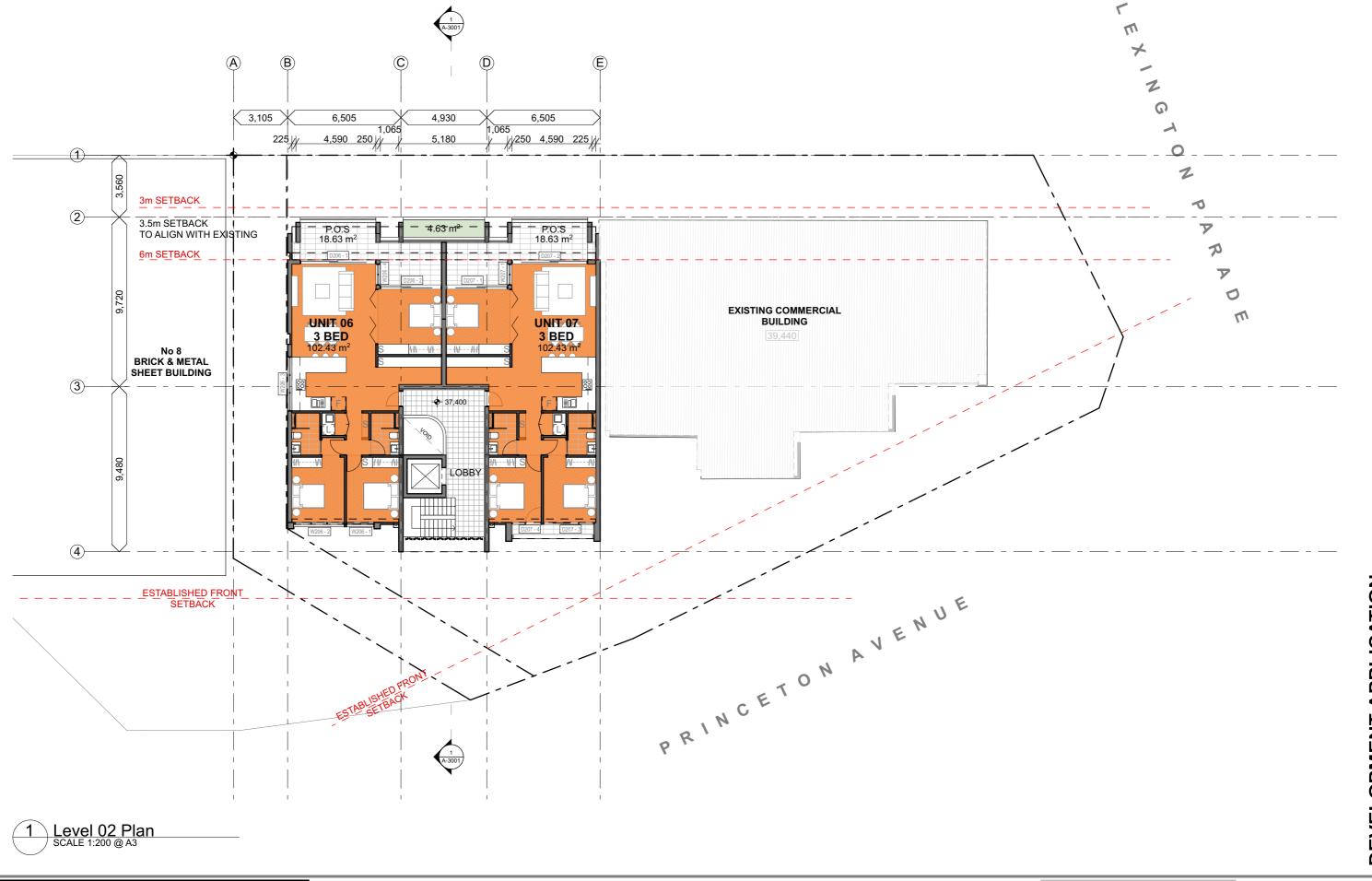
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Level 01 Plan 03 A-1103

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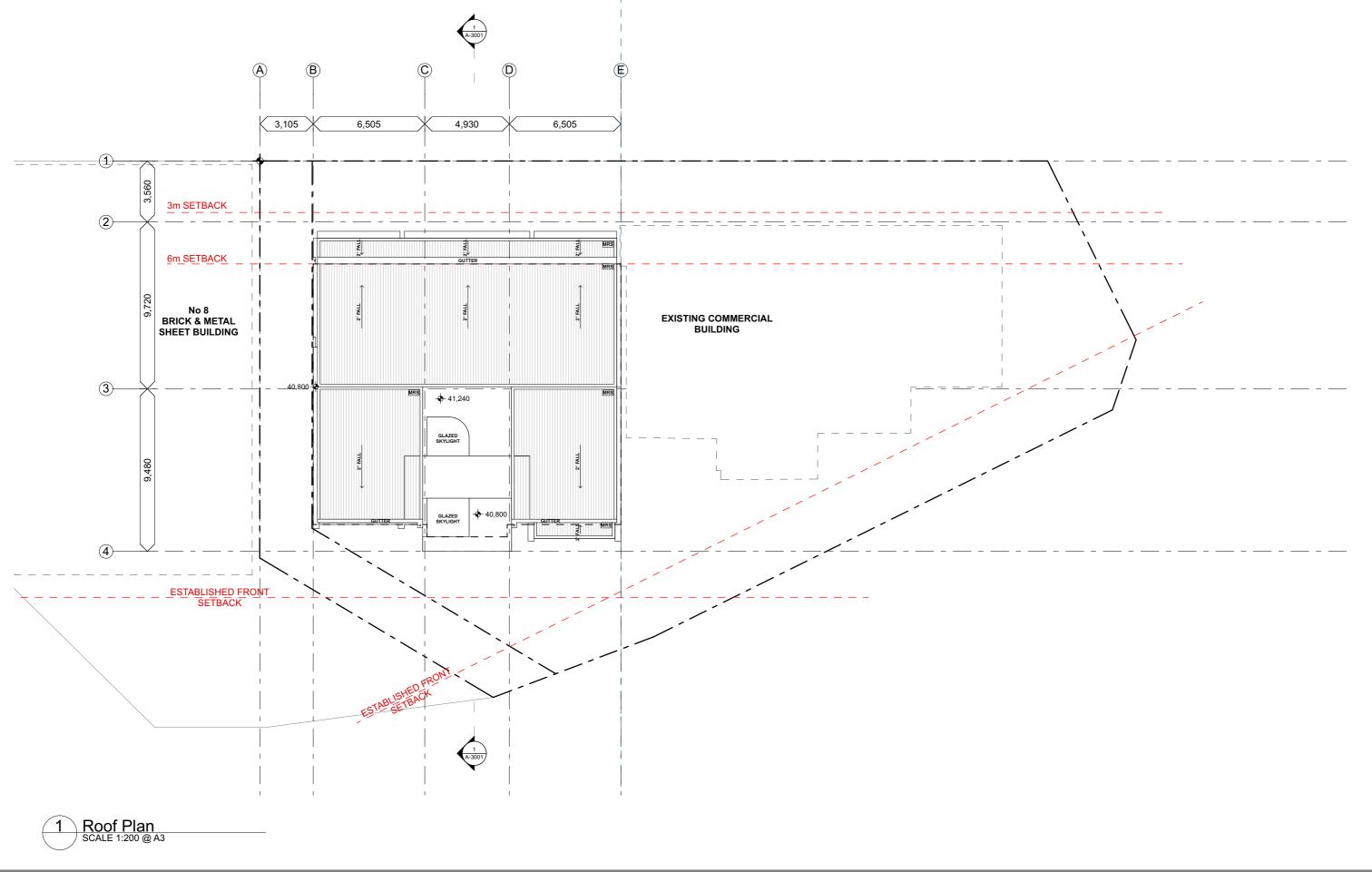
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Level 02 Plan A-1104

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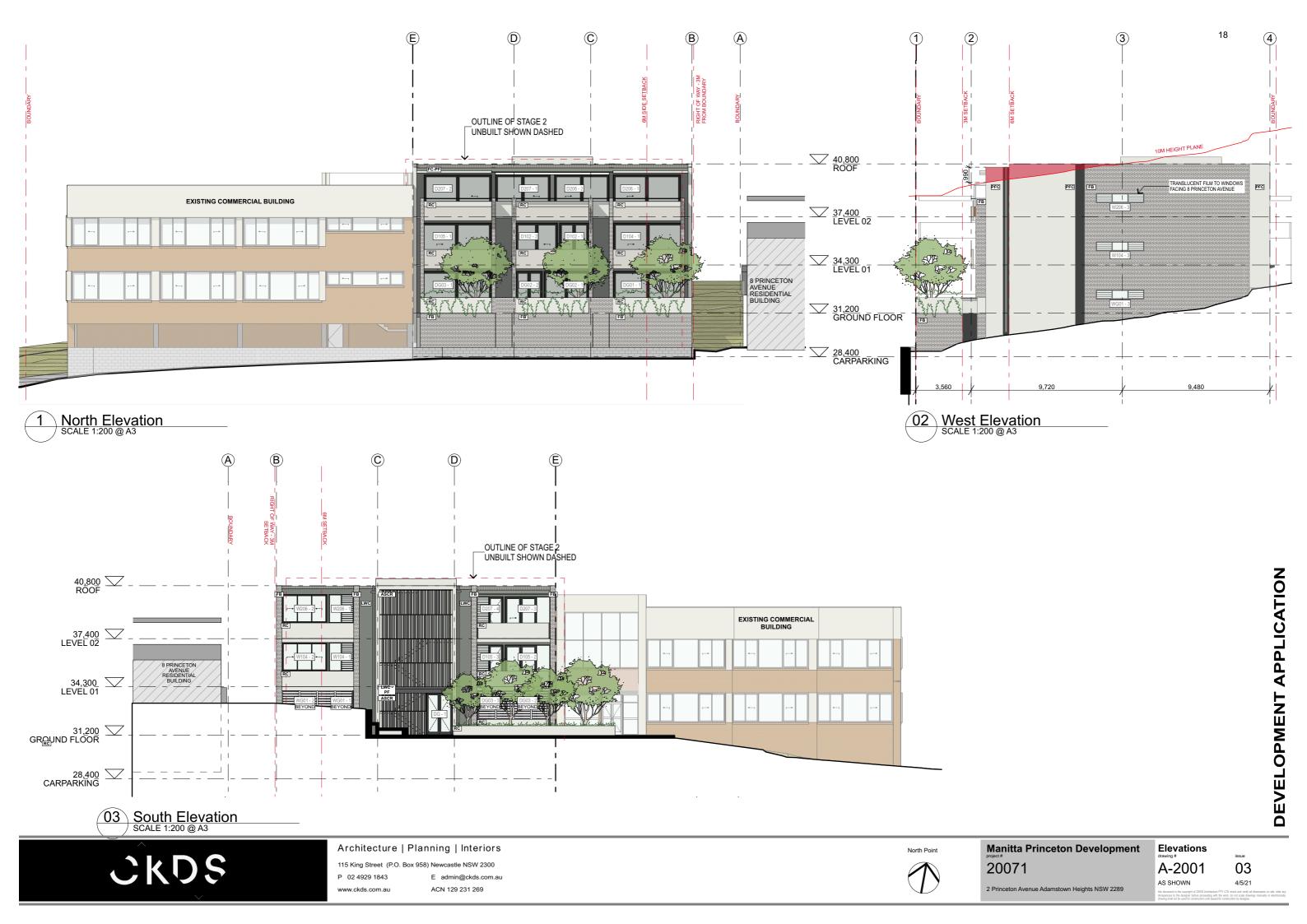
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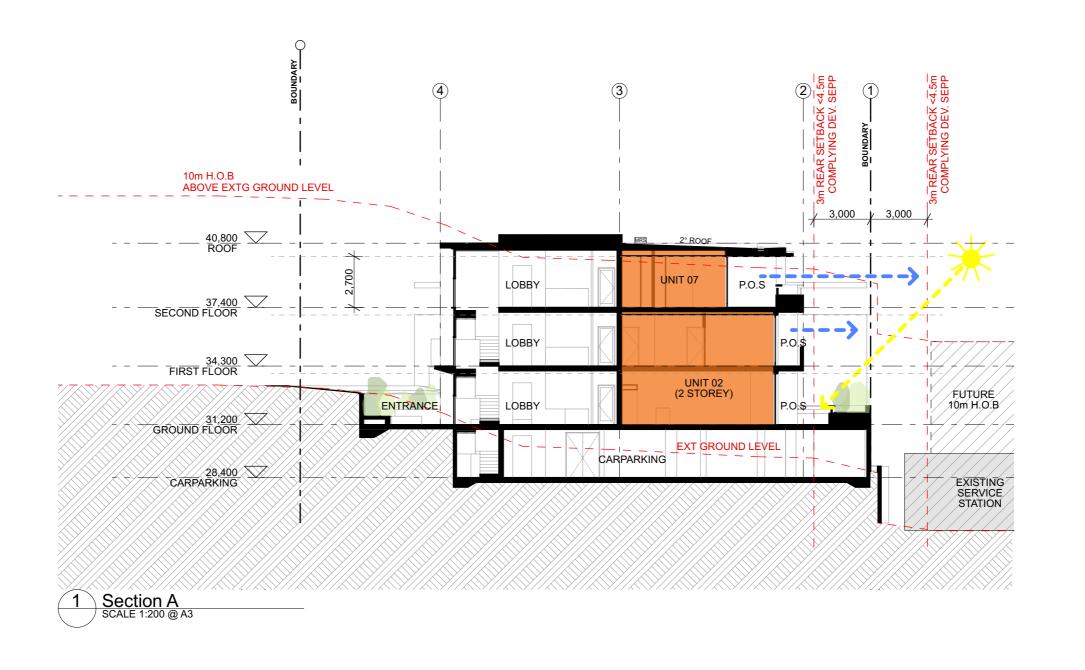
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Roof Plan A-1105 AS SHOWN

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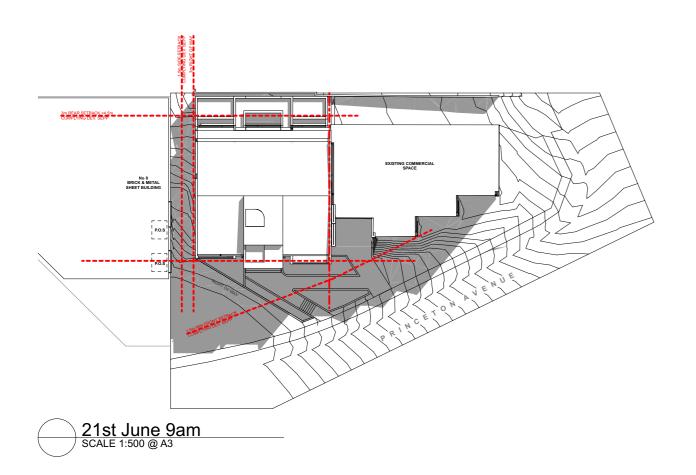
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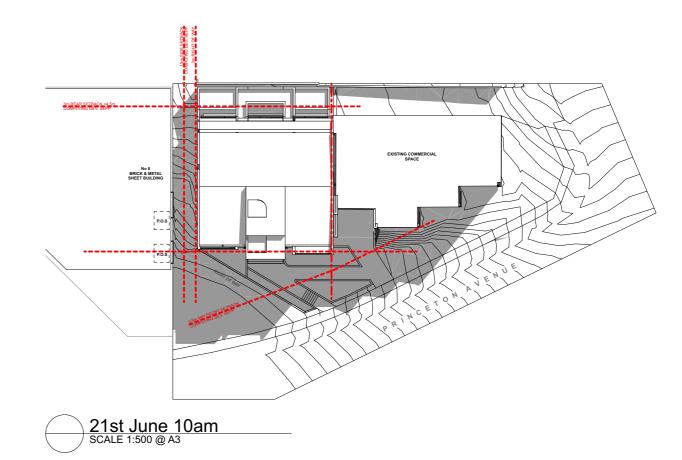
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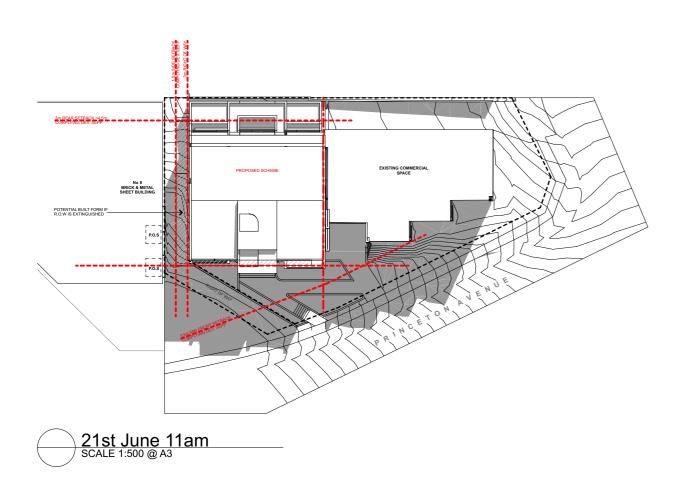
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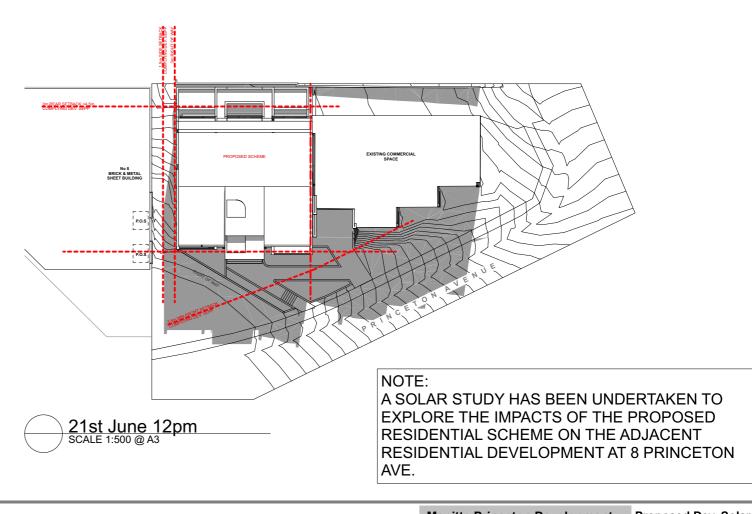
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issue 4/5/21









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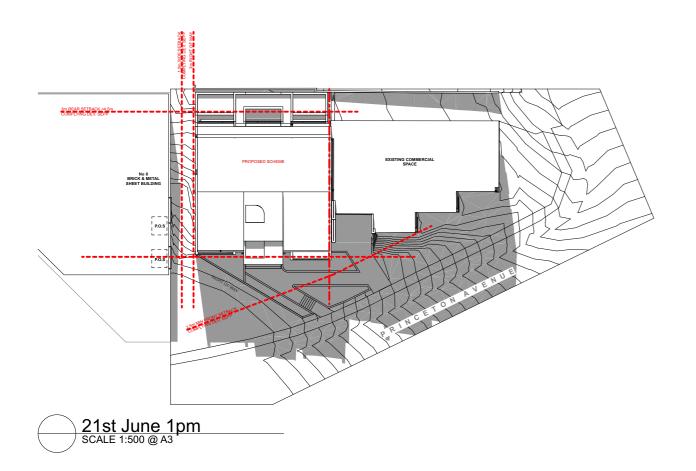
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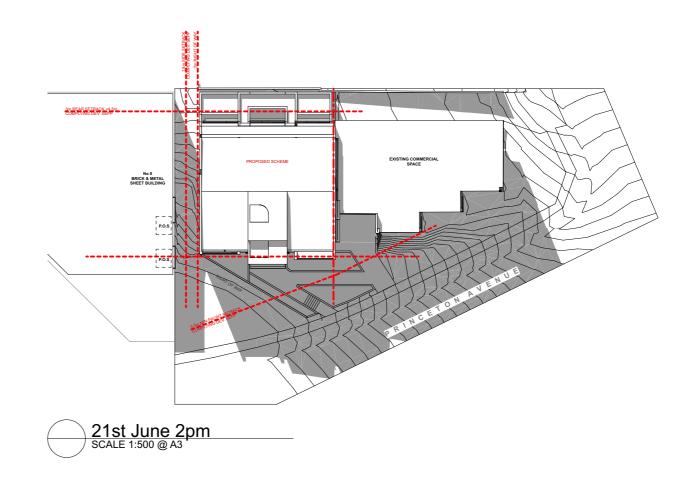
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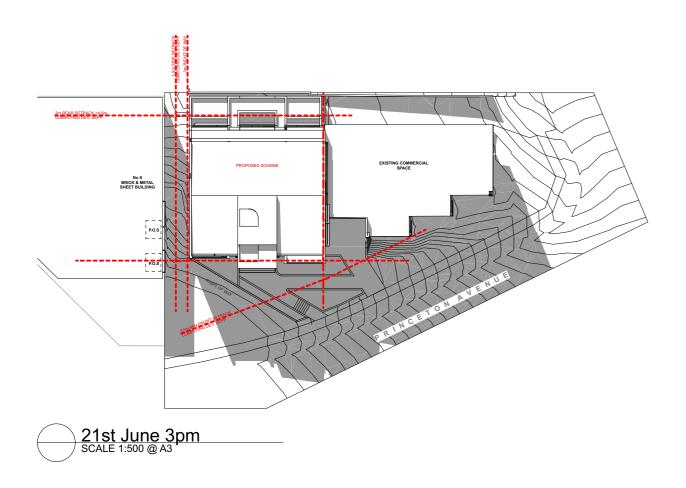
Proposed Dev. Solar Study 03 A-4001

AS SHOWN

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NOTE:

A SOLAR STUDY HAS BEEN UNDERTAKEN TO EXPLORE THE IMPACTS OF THE PROPOSED RESIDENTIAL SCHEME ON THE ADJACENT RESIDENTIAL DEVELOPMENT AT 8 PRINCETON AVE.

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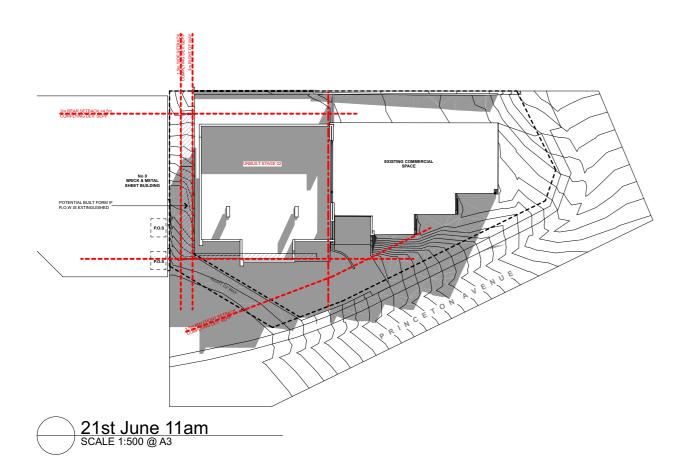
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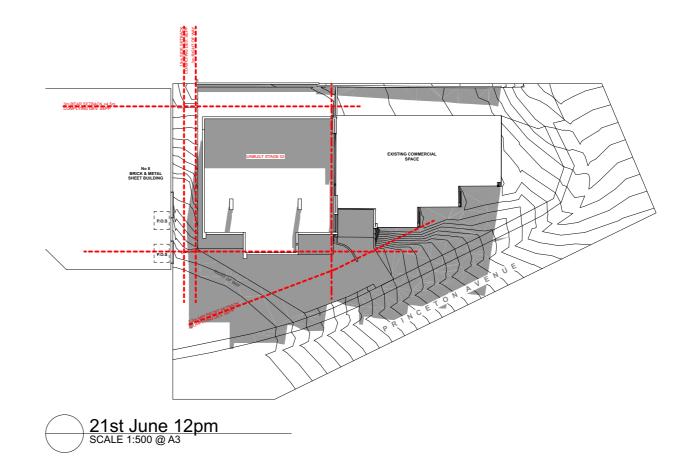
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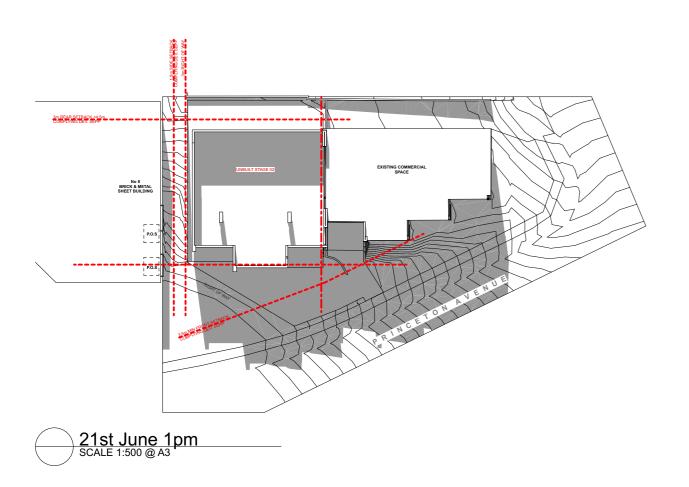
Proposed Dev. Solar Study 03

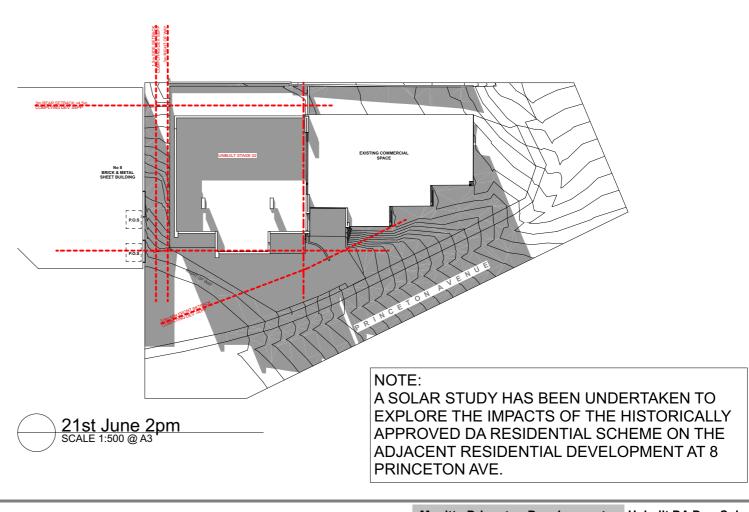
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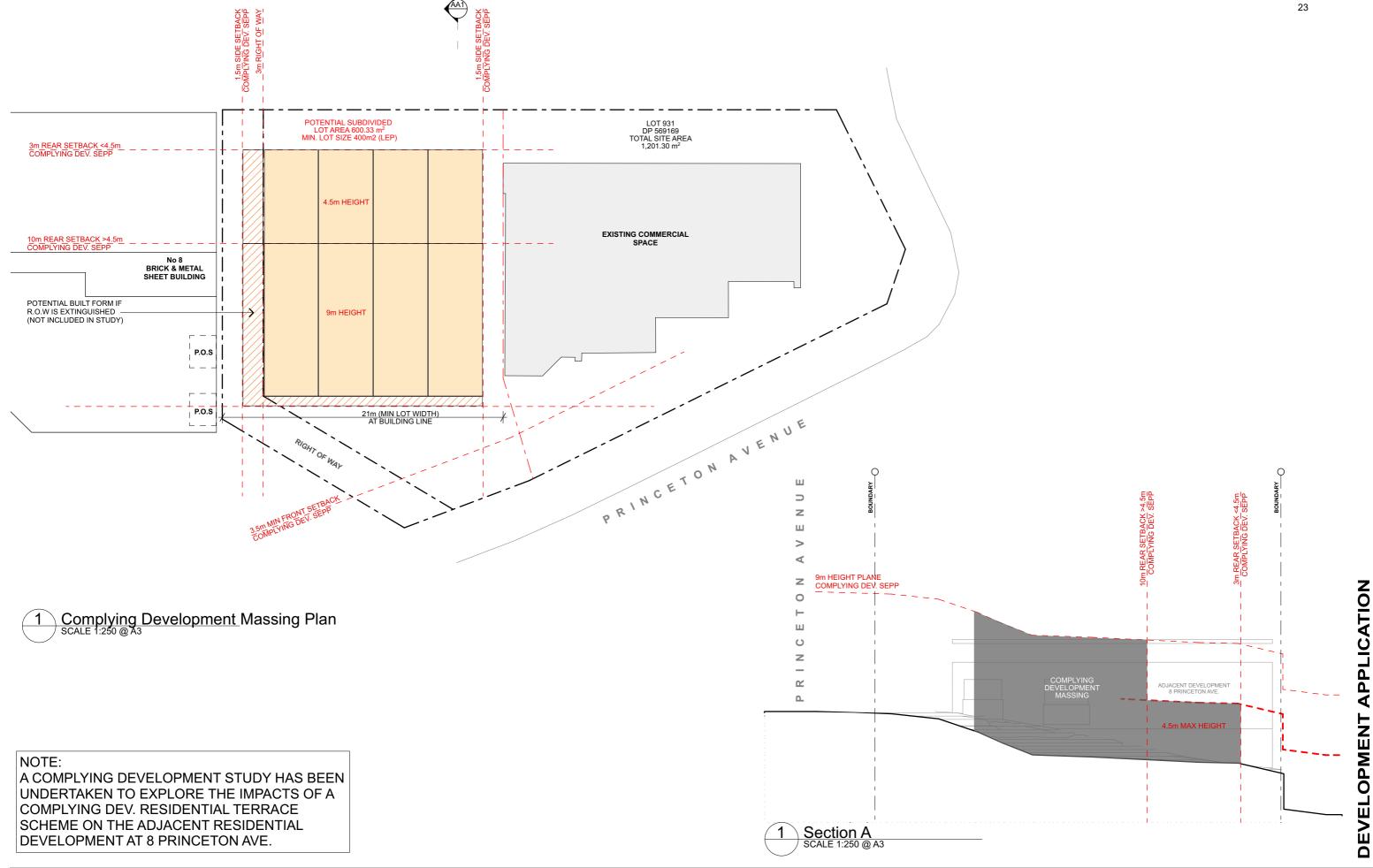


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Unbuilt DA Dev. Solar Study 03

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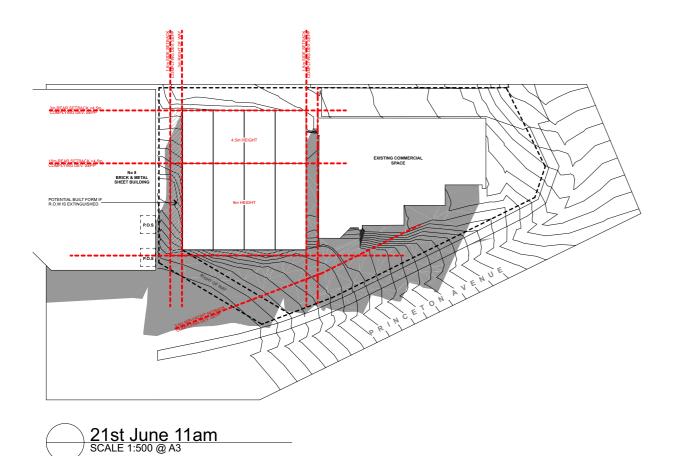
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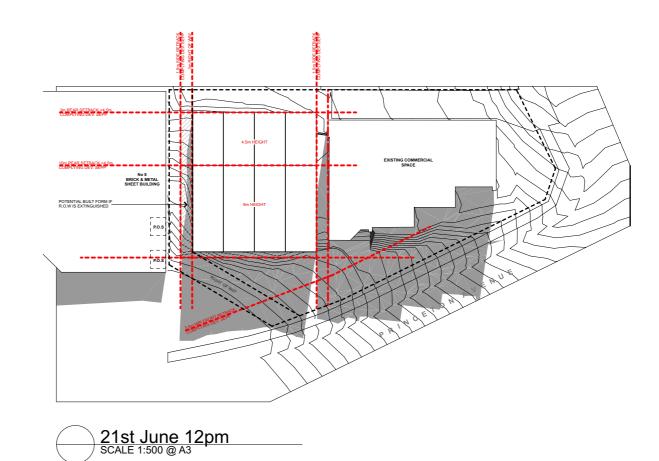
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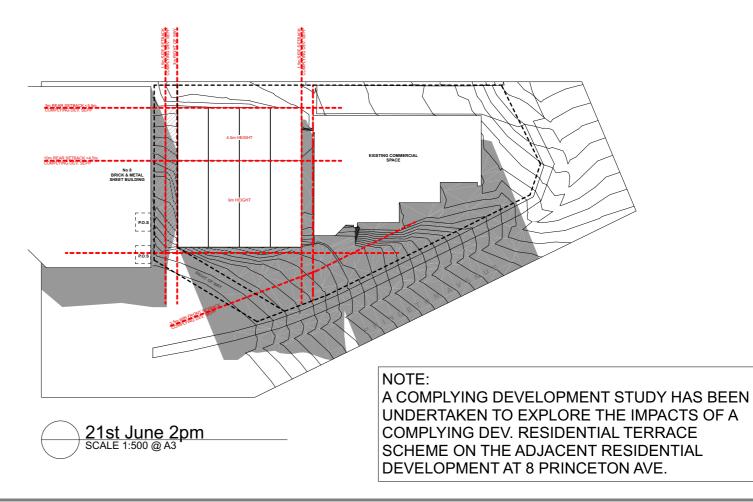
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Complying Dev. Solar Study



PASTING COMMERCIAL
PAST PROCESSES
PR







21st June 1pm SCALE 1:500 @ A3

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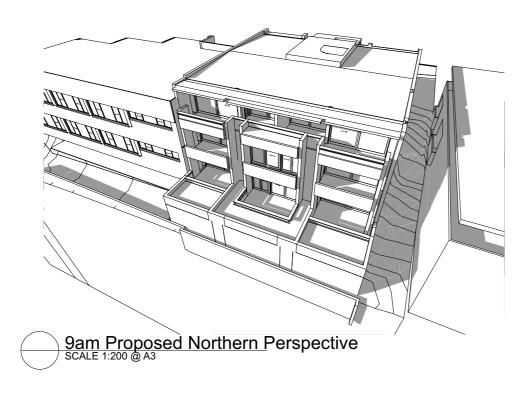
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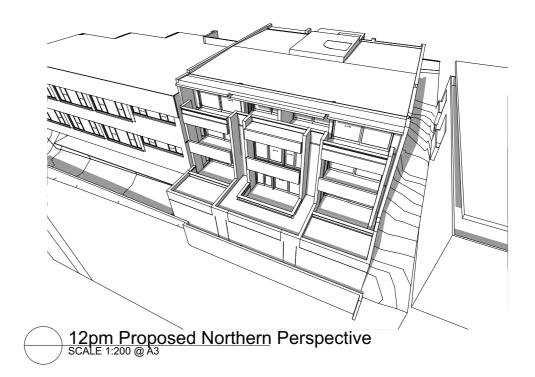
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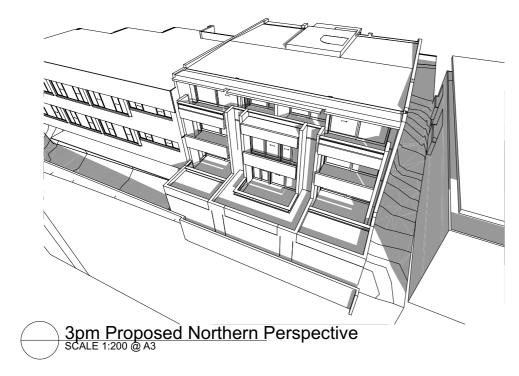
Complying Dev. Study

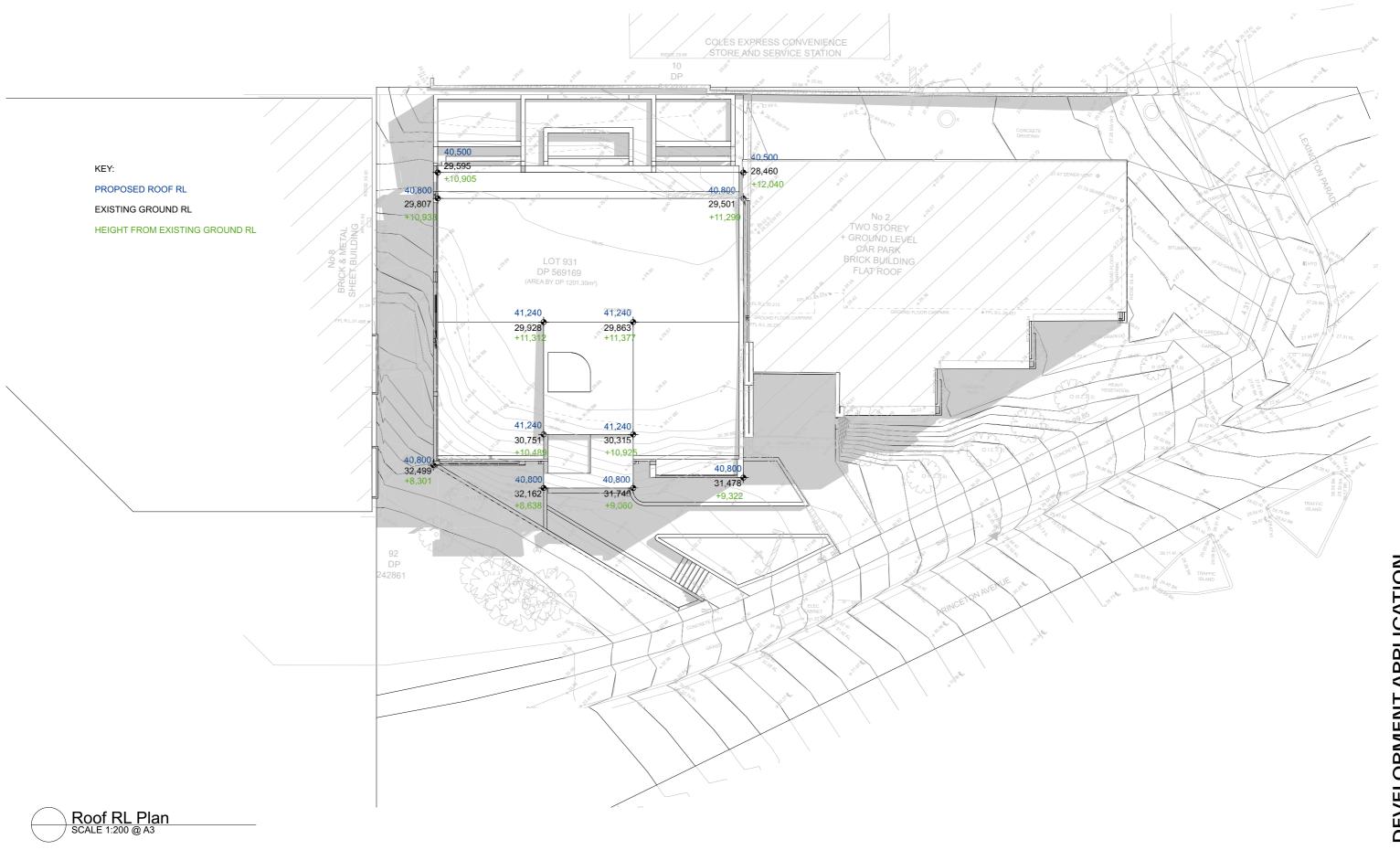
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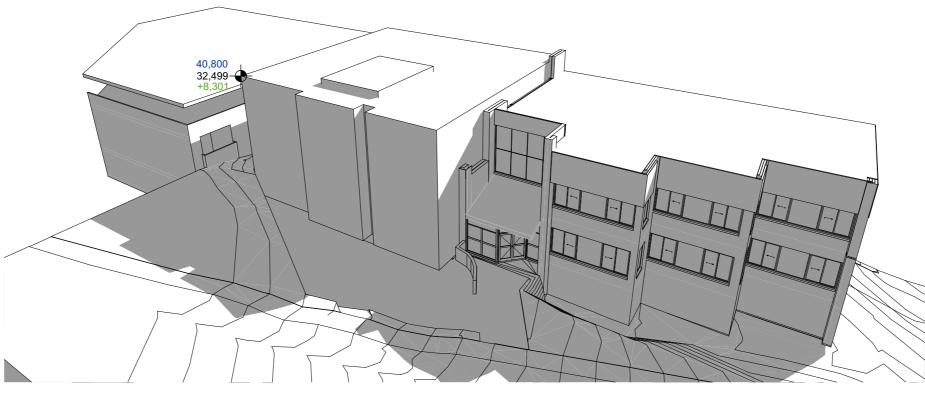
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Roof RL Plan

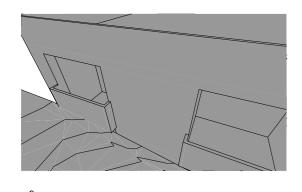
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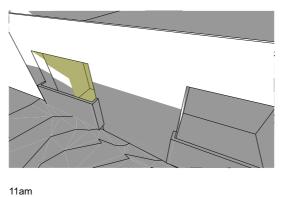
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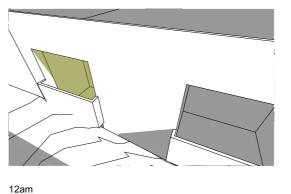
Proposed Development

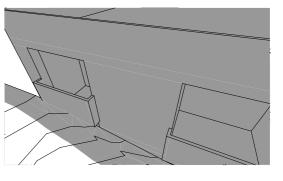


Massing Proposed Development - View from South SCALE @A3









Line of sun being over shadowed by depth of existing balcony

The above diagrams illustrate that the neighbouring private open space is largely overshadowed due to the sunken nature and depth of the outdoor terraces. The glazing line currently receives very minimal sunlight from 10am to 11am. The removal of unit 6 has marginal impact on the direct sunlight to the glazing line. NOTE: Eastern facade of neighbouring building is in shadow past 12pm

1pm (Completely over shadowed after 1pm)

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Manitta Princeton Development

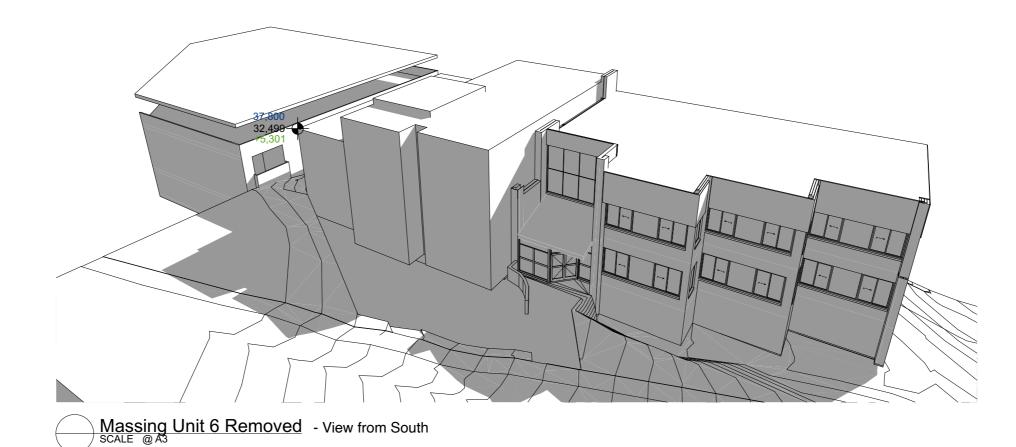
20071

Balcony Shadowing 01

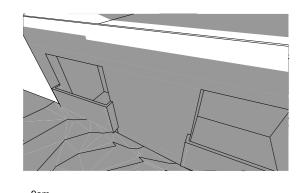
2 Princeton Avenue Adamstown Heights NSW 2289

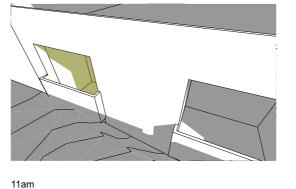
A-4009 11/8/21

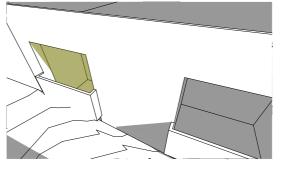
Proposed Development - Unit 6 Removed

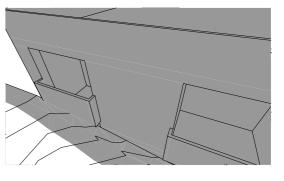


Proposed development with Unit 6 removed









Line of sun being over shadowed by depth of existing balcony

The above diagrams illustrate that the neighbouring private open space is largely overshadowed due to the sunken nature and depth of the outdoor terraces. The glazing line currently receives very minimal sunlight from 10am to 11am. The removal of unit 6 has marginal impact on the direct sunlight to the glazing line.

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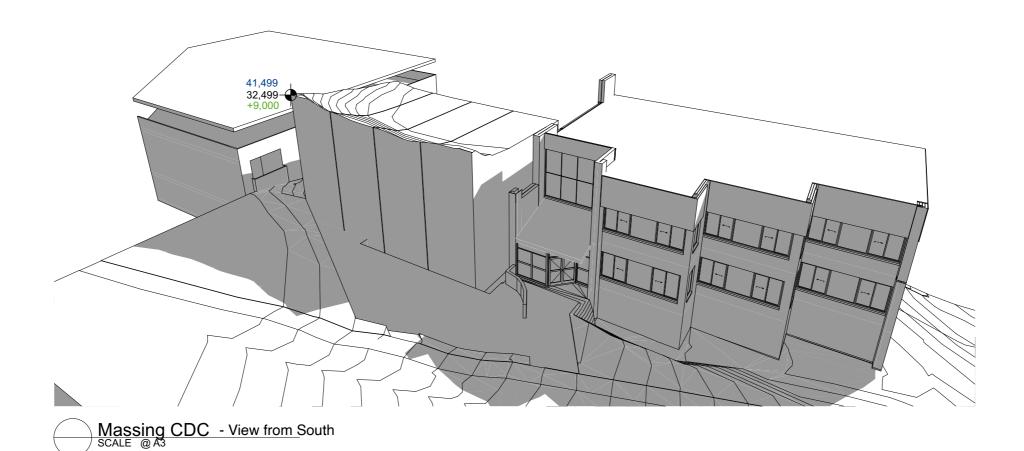


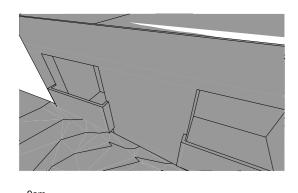
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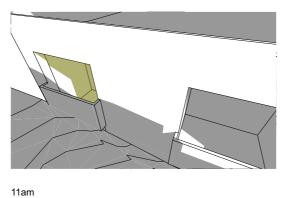
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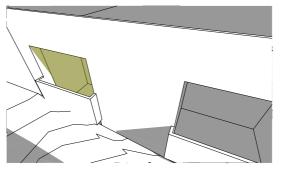
Balcony Shadowing 01

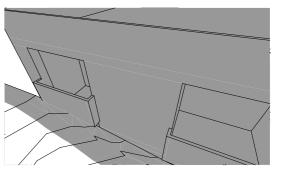
CDC Development - Permissible Massing











Line of sun being over shadowed by depth of existing balcony

The above diagrams illustrate that the neighbouring private open space is largely overshadowed due to the sunken nature and depth of the outdoor terraces. The glazing line currently receives very minimal sunlight from 10am to 11am. The removal of unit 6 has marginal impact on the direct sunlight to the glazing line.

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1pm (Completely over shadowed after 1pm)



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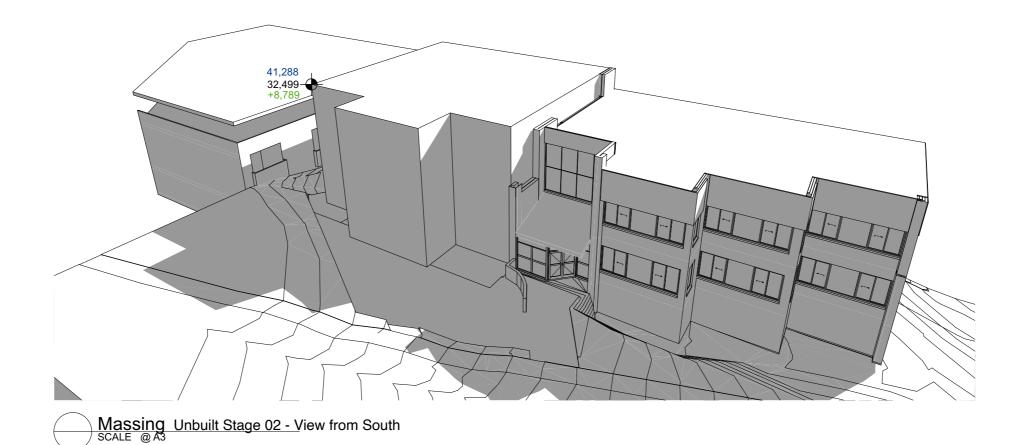
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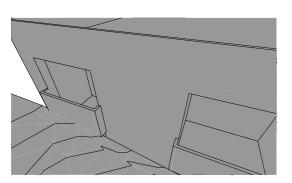
Balcony Shadowing

2 Princeton Avenue Adamstown Heights NSW 2289

A-4011 01 11/8/21

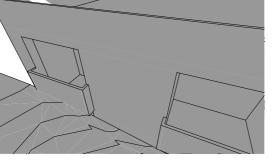
Approved DA - Unbuilt Stage 02

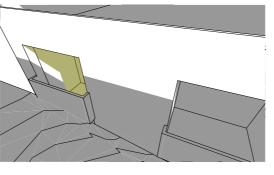


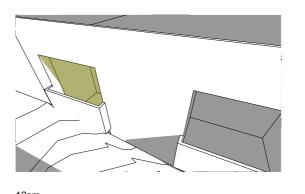


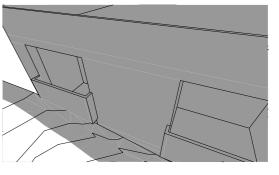
Line of sun being over shadowed by depth of existing balcony

CKDS









11am

The above diagrams illustrate that the neighbouring private open space is largely overshadowed due to the sunken nature and depth of the outdoor terraces. The glazing line currently receives very minimal sunlight from 10am to 11am. The removal of unit 6 has marginal impact on the direct sunlight to the glazing line.

ACN 129 231 269

NOTE: Eastern facade of neighbouring building is in shadow past 12pm

1pm (Completely over shadowed after 1pm)

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Balcony Shadowing A-4012 01

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11/8/21





Light Weight Cladding - Paint Finish Colour - Monument or similar



ASCR Powder Coated Aluminium Screen Colour - Monument or similar



Rendered Cement Colour - Raw



Face Brick 'Ash' Colour - Beige (or similar)



FC - PF Fibre Cement - Paint Finish Colour- Surfmist (or similar)

Colour - Raw

PFC Pre Fabricated Concrete



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Materials

A-5001 AS SHOWN

03

Sketch Section















Precedent Images

NEUTRAL BRICK MATERIAL PALETTE

VOIDS AND NATURAL SUNLIGHT

NATURALLY LIGHT TO CIRCULATION AREAS



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Perspective Section A-5002 03

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View from Princeton Avenue



View from Lexington Parade / Park Avenue



View from Princeton Avenue



View from Park Avenue



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2 Princeton Avenue Adamstown Heights NSW 2289

Perspective Views

A-5003 03
AS SHOWN 4/5/21

ment is the copylight of CKDS Architecture PTY LTD check and verify all dimensions on site, referies to the designer before proceeding with the work, do not scale drawings manually or electronic



Aerial View



View from Princeton Avenue

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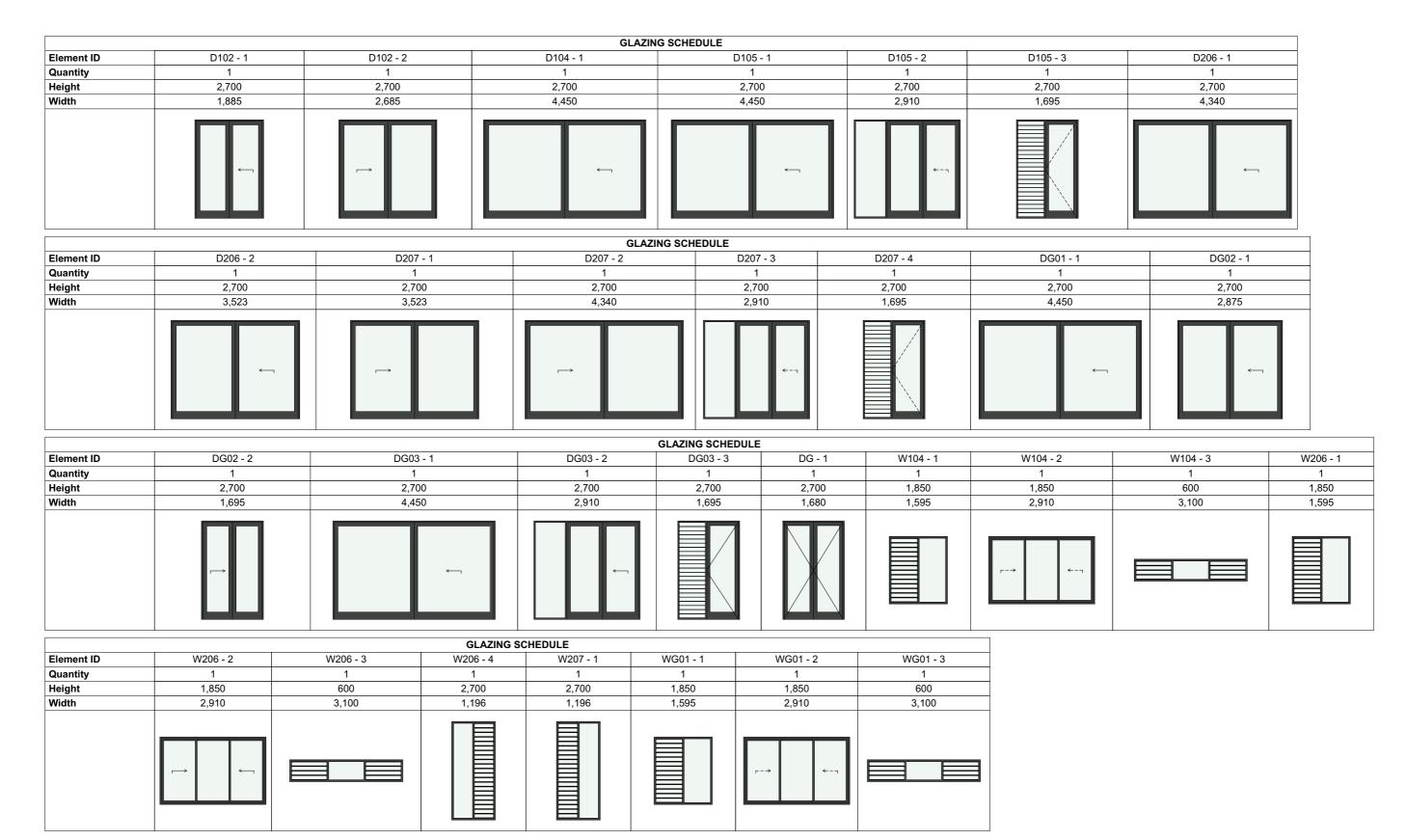
ACN 129 231 269

P 02 4929 1843



North Point

4/5/21





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ACN 129 231 269

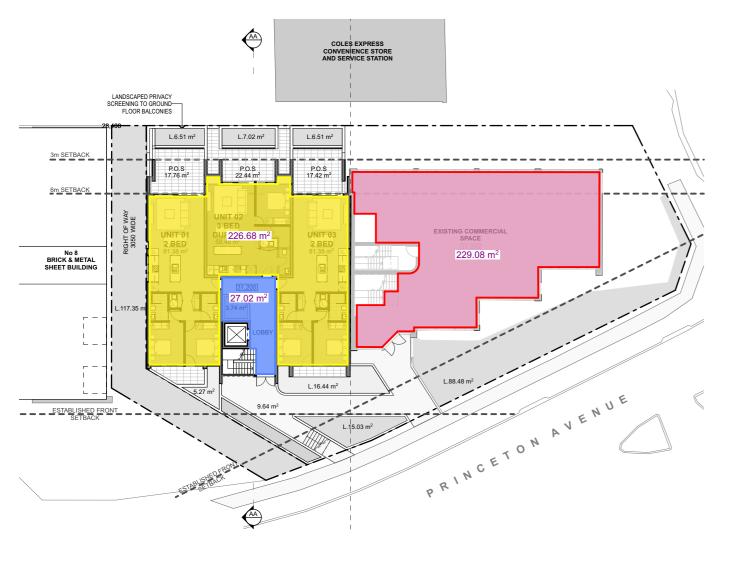
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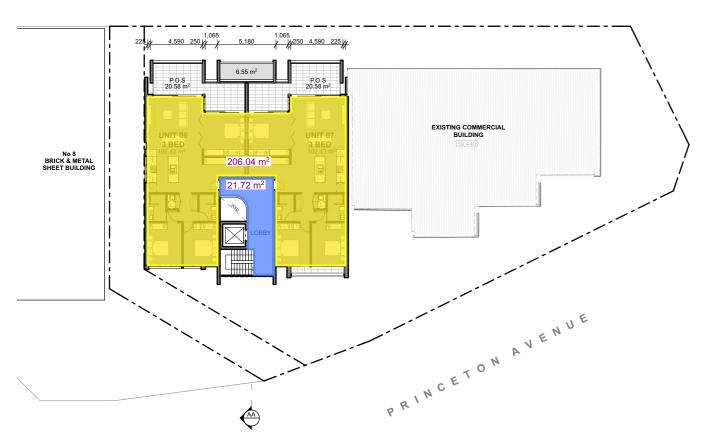


Glazing Schedule









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FSR Calculations A-7002 03

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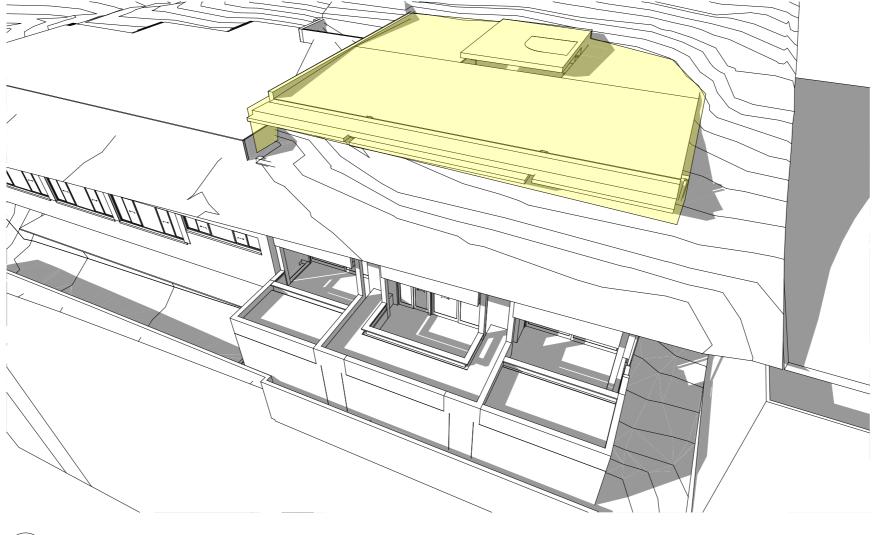
South Perspective showing 10m above ground level SCALE 1:213.77 @ A3

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10 Metre Height Limit SCALE @ A3

KEY:

PROPOSED ROOF RL

EXISTING GROUND RL

HEIGHT FROM EXISTING GROUND RL

PROPOSED DEVELOPMENT OUTSIDE OF HEIGHT RESTRICTIONS

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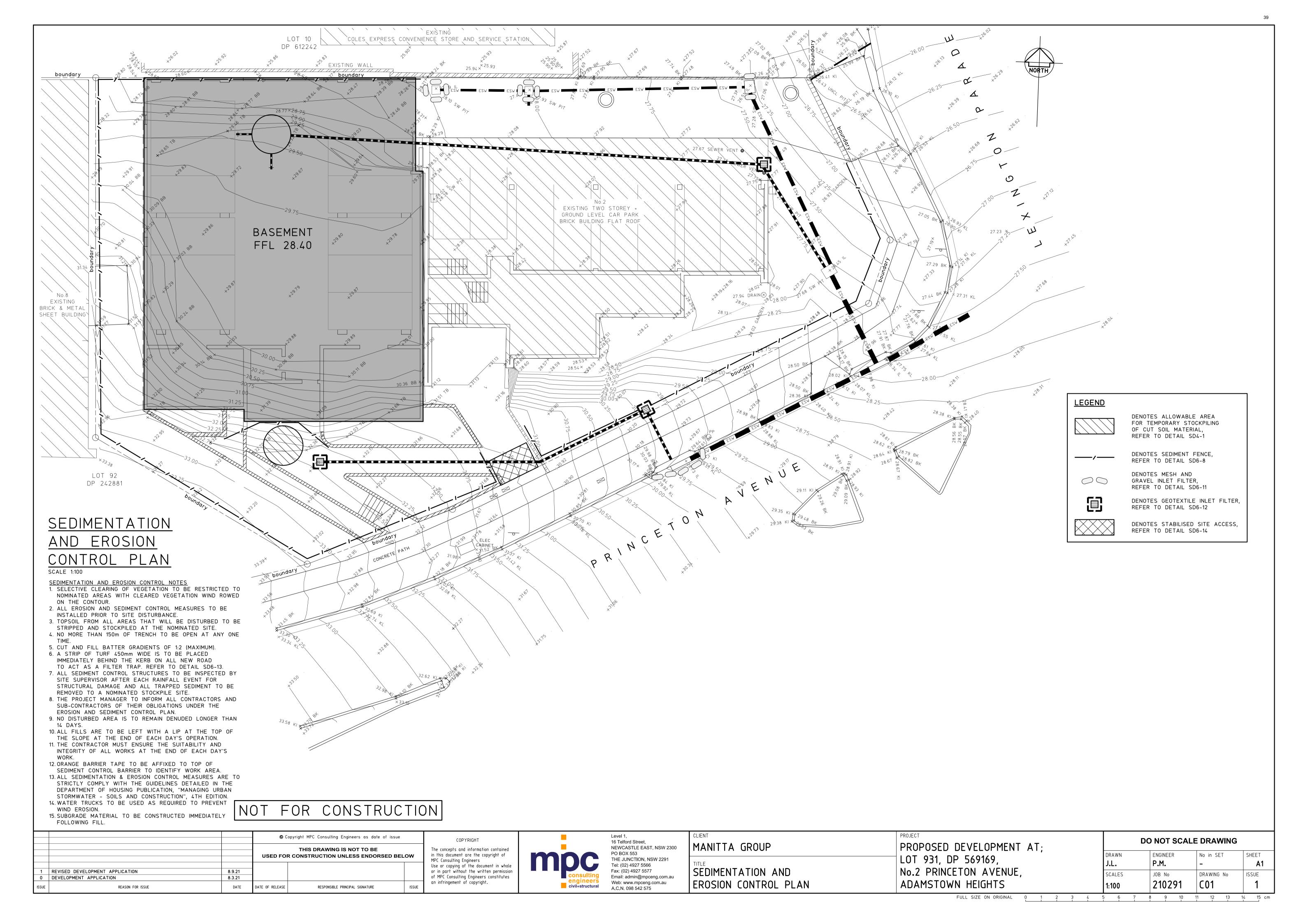


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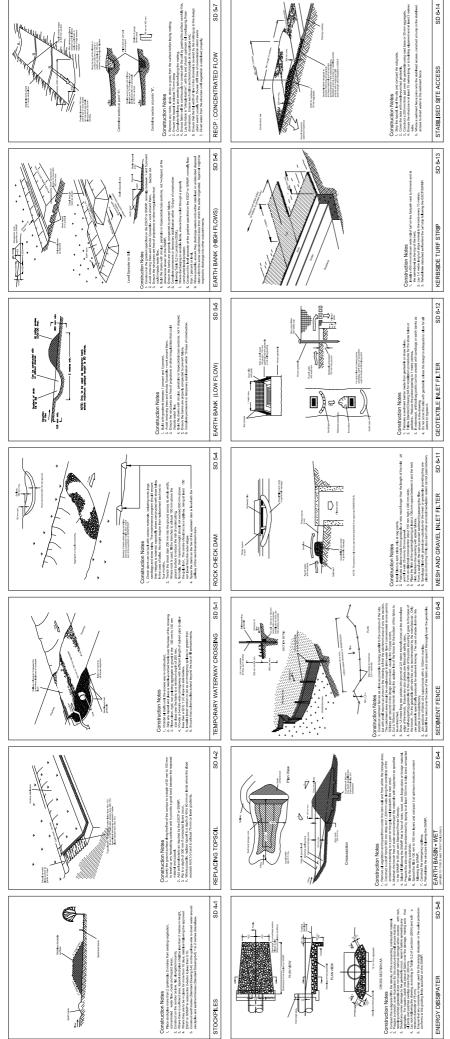
Height Compliance A-4008 01

2 Princeton Avenue Adamstown Heights NSW 2289

11/8/21







SEDIMENTATION AND EROSION CONTROL DETAILS

NOT FOR CONSTRUCTION

ö	ISSUE	RESPONSIBLE PRINCIPAL SIGNATURE	DATE OF RELEASE	DATE	REASON FOR ISSUE
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CLIENT	MANITTA GROUP			-	SEDIMENTATION A			
Level1,	16 Telford Street, NEWCASTLE EAST, NSW 2300	PO BOX 553	THE JUNCTION, NSW 2291	Tel: (02) 4927 5566	Fax: (02) 4927 5577	Email: admin@mpceng.com.au	Web: www.mpceng.com.au	A C N 108 Kd2 K7K
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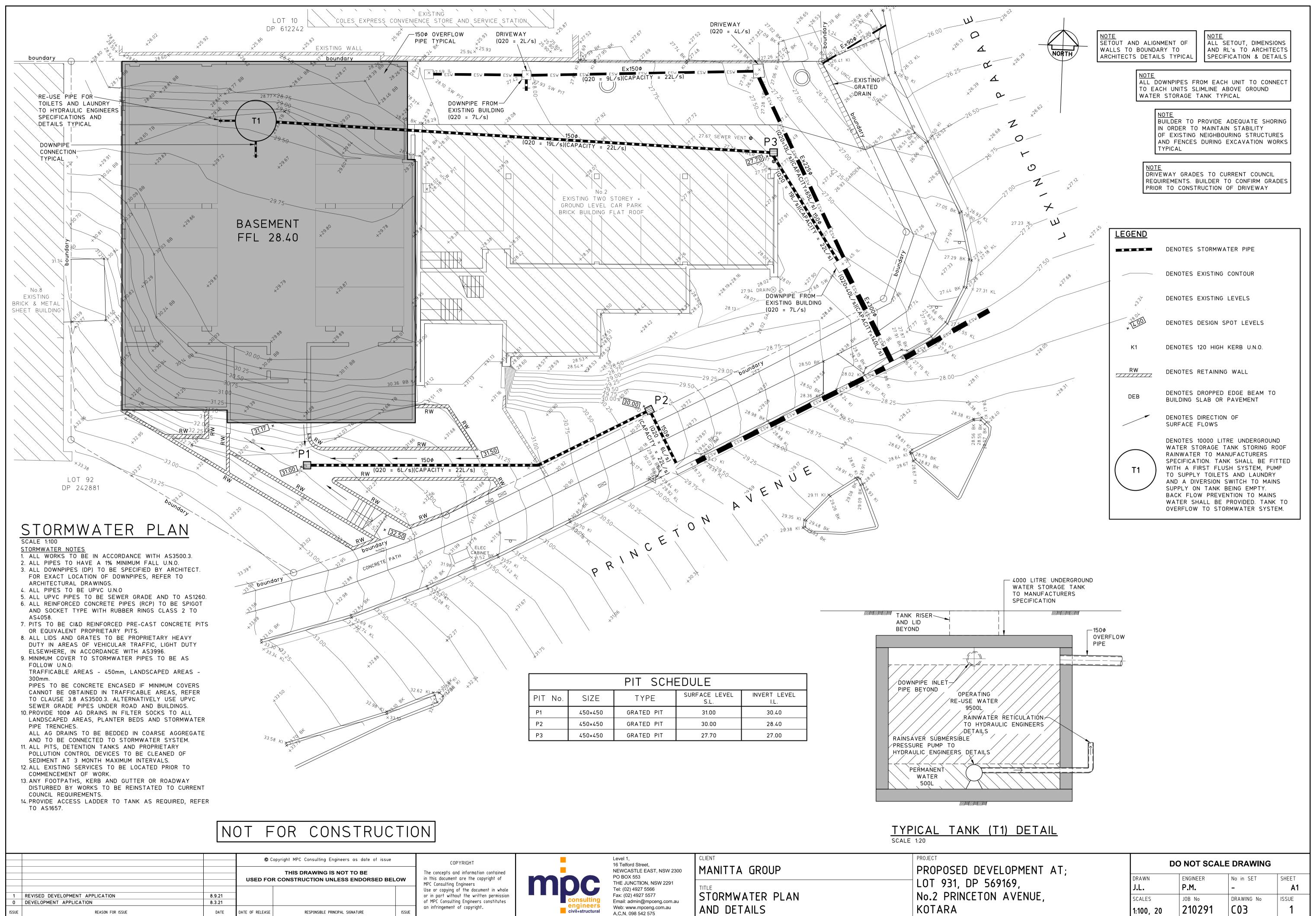
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NSW 2291	10	Ŀ	ceng.com.au	ig.com.au	9

DIMENTATION AND	DSION CONTROL DETAILS	

PROPOSED DEVELOPMENT AT; PROPOSED DEVELOPMENT AT; LOT 931, DP 569169; No.2 PRINCETON AVENUE; ROL DETAILS ADAMSTOWN HEIGHTS
--

No in SET	DRAWING No	C02
ENGINEER P.M.	N 80L	210291
DRAWN J.L.	SCALES	N.T.S.

DO NOT SCALE DRAWING



FULL SIZE ON ORIGINAL 0 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 cm

MANITTA PRINCETON DEVELOPMENT

April 2021



LOCATION MAP



Drawing Schedule

Name	Drawing Number	Revision
Cover Sheet	L000	Α
Ground Floor Landscape Plan	L101	Α
Indicative Plant Schedule On Ground	L301	Α

Statutory & Regulatory Guidelines

The City of NewcasIte

- Newcaslte Local Environmental Plan (2012)
- Newcastle Development Control Plan DCP (2012)
- NSW Apartment Design Guide: 4O Landscape Design & 4P Planting on Structures

Site Description:

The subject site is located at Lot 931(DP 569169) and the street address is 2 Princeton Avenue, Adamstown Heights, NSW.

The existing topography of the site is relatively flat site with a cross fall from the approximate high point RL 33.25 located on the north-east corner to the approximate low point RL 26.5 located in the south-west corner of the site with a fall of approximately 6.75

A two storey commerical brick building with undercroft car parking and vehcilar access to Lexington Parade. This building will be retained as part of this proposal. There is currently some boundary planting and expanses of hard paved areas. To the west of the site is undeveloped area of self-vegetated, unmanaged land which slopes to a retaining wall on the northern boundary.

Local Context/Character:

The existing street character residential, generally buildings are two storey with a mix of single dwellings and multidwellings.

Princeton Avenue has minimal street tree plantings with predominantly off-street parking associasted with the residential lots. The street splits into two, one-way streets, separated by a sloped vegetated nature strip. The nature strip has a mix of native and exotic species. The street has concrete kerbs and guttering with mown turf verge areas. The very few tree plantings and existing vegetation occur within the front garden areas of the residential lots and are predominantly exotic species. The very few trees and existing vegeation occurs within the front garden areas of the residential lots and are predominantly exotic species.

The only apparent infrastructure associated with the subject site is the pedestrian island crossing on Princeton Avenue and the overhead powerlines located on the north side of Princeton Avenue. The subject site is located adjacent to Kotara Westfield (located on Lexington Parade) and an existing Service Station (on the northern boundary). It is also in close proximity to Kotara commerical precinct (located on Park Ave) and the Kotara Railway Station.

Proposed Development:

The proposed development will include a four level, 7 apartment residential flat building There is a basement level carpark and the driveway entry to this car park is located to the north-west corner of the site.

There are private open space and public domain areas associated with this development and are as follows:

Private Open Space:

Private open space terrace and courtyard areas have been provided for each of the units on site and are in accordance with the minimum area requirements with Council's DCP & NSW Planning & Environment; Apartment Design Guide.

The landscape intent for these private open space terrace areas will include the following:

- Private terrace or courtyard areas for the each of the apartments that can be used for outdoor entertaining.
- Suitable screening between courtyard areas of each unit for privacy,
- Landscape buffer zone between the private open space terrace areas and any common open space areas for privacy
- Raised Garden Beds/Planters for individual private terrace areas and for residents to take ownership of their own garden bed (optional). Raised garden beds to provide a physical separation between private open space terrace areas and common open space terrace

The private open space areas for the apartment/unit complexes will include raised planters

on structure. All raised planters to include minimum suitable soil media in relation to trees. shrubs & groundcovers to promote optimum plant growth and in accordance with NSW Planning & Environment; Apartment Design Guide; Part 4P, Planting on Structures.

Public Domain Areas:

Public domain works with this residential flat building development will include street improvement works to Princeton Avenue.

These public domain improvement works will include the following:

- New insitu concrete footpaths to Council standards
- New turf verge and/or verge planting to Council standards

Species selection and location of all verge plantings will be in respect to existing/proposed services and infrastructure, on street car parking and car door openings.

Planting Design Strategy:

The planting design strategy for this residential flat building development to include the

- Tree planting within appropriate deep soil zones to reduce bulk & scale of the
- Evergreen tree planting to provide shade & amenity
- Deciduous tree planting to allow for solar access & seasonal change
- A broad planting palette to include a variety native species & exotic species to provide colour, texture, aroma & form
- · Implementation of some indigenous species to encourage canopy corridor links and bio-

With the proposed landscape design for this development we would implement the following safety planting initiatives:

- Avoid planting tree species that are prone to potential limb drop
- Avoid planting species close to paths and hard paved areas that are known for excessive flower and foliage drop that may cause potential slip hazards
- Avoid planting species that are known for invasive root structure that may cause damage to existing infrastructure and damage paths & hard paved areas, which may cause
- Avoid planting species that are known to be toxic or may cause respiratory, allergy and/or

Shrub species, sizing & locations are to ensure that passive surveillance is maintained at building, carpark & driveway entries path and all plantings are to be layered to with smaller groundcovers and shrubs adjacent to paths and buildings in accordance with Crime Prevention Through Environmental Design (CPTED) principles.

All proposed plant species selection has been considered in terms of soil types, species hardiness and on-going watering maintenance requirements. Predominantly low water use species (both native & exotic) have been grouped in regard to watering requirements and to reduce reliance on use of potable water.

P: 02 4302 0477 • ABN 12 129 231 269



xeriscapes 115 King Street Newcastle NSW 2300

P: 02 4302 0477 • ABN 12 129 231 269

MANITTA PRINCETON DEVELOPMENT 2 PRINCETON AVE ADAMSTOWN HEIGHTS

LANDSCAPE PLAN



PROJECT NO 20144

DATE 07.04.2021

DRAWING NO L001

SCALE 1:50 @ B1 0 0.2 0.5 1.0 1.5 2.5m 1:125 @ A3

lmag	e Botanical Name	Common Name	Heigl	re Matur ht Sprea		Soil Types *	UFAY				
Smal	Feature Trees		(****)	(****)					AND FREE SE		
	Acacia convenyi	Blue Bush	4	3					A CALL TO SEE THE SECOND SECON		
01	Acacia floribunda	Sally Wattle	4	2.5							
02	Agonis flexuosa 'Burgundy'	Burgundy WA Pepper	5	3							
02	Angophora costata 'Darni'	Dwarf Smooth-barked Apple	4.5	2.5							
03	Buckinghamia celsissima	Ivory Curl Tree	7.5	3	451						
00	Callicoma serratifolia	Black Wattle	6	3	102			THE WAR THE STATE OF THE STATE	THE PARTY OF THE P		
	Ceratopetalum gummiferum	NZ Christmas Bush	6	15			THE SHAPE OF THE S		一个一个一个一个一个		
	Eucalyptus caesia	Silver Princess	6	3	75L				The Karley St. St.		
04	Eucalyptus 'Summer Beauty'	Pink Flowering Gum	5	3	732				The state of the s		
04	Eucalyptus 'Summer Red'	Pink Flowering Gum	5	3				02	TK TK		0.5
	Leptospermum trinervium	Paperbark Tea-Tree	2.5	9	45L						
	Leptospermam timerviam	raperbark lea-liee	2.5	2	45L						
Docid	luous Trees										
05		Cropo murto	0	2							
05	Lagerstoemia indica	Crepe-myrtle	9	J							
	Magnolia denudata	Yulan Magnolia	7	4							
06	Plumeria obtusa	Singapore Plumeria	6	5							
06	Prunus cerasifera	Purple Leaf Plum	6	O							
Shrul										A STATE OF THE STA	
O7	Banksia Robur	Swamp Banksia	2	2							
07	Phormium tenax	NZ Flax	2	1.5							
80			2	1.5							
00	Phormium tenax 'Purpurea'	Purple NZ Flax	2	1.5							
09	Westringia fruticosa	Coastal Rosemary	2	2							
Shrul	os < 1.5m						06	07	08	09	
10	Callistemon viminalis 'Little John'	Little John Bottlebrush	0.7	0.7					Set		
10	Correa alba 'Prostrate'	Prostrate White Correa	0.7	1							
	Correa reflexa	Common Correa	0.8	0.6						MARIE MARIE THE PARTY OF THE PA	
	Dianella caerulea 'King Alfred'	King Alfred Flax Lily	0.7	0.7						经产业的工作的工作。	the same of the sa
11	Juncus usitatus	Tussock Rush	1	0.7						(1) 在 (1) (1) (1) (1) (1) (1) (1) (1) (1) (1)	
12	Leucophyta brownii	Cushion Bush	1	1							
13	Poa labillardieri 'Eskdale'	Green Tussock Grass	0.6	0.5							
10	i da labiliardieri Eskdale	areen russook arass	0.0	0.5						A TOP LOT A SAME OF	
Mass	Planted Groundcovers									THE RESERVE OF THE PARTY OF THE	
maoo	Acacia cognata 'Limelight'	Bower Wattle	0.8	1.2	140mm					多。	
	Hardenbergia violacea	Native Sarsparilla	0.5	3	140mm			SECTION AND AND ADDRESS.		"一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个	
14	Helichrysum 'Yellow Buttons'	Licorice Plant	0.6	1.5							
15	Rhagodia spinescens	Hedge Saltbush	0.5	2						A STATE OF THE STA	
10	Russelia equiformis	Coral Plants	0.5	3	200mm						《西方法》 [1] [2] [3] [4] [5] [6] [6] [6] [6]
16	Myoporum parvifolum Ýareena'	Yareena Creeping Boobialla	0.1	1	140mm			2			
10	wyoporani parviiolani raroona	rareena ereeping Beesland	0.1		1 10111111			(1) 1 (1) (1) (1) (1) (1) (1) (1) (1) (1			
Casc	ading										
17		Pigface	0.4	1							
		Cousin It Prostate Sheoak	0.1	1.5					CONTRACTOR OF THE STATE OF THE		
	Casuarina glauca 'Cousin It'										
19	Dichondra argentea 'Silver Falls'	Dichondra argentea 'Silver Falls'		1.2			The second secon		THE STATE OF THE STATE OF		
20	Rosmarinus officinalis 'Blue Lagoon'	Blue Lagoon Rosemary	0.3	1							
								The state of the s			
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ATTACHMENTS DISTRIBUTED UNDER SEPARATE COVER

DAC 19/10/21 - 2 Princeton Avenue Adamstown Heights - DA2021/00729 - Residential Flat Building - Three Storey Residential Flat Building Comprising Seven Units and Basement Parking, Associated Earthworks, Landscaping and Infrastructure

ITEM-19 Attachment B: Draft Schedule of Conditions



DRAFT SCHEDULE OF CONDITIONS



Application No: DA2021/00729

Land: Lot 931 DP 569169

Property Address: 2 Princeton Avenue Adamstown Heights NSW 2289

Proposed Development: Residential Flat Building - Three storey residential flat building

comprising seven units and basement parking, associated

earthworks, landscaping and infrastructure

SCHEDULE 1

APPROVED DOCUMENTATION

1. The development is to be implemented in accordance with the plans and supporting documents set out in the following table except where modified by any conditions of this consent.

Plan No / Supporting Document	Reference / Version	Prepared by	Dated
Plans	Project 20071 Dwg No A-1005 Rev 3	CKDS	4/5/21
	A-1101 Rev 3 A-		
	1102 Rev 3 A-1103		
	Rev 3 A-1104 Rev		
	3 A-1105 Rev 3 A-		
	2001 Rev 3 A-3001		
	Rev 3 A-5001 Rev		
	3 A-5002 Rev 3		
Engineering Plans	Job No 210291	MPC Consulting	08.09.2021
	Drg. No:	Engineers	
	C01, Issue 1		
	C03, Issue 1		
Landscape Plans	Project No 20144	Xeriscapes	7/4/21
	Dwg No L000 Rev		
	A L001 Rev A L301		
	Rev A		
Basix Certificate	119126OM	Chapman	13/4/21
		Environmental	
		Services	
Air and Odour Report		Advitech	1 February 2021
		Environmental	
Noise Impact Assessment	EMS21 8437	Environmental	23 March 2021
		Monitoring Services	
Detailed Contamination		Agility Engineering	19 February
Assessment			2020
SEPP 33 Screening		Advitech	19 May 2021

In the event of any inconsistency between conditions of this development consent and the plans/supporting documents referred to above, the conditions of this development consent prevail.

CONDITIONS TO BE SATISFIED PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

- 2. On-site parking accommodation is to be provided for a minimum of 9 vehicles and such be set out generally in accordance with the minimum parking layout standards indicated in Element 7.03 'Traffic, Parking and Access' of Council's adopted Newcastle Development Control Plan 2012. A bicycle rack for a minimum of 8 bicycles is to be included inside a basement storage room. Full details are to be included in documentation for a Construction Certificate application.
- 3. The car parking and vehicular access are to be designed to comply with the relevant provisions of AS/NZS 2890 Parking facilities. Details are to be included in documentation for a Construction Certificate application.
- 4. Roof water from the proposed new work is to be directed to the proposed water tank with a minimum capacity of 10,000 litres and being reticulated to any new toilet cisterns and cold-water washing machine taps, with a mains water top up being installed to maintain between 10% and 15% of the tank capacity. Alternatively, an electronically activated mechanical valve device is to be installed to switch any new toilet cisterns and laundry taps to mains water when the tank falls below 10% capacity. The water tank and plumbing is to be designed in accordance with the Plumbing Code of Australia (National Construction Code Volume 3). Full details are to be included in documentation for a Construction Certificate application.
- 5. All new impervious surfaces, including driveways and paved areas are to be drained to the nominated discharge controls. Details are to be included in documentation for a Construction Certificate application.
- 6. Any required clothes drying lines are to be screened from the street. Full details are to be included in the documentation for a Construction Certificate application.
- 7. The Developer designing and constructing the following works in connection with the proposed development within the Princeton Avenue public road reserve, adjacent to the site, at no cost to Council and in accordance with Council's guidelines and design specifications:
 - a) Stormwater connection to kerb inlet pit
 - b) Concrete footpath above stairs internal to site

Engineering design plans and specifications for the works being undertaken within the public road reserve are required to be prepared by a suitably qualified practising civil engineer with experience and competence in the related field and submitted to Council for approval pursuant to Section 138 of the Roads Act 1993 (NSW). The consent must be obtained, or other satisfactory arrangements confirmed in writing from Council, before the issue of a Construction Certificate.

- 8. The provision of Left Only regulatory signage for vehicles entering and exiting the site to be shown on the plans at the Lexington Parade driveway crossing. Full details to be submitted with the required Construction Certificate application.
- 9. The design of the proposal is to be in accordance with the plans stamped by Subsidence Advisory NSW. Full details are required to be submitted with the required Construction Certificate.

- 10. The proponent shall engage a suitably licensed asbestos removal contractor to remove the asbestos from the soil in accordance with the Detailed Contamination Assessment prepared by Agility Engineering dated 19 February 2020 and the Code of Practice for the Safe Removal of Asbestos [NOHSC:2002(2005)] and transport the asbestos waste to premises that can lawfully be used as a waste facility for that waste. Clearance certification to verify that the asbestos has been removed from the premises to a satisfactory standard is to be provided by an appropriately qualified occupational hygienist. This certification is to be included in the documentation for a Construction Certificate application.
- 11. The acoustic performance of all mechanical plant and equipment associated with the building is to be assessed by an appropriately qualified acoustic consultant prior to the issue of any required Construction Certificate. Documentation prepared by the appropriately qualified acoustic consultant certifying the development meets the recommendations set out in the report prepared by Noise Impact Assessment Environmental Monitoring Service, dated 23 March 2021, must be provided to the Accredited Certifier prior to release of any Construction Certificate.
- 12. Adequate ventilation being provided to the residential units in accordance with the requirements of the Building Code of Australia, whilst maintaining the required level of acoustic attenuation as detailed in the Acoustic Assessment report prepared by Environmental Monitoring Services dated 23 March 2021. Full details are to be included in the documentation for a Construction Certificate application.
- 13. The required approvals being obtained from Ausgrid, as detailed within their letter dated 12 July 2021 (Ref 1900108061) at attached, prior to the commencement of any works and issue of any Construction Certificate.
- 14. A total monetary contribution of \$29,652.93 is to be paid to the City of Newcastle, pursuant to Section 7.12 of the Environmental Planning and Assessment Act 1979, such contribution to be payable prior to the issue of a Construction Certificate in respect of the proposed development.

Note:

- i) This condition is imposed in accordance with the provisions of the City of Newcastle's Section 7.12 Newcastle Local Infrastructure Contributions Plan 2019.
- The City of Newcastle's Section 7.12 Newcastle Local Infrastructure Contributions Plan 2019 permits deferred or periodic payment of levies in certain circumstances.
 A formal modification of this condition will be required to enter into a deferred or periodic payment arrangement.
- iii) The amount of contribution payable under this condition has been calculated on the basis of the current rate as at the date of consent and is based on the most recent quarterly Consumer Price Index (CPI) release made available by the Australian Bureau of Statistics (ABS). The CPI index rate is expected to rise at regular intervals and therefore the actual contribution payable is indexed and recalculated at the CPI rate applicable on the day of payment.

CPI quarterly figures are released by the ABS on a date after the indexation quarter and, as a guide, these approximate dates are as follows:

Indexation quarters	Approximate release date
September	Late October
December	Late January
March	Late April
June	Late July

Any party intending to act on this consent should contact City of Newcastle's Customer Enquiry Centre for determination of the indexed amount of contribution on the date of payment.

- All stormwater runoff from the proposed development being managed in accordance with the requirements of Element 7.06 'Stormwater' of Newcastle Development Control Plan 2012, the associated Technical Manual and the latest issue of AS 3500.3 as applicable, as indicated on the stormwater management concept plan prepared by MPC Consulting Engineers (Job No 210291 Drg. No. C01 & C03, Issue 1, dated 08.09.2021). Full details are to be included in documentation for a Construction Certificate application.
- 16. All proposed planting and landscape elements indicated on the submitted landscape concept plan or otherwise required by the conditions of this consent are to be detailed on a comprehensive landscape plan and specification. The plan and specification are to be prepared in accordance with the provisions of Newcastle Development Control Plan 2012 and is to include details of the following:
 - a) cross sections through the site
 - b) proposed contours or spot levels
 - c) botanical names
 - d) quantities and container size of all proposed trees
 - e) shrubs and ground cover
 - f) details of proposed soil preparation
 - g) mulching and staking
 - h) treatment of external surfaces and retaining walls where proposed
 - i) provision of an automatic watering system should be provided to all on-structure landscape areas
 - j) drainage, location of taps and
 - k) maintenance periods.

The plan and specification are to be prepared by a qualified landscape designer and be included in documentation for a Construction Certificate application.

- 17. The applicant is to comply with all of Hunter Water's requirements to provide your development with water supply and sewerage services. A copy of Hunter Water's compliance certificate (*Hunter Water Act 1991* Section 50) must be submitted with your Construction Certificate application.
- 18. A group type mailbox is to be provided at the street frontage in accordance with the requirements of Australia Post, clearly displaying individual unit numbers and the required house number. Full details are to be included in the documentation for a Construction Certificate application.
- 19. A separate application is to be lodged and consent obtained from the City of Newcastle for all works within the road reserve pursuant to Section 138 of the *Roads Act 1993*. The consent is to be obtained, or other satisfactory arrangements confirmed in writing from the City of Newcastle, before the issue of a Construction Certificate.
- 20. All proposed driveways, parking bays and vehicular turning areas are to be constructed with a basecourse of a depth to suit design traffic and be sealed with either bitumen

seal, asphaltic concrete, concrete or interlocking pavers. Details are to be included in documentation for a Construction Certificate application.

21. A design verification statement from a qualified designer shall be submitted to the Certifying Authority. The statement shall confirm the Construction Certificate plans and specifications achieve or improve the design quality of the development for which consent is granted, having regard to the design quality principles set out in Part 2 of State Environmental Planning Policy No. 65 – Design Quality of Residential Flat Development.

Full details are to be included in the documentation for the first Construction Certificate for the residential flat development.

Note: 'Qualified Designer' means a person registered as an architect in accordance with the Architects Act 2003. This condition is imposed in accordance with Clauses 143A of the Environmental Planning and Assessment Regulation 2000.

CONDITIONS TO BE SATISFIED PRIOR TO THE COMMENCEMENT OF WORK AND DURING THE CONSTRUCTION PHASE

- 22. Waste management is to be implemented in accordance with the approved Waste Management Plan. At a minimum, the following measures are to be implemented during the construction phase:
 - a) A waste container of at least one cubic metre capacity is to be provided, maintained and regularly serviced from the commencement of operations until the completion of the building, for the reception and storage of waste generated by the construction of the building and associated waste;
 - b) The waste container is to be, at minimum, constructed with a 'star' picket (corners) and weed control mat (sides), or equivalent. The matting is to be securely tied to the pickets;
 - c) Provision is to be made to prevent windblown rubbish leaving the site; and
 - d) Footpaths, road reserves and public reserves are to be maintained clear of rubbish, building materials and all other items.

Note: Fines may be issued for pollution/littering offences under the *Protection of the Environment Operations Act 1997*.

- 23. Certification is to be prepared by a Registered Surveyor and submitted to the Principal Certifier at the stages of construction indicated:
 - a) On completion of ground floor construction, confirming that the floor levels are in accordance with the approved levels.
 - b) On completion of each subsequent floor level, confirming that the floor levels are in accordance with the approved levels.
 - c) When the roof has been completed, confirming that the building does not exceed the approved levels.
- 24. Any alteration to natural surface levels on the site is to be undertaken in such a manner as to ensure that there is no increase in surface water runoff to adjoining properties or that runoff is impounded on adjoining properties, as a result of the development.
- 25. Stormwater is to be conveyed to the existing property stormwater drains by way of a sealed pipe system. The existing drains are to be checked for adequacy and cleared of any obstructions.

- 26. On-site car parking accommodation is to be provided for a minimum of 9 vehicles and such being set out generally in accordance with the details indicated on the submitted plans except as otherwise provided by the conditions of consent.
- 27. City of Newcastle's 'Prevent Pollution' sign is to be erected and maintained in a conspicuous location on or adjacent to the property boundary, so it is clearly visible to the public, or at other locations on the site as otherwise directed by the City of Newcastle, for the duration of demolition and construction work.
 - The sign can be obtained by presenting your development application receipt at City of Newcastle's Customer Enquiry Centre, Wallsend Library or the Master Builders Association Newcastle.
- 28. Any excavated material to be removed from the site is to be assessed and classified in accordance with the NSW Environment Protection Authority's 'Waste Classification Guidelines Part 1: Classifying Waste' and be transported and disposed of in accordance with the provisions of the Protection Of The Environment Operations Act 1997 and the Protection Of The Environment (Waste) Regulation 2014.
- 29. Any fill material imported into the site is to be Virgin Excavated Natural Material or material subject to a Resource Recovery Order that is permitted to be used as a fill material under the conditions of the associated Resource Recovery Exemption, in accordance with the provisions of the *Protection of the Environment Operations Act* 1997 and the *Protection of the Environment (Waste) Regulation 2014.*
- 30. Documentation verifying compliance with the conditions of a relevant Resource Recovery Order and Resource Recovery Exemption are to be maintained for any material received at the site and subsequently applied to land under the conditions of the Resource Recovery Order and Resource Recovery Exemption. This documentation is to be provided to City of Newcastle officers or the Principal Certifier on request.
- 31. All necessary measures are to be undertaken to control dust pollution from the site. These measures are to include, but are not limited to:
 - a) Restricting topsoil removal;
 - b) Regularly and lightly watering dust prone areas (note: prevent excess watering as it can cause damage and erosion);
 - c) Alter or cease construction work during periods of high wind; and
 - d) Erect green or black shadecloth mesh or similar products 1.8m high around the perimeter of the site and around every level of the building under construction.
- 32. All external items of air conditioning plant are to be screened or positioned in such a manner as to not detract from the visual presentation of the building.
- 33. Toilet facilities are to be available or provided at the work site before works begin and be maintained until the works are completed, at a ratio of one toilet plus one additional toilet for every 20 persons employed at the site.

Each toilet is to:

- a) Be a standard flushing toilet connected to a public sewer, or
- b) Have an on-site effluent disposal system approved under the *Local Government Act 1993*, or
- c) Be a temporary chemical closet approved under the Local Government Act 1993.

- 34. A rigid and durable sign is to be erected on any site on which building work, subdivision work or demolition work is being carried out, before the commencement of the work:
 - a) showing the name, address and telephone number of the Principal Certifier for building work and subdivision work, and
 - b) showing the name, address and telephone number of the Principal Contractor for any building work and also including a telephone number on which the Principal Contractor may be contacted at any time for business purposes, and
 - c) stating that unauthorised entry to the work site is prohibited, and
 - d) being erected in a prominent position that can be read easily by anyone in any public road or other public place adjacent to the site.

Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out.

- 35. All building work is to be carried out in accordance with the provisions of the National Construction Code.
- 36. In the case of residential building work for which the *Home Building Act 1989* requires there to be a contract of insurance in force, such a contract of insurance is to be in force before any building work authorised to be carried out by this consent commences.
- 37. All excavations and backfilling are to be executed safely and excavations are to be properly guarded and protected to prevent them from being dangerous to life and property.
- 38. If the soil conditions require it, retaining walls associated with the erection or demolition of a building or other approved methods of preventing movement of the soil are to be provided. All building materials, plant and equipment is to be placed on the site of the development, to ensure that pedestrian and vehicular access in public places is not restricted and to prevent damage to the road reserve. The storage of building materials on City of Newcastle reserves, including the road reserve, is not permitted.
- 39. The proposed visitor parking bays are to be clearly indicated by means of signs and/or pavement markings.
- 40. Construction/demolition work that generates noise that is audible at residential premises is to be restricted to the following times:
 - Monday to Friday, 7:00 am to 6:00 pm and
 - Saturday, 8:00 am to 1:00 pm.

No noise from construction/demolition work is to be generated on Sundays or public holidays.

- 41. Erosion and sediment control measures are to be implemented prior to the commencement of works and maintained during the period of demolition and/or construction in accordance with the requirements of Managing Urban Stormwater: Soils and Construction 4th Edition Vol. 1 (the 'Blue Book') published by Landcom, 2004. Controls are not to be removed until the site is stable with all bare areas supporting an established vegetative cover.
- 42. Prior to the commencement of work, a 3.0m wide all-weather vehicle access is to be provided from the kerb and gutter to the building under construction, to reduce the potential for soil erosion. Sand or soil is not to be stockpiled on the all-weather vehicle access.

- 43. Where the proposed development involves the destruction or disturbance of any survey monuments, those monuments affected are to be relocated, at no cost to the City of Newcastle, by a Surveyor registered under the *Surveying and Spatial Information Act* 2002.
- 44. The existing street trees (16981380 & 16981381) are required to be retained are to be physically protected in accordance with the City of Newcastle *Urban Forest Technical Manual*, Part B *Public Trees*.

The tree protection fencing is to remain in place and be maintained until all works have been completed, with no waste materials, washouts, equipment or machinery to be stored within the fenced area.

CONDITIONS TO BE SATISFIED PRIOR TO THE ISSUE OF AN OCCUPATION CERTIFICATE, A SUBDIVISION CERTIFICATE OR A STRATA CERTIFICATE

- 45. The water management measures as indicated on the submitted plans and Statement of Environmental Effects and/or as modified under the terms of this consent are to be implemented and the nominated fixtures and appliances are to be installed and operational prior to issue of an Occupation Certificate.
- 46. Acoustic treatment is to be implemented in accordance with the recommendations set out in the report prepared by Noise Impact Assessment Environmental Monitoring Services, dated 23 March 2021. Written final certification verifying that the recommended acoustic treatment has been implemented in accordance with the requirements of the above report is to be submitted to the Principal Certifier and the City of Newcastle prior to the issue of an Occupation Certificate.

Note: The acoustic consultant may need to be involved during the construction process, in order to ensure that final certification is achieved.

- 47. The premises are to obtain allocated street addresses from the City of Newcastle, in accordance with City of Newcastle's *House Numbering Policy* and the *Surveying and Spatial Regulation*, prior to the issue of any Occupation Certificate and any occupation of the premises.
- 48. Written certification from an appropriately qualified acoustic consultant confirming that noise from all mechanical plant and equipment achieves the required acoustic attenuation to comply with the conditions of consent and the requirements of the *Protection of the Environment Operations Act 1997*, is to be submitted to the Principal Certifier prior to issue of an Occupation Certificate.
- 49. All commitments listed in the relevant BASIX certificate (No.119126OM) for the development are to be satisfactorily completed prior to the issue of an Occupation Certificate. Should there be any changes to the specifications of the dwelling that have implications for compliance with the approved certificate, except where restricted or excluded by any other condition of consent, an amended BASIX Certificate can be relied upon as having complied with this condition. A copy of any amended BASIX Certificate is to be provided to the City of Newcastle with Occupation Certificate documentation.
- 50. All public footways, footpaving, kerbs, gutters and road pavement damaged during the works are to be immediately repaired following the damage, to a condition that provides for safe use by pedestrians and vehicles. Full restoration of the damage is to be carried out to City of Newcastle's satisfaction prior to the completion of demolition work or prior to the issue of any Occupation Certificate in respect of development involving building work.
- 51. All works within the road reserve required by this consent are to be completed prior to the issue of an Occupation Certificate.

52. A design verification statement from a qualified designer shall be submitted to the Principal Certifying Authority prior to the issue of an Occupation Certificate, whichever occurs first. The statement shall confirm the development has been constructed in accordance with the quality principles set out in Part 2 of State Environmental Planning Policy No. 65 - Design Quality of Residential Flat Development.

Note: 'Qualified Designer' means a person registered as an architect in accordance with the Architects Act 2003. This condition is imposed in accordance with Clauses 154A of the Environmental Planning and Assessment Regulation 2000.

- 53. A Landscape Establishment Report is to be submitted to Council following completion of a three-month maintenance period, verifying that satisfactory maintenance of the landscape works has been undertaken and any necessary rectification measures have been carried out to a high professional standard; copy of report format attached.
- 54. The premises are to be identified by the provision of house and street numbers on the building exterior and mailbox, respectively, such that they are clearly visible from the road frontage.

The minimum numeral heights are to be:

- a) Exterior of the building = 75mm and
- b) Group mailbox street number = 150mm house number = 50mm

CONDITIONS TO BE SATISFIED DURING THE OPERATION AND USE THE DEVELOPMENT

55. The use and occupation of the premises, including all plant and equipment installed thereon, is not to give rise to any offensive noise, as defined under the *Protection of the Environment Operations Act 1997*.

Should City of Newcastle consider that offensive noise has emanated from the premises, the owner/occupier of the premises will be required to submit an acoustic assessment prepared by a suitably qualified acoustical consultant recommending acoustic measures necessary to ensure future compliance with this condition and will be required to implement such measures within a nominated period. Furthermore, written certification from the said consultant, verifying that the recommended acoustic measures have been satisfactorily implemented, will be required to be submitted to City of Newcastle prior to the expiration of the nominated period.

56. The use and occupation of the premises is not to give rise to the emission of any 'air impurity' as defined under the Protection of the Environment Operations Act 1997, that interferes unreasonably with the amenity of neighbouring premises and/or other sensitive receivers.

Should City of Newcastle consider that unreasonable levels of air impurities have been emitted from the premises, the owner/occupier will be required to engage a suitably qualified consultant to recommend measures to control emission of air impurities to an acceptable level and such measures will be required to be implemented within a nominated time period. Furthermore, written certification from the suitably qualified consultant will be required to be submitted to City of Newcastle, confirming that air impurity emissions from the premises do not interfere unreasonably with the amenity of neighbouring premises and/or other sensitive receptors, before the expiration of the nominated period.

57. Access to the underground tank vents by occupants at the northern boundary of the development site is to be prevented via fencing to minimise the risk of interference with the fuel infrastructure as recommended in the SEPP 33 Screening prepared by Advitech 19 May 2021.

ADVISORY MATTERS

- A copy of the final Fire Safety Certificate (together with a copy of the current fire safety schedule) is to be given to the Commissioner of NSW Fire Brigades and a further copy of the Certificate (together with a copy of the current fire safety schedule) is to be prominently displayed in the building.
- An annual Fire Safety Statement in the form described in Clause 175 of the
 Environmental Planning and Assessment Regulation 2000 is to be submitted to the City
 of Newcastle and a copy (together with a copy of the current fire safety schedule) is to
 be given to the Commissioner of New South Wales Fire Brigades. A further copy of the
 Statement (together with a copy of the current fire safety schedule) is to be prominently
 displayed in the building.
- It is recommended that, prior to commencement of work, the free national community service 'Dial before you Dig' be contacted on 1100 or by fax on 1200 652 077 regarding the location of underground services in order to prevent injury, personal liability and even death. Inquiries should provide the property details and the nearest cross street/road.
- Any necessary alterations to public utility installations are to be at the developer/demolisher's expense and to the requirements of the City of Newcastle and any other relevant authorities. City of Newcastle and other service authorities should be contacted for specific requirements prior to the commencement of any works.
- Any approval for fences on side boundaries, common to other private properties, is independent of any consent or agreement which may be required from any adjoining owner under the provisions of the *Dividing Fences Act 1991*.
- Prior to commencing any building works, the following provisions of Part 6 of the *Environmental Planning and Assessment Act 1979* are to be complied with:
 - a) A Construction Certificate is to be obtained; and
 - b) A Principal Certifier is to be appointed for the building works and the City of Newcastle is to be notified of the appointment; and
 - c) The City of Newcastle is to be given at least two days notice of the date intended for commencement of building works.
- Prior to the occupation or use of a new building, or occupation or use of an altered portion of, or an extension to a building, an Occupation Certificate is to be obtained from the Principal Certifier appointed for the proposed development. An application for an Occupation Certificate is to contain the information set out in Clause 149 of the *Environmental Planning and Assessment Regulation 2000*.
- It is an offence under the provisions of the *Protection of the Environment Operations Act* 1997 to act in a manner causing, or likely to cause, harm to the environment. Anyone allowing material to enter a waterway or leaving material where it can be washed off-site may be subject to a penalty infringement notice (i.e. 'on-the-spot fine') or prosecution.
- Failure to comply with the conditions of consent constitutes a breach of the Environmental Planning and Assessment Act 1979, which may be subject to a penalty infringement notice (i.e. 'on-the-spot fine') or prosecution.

SCHEDULE 2

REASONS FOR THE DETERMINATION & CONSIDERATION OF COMMUNITY VIEWS

The determination decision was reached for the following reasons:

- The proposed development, subject to the recommended conditions, is consistent with the objectives of the applicable environmental planning instruments, being; Newcastle Local Environmental Plan 2012 (NLEP) and applicable State Environmental Planning Policies.
- The proposed development is, subject to the recommended conditions, consistent with the objectives of the Newcastle Development Control Plan 2012 (NDCP).
- The proposed development is considered to be of an appropriate scale and form for the site and the character of the locality.
- The proposed development has appropriate management and mitigation of impacts through conditions of consent.
- The proposed development, subject to the recommended conditions, will not result in unacceptable adverse impacts upon the natural or built environments.
- The proposed development is a suitable and planned use of the site and its approval is within the public interest.

REASONS WHY THE CONDITIONS HAVE BEEN IMPOSED

The following conditions are applied to:

- Confirm and clarify the terms of Council's determination;
- Identify modifications and additional requirements that will result in improved compliance, development and environmental outcomes;
- Prevent, minimise, and/or offset adverse environmental impacts including economic and social impacts;
- Set standards and measures for acceptable environmental performance; and
- Provide for the ongoing management of the development.



ATTACHMENTS DISTRIBUTED UNDER SEPARATE COVER

DAC 19/10/21 - 2 Princeton Avenue Adamstown Heights - DA2021/00729 - Residential Flat Building - Three Storey Residential Flat Building Comprising Seven Units and Basement Parking, Associated Earthworks, Landscaping and Infrastructure

ITEM-19 Attachment C: Processing Chronology

Development Applications Committee Meeting 19 October 2021



THE CITY OF NEWCASTLE Report to Development Applications Committee Meeting on 19 October 2021



PROCESSING CHRONOLOGY

DA2021/00729 - 2 Princeton Avenue Adamstown Heights

7 June 2021	Application Lodged
9 to 29 June 2021	Public Notification
28 July 2021	Request for further information
18 August 2021	Additional Information Provided
25 August 2021	Urban Design Review Panel meeting held
3 September 2021	Request for further information
8 September 2021	Additional Information Provided